

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRADLEY JOHN BELLISARIO

Appellant,

v.

EMILY BELLISARIO,

Respondent.

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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. 10

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15	12/20/2021	Plaintiff's Exhibit 25	AA3681
15	12/20/2021	Plaintiff's Exhibit 26	AA3682-3720
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16	12/20/2021	Plaintiff's Exhibit 28	AA3800-3802
16	12/20/2021	Plaintiff's Exhibit 29	AA3803-3805
16	12/20/2021	Plaintiff's Exhibit 30	AA3806-3824
16	12/20/2021	Plaintiff's Exhibit 31	AA3825-3841
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16	12/20/2021	Plaintiff's Exhibit 58	AA3964-3966
16	12/20/2021	Plaintiff's Exhibit 59	AA3967-3971
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
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17	12/20/2021	Plaintiff's Exhibit 106	AA4100-4102
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17	12/20/2021	Plaintiff's Exhibit 108	AA4124
17	12/20/2021	Plaintiff's Exhibit 109	AA4125-4177
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19	12/20/2021	Plaintiff's Exhibit 122	AA4606-4608
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2	12/01/2020	Affidavit of Sandra L. Pomrenze	AA0334-336
5	02/08/2021	Affidavit of Service	AA1044
8	03/03/2021	Affidavit of Service	AA1755
2	11/25/2020	Affidavit Regarding Grounds for Disqualification of Judge	AA0327-333
6	02/10/2021	Affidavit Regarding Grounds for Disqualification of Judge	AA1272-1351
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5	02/07/2021	Bradley Bellisario's Financial Disclosure Form	AA1034-1040
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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	AA3660-3669
15	12/20/2021	Plaintiff's Exhibit 22	AA3670-3677
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15	12/20/2021	Plaintiff's Exhibit 24	AA3680
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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
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16	12/20/2021	Plaintiff's Exhibit 36	AA3863-3864
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16	12/20/2021	Plaintiff's Exhibit 38	AA3867-3869
16	12/20/2021	Plaintiff's Exhibit 39	AA3870-3873
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)	
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16	12/20/2021	Plaintiff's Exhibit 43 (video)	
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16	12/20/2021	Plaintiff's Exhibit 45A (video)	
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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
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15	12/20/2021	Plaintiff's Exhibit 6	AA3509-3515
16	12/20/2021	Plaintiff's Exhibit 60	AA3972-3982
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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
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17	12/20/2021	Plaintiff's Exhibit 78	AA4020
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15	12/20/2021	Plaintiff's Exhibit 8	AA3526-3532
17	12/20/2021	Plaintiff's Exhibit 80	AA4022
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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 Seal Exhibit "124"	AA4863-4865
9	03/30/2021	Plaintiff's Opposition to Defendant's Motion for a Protective Order; and Countermotion for Attorney's Fees and Costs and Related Relief	AA2121-2135
14	11/19/2021	Plaintiff's Pre-Trial Memorandum	AA3414-3437
14	12/20/2021	Plaintiff's Trial Exhibit List with Exhibits Offered/Admitted/Denied/Objections	AA3460-3476
2	04/29/2020	Reply to Counterclaim	AA0301-303
7	02/23/2021	Reply to Judge Mary Perry's Response to Defendant's Motion to Disqualify Judge	AA1662-1670
2	04/29/2020	Reply to Opposition	AA0268-283
8	03/04/2021	Reply to Opposition to Defendant's Motion to Disqualify Judge Pursuant to NCJC 2.11; Countermotion for Award of Attorney's Fees and Costs	AA1756-1797
10-11	04/29/2021	Reply to Plaintiff's Opposition to Defendant's Motion for Relief From Order After Hearing 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	AA2479-2508
11	04/29/2021	Reply to Plaintiff's Opposition to Defendant's Motion to Reconsider Order Against Domestic Violence Entered April 6, 2021; and Countermotion for An Award of Attorney's Fees and Costs	AA2509-2516
13	05/17/2021	Reply to Plaintiff's Opposition to Defendant's Motion to Remove S.C.R.A.M. Device; And Opposition to Plaintiff's Motion to Drug Test Defendant, for an Award of Attorney's Fees and Costs, and Related Relief	AA3004-3013
7	02/16/2021	Response to Defendant's Motion to Disqualify Judge	AA1549-1554

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

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 10 as follows:

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

Amanda Roberts, Esq.
efile@lvfamilylaw.com

/s/ Crystal Beville
Crystal Beville

1 THE COURT: Who --
2 MS. ROBERTS: -- Your Honor.
3 THE COURT: Who -- okay, who's McKinley?
4 MS. ROBERTS: McKinley --
5 THE DEFENDANT: It's -- it's --
6 MS. ROBERTS: -- was a mutual --
7 THE DEFENDANT: -- her family friend.
8 MS. ROBERTS: -- friend of their -- McKinley was a
9 mutual friend of theirs. She is one of the people that
10 specifically violated based upon -- we had to hire a private
11 investigator to prove to Judge Pomrenze that he was violating
12 the orders. Sarah McKinley would do the exchange and then
13 just leave him with the children knowing that it had to be
14 supervised because my client and my office had communication
15 with her regarding that issue. So she knew it was supposed to
16 be supervised. She was supposed to be with him a hundred
17 percent of the time. And she would do the exchange so it
18 looked like it was supervised and then leave him off with the
19 children.
20 THE COURT: Okay. What about something -- what
21 about one of these other professional places? That way it's
22 -- it's not just sitting here --
23 THE DEFENDANT: Yeah.
24 THE COURT: -- at the courthouse --

1 THE DEFENDANT: Because otherwise --
2 THE COURT: -- all the time.
3 THE DEFENDANT: -- it's on the bench. Like it's --
4 MS. ROBERTS: So the only other one that I know is
5 Family First. And it's the same thing. My understanding from
6 my other client is it's just a room. You can rent games and
7 toys you play. It's no different than --
8 THE COURT: You rent --
9 MS. ROBERTS: -- Donna's House.
10 THE COURT: -- games and toys or you use them?
11 MS. ROBERTS: You can bring them but you can --
12 THE COURT: You can bring them.
13 MS. ROBERTS: -- bring them to Donna's House too.
14 Donna's House lets you brings things in for the children.
15 I've had clients --
16 THE DEFENDANT: Well --
17 MS. ROBERTS: -- bring bikes and ride bikes in the
18 courtyard with their children --
19 THE DEFENDANT: If we're --
20 MS. ROBERTS: -- scooters, they bring games --
21 THE COURT: Mr. Bellisario, what?
22 THE DEFENDANT: If we can do it with my -- my
23 parents, my parents would stay. My Mom -- my parents are
24 flying in this Friday anyway --

1 MS. ROBERTS: But Mr. --
2 THE DEFENDANT: -- so --
3 MS. ROBERTS: -- Bellisario's parents knew the court
4 order and they still violated it, Your Honor.
5 THE COURT: How did --
6 THE DEFENDANT: It --
7 THE COURT: -- they violate it?
8 MS. ROBERTS: Because they left him alone with the
9 children knowing --
10 THE COURT: Okay.
11 MS. ROBERTS: -- they were supposed to be --
12 THE COURT: Okay.
13 MS. ROBERTS: -- supervised.
14 THE DEFENDANT: They --
15 THE COURT: So --
16 THE DEFENDANT: -- never --
17 THE COURT: -- what -- what -- why don't -- yes,
18 ma'am.
19 THE PLAINTIFF: I don't feel safe around his mom.
20 When we did our exchanges at the northwest, she got right in
21 my face and she pushed me with her body.
22 THE DEFENDANT: This --
23 THE PLAINTIFF: I almost fell over -- I don't feel
24 safe around her. I don't feel safe around him. I don't feel

1 like my safe -- my kids are safe around there. My son -- my
2 son he says -- he says Mom, what am I going to do when you die
3 and I say I'm not going to die. And he says your daddy tell
4 -- daddy says he's going to kill you and I think he's going to
5 kill you soon. I'm not going to have a mommy. I don't think
6 my son is safe leaving him unsupervised. And I know if he
7 goes unsupervised with the mom he's going to continue saying
8 that. And it's kind of the point that the youngest daughter
9 things that I'm going to go too. And sometimes they don't
10 want to go home because they think I'm going to die and they
11 think that their dad's going to come and kill me.

12 MS. ROBERTS: I mean, it's in writing, Your Honor.
13 And he doesn't dispute it. He sent her text messages saying
14 I'm going to murder you, slut.

15 THE DEFENDANT: This is all from before the first
16 hearing in this case. This was already --

17 THE PLAINTIFF: This is in

18 THE DEFENDANT: -- all --

19 THE PLAINTIFF: -- January.

20 THE DEFENDANT: -- her.

21 THE COURT: Why would you even say that though?

22 THE DEFENDANT: Because she's been -- listen. I
23 have all the proof of it. She was mentally abusive for six
24 years throughout the entire marriage. Then she stole my kids.

1 I had to file a police report for parental kidnapping. I
2 filed one when she says that my mom attacked her. My mom got
3 in between us. It's on video of her hitting me and trying to
4 rip my phone out of my hands while I have my son in my left
5 arm.

6 THE COURT: Have you turned that video over yet?

7 THE DEFENDANT: Yes, I was --

8 MS. ROBERTS: So he --

9 THE DEFENDANT: It was --

10 MS. ROBERTS: -- reported to the police, Your Honor.

11 THE COURT: Does -- does he have a recording with
12 her hitting him?

13 MS. ROBERTS: No.

14 THE DEFENDANT: Yes.

15 MS. ROBERTS: No, he does not.

16 THE DEFENDANT: Yes.

17 MS. ROBERTS: I --

18 THE DEFENDANT: It is there.

19 MS. ROBERTS: -- have never seen a -- I have never
20 received a recording from --

21 THE COURT: Okay.

22 MS. ROBERTS: -- Mr. Bellisario.

23 THE COURT: You need to make sure you turn --

24 THE DEFENDANT: Okay.

1 THE COURT: -- that over. Okay.
2 THE DEFENDANT: Okay.
3 THE COURT: Because the only way you're going to get
4 it into evidence, because I follow these rules as closely as I
5 can, is if you've turned it over. I don't want her to hand
6 sign for it.
7 THE DEFENDANT: Okay.
8 THE PLAINTIFF: Can I tell you --
9 THE COURT: Then if you turn this --
10 THE PLAINTIFF: -- what happened?
11 THE COURT: -- video over -- yes, ma'am?
12 THE PLAINTIFF: What happened was --
13 MS. ROBERTS: No, it's -- it's fine, Your Honor.
14 THE COURT: It's fine? Okay. You know, because --
15 MS. ROBERTS: He does --
16 THE COURT: -- if the --
17 MS. ROBERTS: So the Court's aware --
18 THE COURT: You know, if she is -- if she is just as
19 abusive to him, it's going to counteract everything.
20 MS. ROBERTS: It's not, Your Honor.
21 THE DEFENDANT: It is.
22 THE PLAINTIFF: He put his phone in my face and I
23 was swatting it out.
24 THE DEFENDANT: No, she followed --

1 THE PLAINTIFF: And --
2 THE DEFENDANT: -- me to my car.
3 THE COURT: Yeah.
4 THE DEFENDANT: I turned around to --
5 THE COURT: The --
6 THE DEFENDANT: -- have her --
7 THE COURT: Well, you're going to -- you will have
8 -- definitely have the ability to show that.
9 THE DEFENDANT: Yeah.
10 THE COURT: The --
11 MS. ROBERTS: So Your Honor, Mr. Bellisario --
12 THE COURT: Okay. Here's what we're going to do.
13 And the sooner you get us this -- the -- psych eval, okay, the
14 better off it's going to be. So let's get the psych evals
15 done. We'll do the supervised visits for four weeks. We're
16 going to come back in -- in five weeks.
17 MS. ROBERTS: Your Honor --
18 THE COURT: If -- if we have to continue it out, we
19 will continue it out.
20 MS. ROBERTS: Okay. So as it relates to him signing
21 something, he can send it to me through Dropbox. I do not
22 want him at my office.
23 THE COURT: Okay. Yeah. You -- you can do Dropbox
24 because they --

1 THE DEFENDANT: That's fine.
2 THE COURT: -- they can get huge stuff.
3 THE DEFENDANT: And he --
4 THE COURT: That way you can prove what was sent and
5 when it was sent.
6 THE DEFENDANT: Okay.
7 MS. ROBERTS: He -- he has allegedly uploaded to
8 Dropbox. We have not been able to access those and that was
9 in a letter to him --
10 THE COURT: Okay.
11 MS. ROBERTS: -- that we served him --
12 THE COURT: Okay.
13 MS. ROBERTS: -- so that he's aware.
14 THE CLERK: Judge?
15 THE COURT: Yes, ma'am.
16 THE CLERK: Which time do you want me to --
17 THE COURT: Okay. What -- what is going to be the
18 better time for the visitation? We're going to go ahead and
19 we're going to stick it out. The -- the -- we're going to
20 leave it at Donna's House right now. Mom, when's a good time
21 for you and Dad, when's a good time for you? Is it earlier in
22 the day or later in the day?
23 THE DEFENDANT: Earlier, I think.
24 THE COURT: I think earlier in the day because it's

1 -- you know, outside stuff like that and it's going to be
2 cooler. Okay. Do you want to do 9:00 a.m. to 10:00 a.m.?
3 THE DEFENDANT: 9:00 to -- just one hour?
4 THE COURT: And I can try to get two hours. Well,
5 it's -- we're going to do both Saturday and Sunday.
6 THE DEFENDANT: Well, it's -- it doesn't matter.
7 Whatever time.
8 THE COURT: Do you want me to try to do 9:00 a.m. to
9 11:00 a.m?
10 THE DEFENDANT: I'm just saying, I haven't seen them
11 --
12 MS. ROBERTS: If you're doing --
13 THE DEFENDANT: -- in over two-and-a-half months.
14 MS. ROBERTS: If you're doing 9:00 to 11:00, Your
15 Honor, then Mr. Bellisario should pay for a portion of it.
16 THE DEFENDANT: I was saying she still hasn't let me
17 seen them for two-and-a-half months. That's not my fault.
18 She is the one that's not following court order. So I can --
19 I should have some makeup time at her expense I would think.
20 So --
21 THE COURT: I'm going to let Mom pay for it --
22 MS. ROBERTS: Okay.
23 THE COURT: -- because -- because the kids had been
24 withheld. So, you know, and I know you've been trying to get

1 it in front of me, and, you know, and I haven't been able to
2 hear it. So -- but, you know, you're bringing it a lot of it
3 on yourself because when you file motions to disqualify me --
4 THE DEFENDANT: I know.
5 THE COURT: -- that just means --
6 THE DEFENDANT: But I have no --
7 THE COURT: -- nobody can listen to it.
8 THE DEFENDANT: And I have no choice of -- but to do
9 that because --
10 THE COURT: Yeah.
11 THE DEFENDANT: -- you give me one option. And A is
12 --
13 THE COURT: Yeah.
14 THE DEFENDANT: -- a bad one and option B is a bad
15 one. So I have to --
16 THE COURT: But, you know, I def -- I definitely
17 understand that. So we're -- we're going -- you want one day
18 or two days? One hour a day, two hours a day?
19 THE DEFENDANT: Let's do the one day two hours.
20 THE COURT: One day two hours. Okay. So Saturday
21 or Sunday?
22 THE DEFENDANT: Let's do Sunday.
23 THE COURT: You all go to church on Sunday?
24 THE DEFENDANT: They don't.

1 THE COURT: Sunday okay?

2 MS. ROBERTS: Yeah, sure.

3 THE COURT: Okay. Sunday out at -- yeah. Sunday

4 two hours, 9:00 a.m. to 11:00 a.m.

5 THE DEFENDANT: Can I -- can I ask for if -- at

6 Donna's House this week if we could -- if my parents could

7 come? Because they haven't seen the kids in --

8 THE COURT: This week I'm going to allow the parents

9 to come, for this week only.

10 THE DEFENDANT: Because they haven't seen them in

11 months either, so --

12 THE COURT: Have you all already done intake

13 paperwork?

14 THE DEFENDANT: We did it last time. I --

15 THE COURT: Okay. Hopefully, that's still good.

16 Okay. Right now when it comes to any order to show causes, it

17 would be deferred to -- to trial. We're going to --

18 MS. ROBERTS: So do you want me to submit once we

19 get a -- a trial? Do you want me to submit the actual order

20 to show cause? Is that what you want me to do?

21 THE COURT: Yes.

22 MS. ROBERTS: Okay.

23 THE COURT: I -- I -- unfortunately, I think we're

24 still kind of far out in being able to --

1 MS. ROBERTS: That's fine.

2 THE COURT: -- proceed and set a trial date at this

3 point. Okay. Reduced child support arrears and spousal

4 support arrears to judgment. I think I'm going to defer that

5 to trial as well. You know, you were ordered to pay it so

6 it's probably going to be reduced, but right now where are you

7 going to collect it from?

8 MS. ROBERTS: She's still receiving -- just so we're

9 clear, she's received -- she's receiving nothing from him.

10 Okay. I just want to --

11 THE COURT: Yeah.

12 MS. ROBERTS: -- be clear about that.

13 THE COURT: Yeah.

14 MS. ROBERTS: Okay.

15 THE COURT: Whether we reduce it today or we reduce

16 it in six months, you know --

17 THE DEFENDANT: That --

18 THE COURT: -- it's -- you know, it's -- you know,

19 the -- it's still going to have interest there. Attorney's

20 fees and costs, you know what, we're going to put -- that's

21 going to be deferred. That way it's only one order. I'm --

22 I'm trying to make it to where there's one order for every --

23 you know, on all of this and that way it's not all jumbled up.

24 Defendant's motion to strike hearsay

1 misrepresentation, you know what, I'm going to defer that to
2 trial also as well as those attorney's fees and costs.

3 Dad's motion for relief from amended 7/30/2020
4 order, 7/30/2020 initial order the 10/22/2020 order. All of
5 this stuff is previously taken off calendar. I do not set
6 aside another judge's orders because they're the ones who
7 heard it and what was going on. And so, you know, the --
8 every -- everything was in place. And I think a lot of the
9 stuff that we've done today, we've either discussed what those
10 orders were, made small changes to it, but we're going to
11 carry most of them forward for now.

12 THE DEFENDANT: Okay. I --

13 THE COURT: That's --

14 THE DEFENDANT: I just wanted to say is the -- the
15 July 30th order, that's the one where she put in a findings of
16 facts that has a bunch of stuff that the Judge never found as
17 facts and they never submitted anything --

18 THE COURT: And what I will do is we will take --
19 take a look at it, see if there's findings of fact in there
20 where the Judge has never -- you know, because a lot of us
21 opined about a lot of things. It does not necessarily mean
22 it's a findings of fact. I have not made any findings of
23 fact. I have not made any findings of fact today. Okay.
24 This is just things that I've noted, I've considered at this

1 point. But there's no findings of fact because there's no
2 real evidence before me and there's no trial evidence and
3 testimony like that. So today there is no findings of fact
4 other than we're going to protect the children and we're going
5 to take steps. Now at this point to try to make suer that we
6 move this case forward and we move it quickly.

7 THE CLERK: Judge, I have a return date.

8 THE COURT: Okay. We have a return date. I set it,
9 what, five weeks?

10 THE CLERK: The closest we can get it around that
11 area is May 11th.

12 THE COURT: Okay. We're going to come back on May
13 11th.

14 THE CLERK: At 3:00 p.m.

15 THE COURT: At 3:00 p.m. No, you're not allowed to
16 go out of town and go to Florida.

17 MS. ROBERTS: No, I'm here -- I'm here for another
18 case. May 11th --

19 THE COURT: At 3:00 p.m.

20 MS. ROBERTS: I'm here at 2:00 a.m. on another case
21 -- 2:00 p.m. Oh, let -- did you say at 3:00 p.m.?

22 THE COURT: 3:00 p.m.

23 MS. ROBERTS: That's fine.

24 THE COURT: Okay. Mr. Bellisario, are you

1 available?

2 THE DEFENDANT: Yeah, I'm sure.

3 THE COURT: Okay. All right. All right. Let's get
4 this psych eval moving. I would love to have both psych evals
5 moving fast and back before this date here. That -- that's
6 going to be the first step on this -- getting this taken care
7 of and hopefully getting where you can have unsupervised
8 contact --

9 THE DEFENDANT: Okay.

10 THE COURT: -- with your children.

11 THE DEFENDANT: Is it -- is --

12 MS. ROBERTS: So Your Honor --

13 THE DEFENDANT: -- there a date --

14 MS. ROBERTS: -- there's a couple more motions that
15 we haven't ruled on. So --

16 THE COURT: Oh, really?

17 MS. ROBERTS: Yeah. You missed the one -- I -- I
18 think you're denying it based on your statements, but the one
19 regarding the November 24th of '20, his -- his request to set
20 it aside. And then he has filed an order to show cause
21 against me and my client.

22 THE COURT: How did I miss that? Probably in
23 another bill here. Okay. I -- which motion was that?

24 MS. ROBERTS: Bradley's motion for relief from the

1 order after hearing from November 24th of 2020.

2 THE COURT: Okay. I -- I missed that one. I am so
3 sorry. I have missed that one.

4 MS. ROBERTS: And then he filed a motion for an
5 order to show cause. I don't have that -- oh, I guess I have
6 a whole day.

7 THE COURT: Any order to show causes is a trial
8 issue.

9 MS. ROBERTS: The --

10 THE COURT: I do not know how he can do an order to
11 show cause against an attorney. It's the party. And so I'm
12 going to deny that one because she's not a party. Let me -- I
13 -- I got to go in here real quick and skim what he wrote
14 because I know I've read it. So I got to skim it to refresh
15 my memory. It was filed -- when was it filed?

16 THE DEFENDANT: In December -- was it something like
17 that?

18 (COUNSEL AND CLIENT CONFER BRIEFLY)

19 THE COURT: Motion for an order to show cause on
20 what Plaintiff and/or Plaintiff's Counsel should not be held
21 in contempt and sanction. That's December 10th. Give me a
22 couple of seconds, please. Okay. Right now, I'm not going to
23 change that order. All right. From this point forward, all
24 the rules with local rules as well as the NRCs will be

1 strictly followed. And that includes all the new ones, you
2 know, everything needs to be turned in to the court at least
3 seven days prior to the hearing. Fourteen days to respond to
4 any motions. This is going to be one of the best ways to take
5 care of that. So as long as we strictly follow these rules,
6 then we will not be into this situation.

7 MS. ROBERTS: There is an -- there is an issue, Your
8 Honor, procedurally. Mr. Bellisario keeps filing things with
9 the court and not serving my office. We are an eserve which
10 means that he has to uncheck it in order --

11 THE COURT: Yeah.

12 MS. ROBERTS: -- for me not to get it. For
13 example --

14 THE COURT: Okay.

15 MS. ROBERTS: -- he filed a request to continue
16 today's hearing. That was not served upon my office. So --

17 THE COURT: Yeah.

18 MS. ROBERTS: -- I need a specific --

19 THE COURT: The --

20 MS. ROBERTS: -- or --

21 THE COURT: All right. Each of you then from this
22 point forward you will turn around and do another certificate
23 of service and you will attach the bill that shows that each
24 -- which parties were served. And it's something in which you

1 can turn it off when you efile something. And that way it
2 will prove that you have not unchecked anything.

3 MS. ROBERTS: That's fine, Your Honor.

4 THE COURT: That way we will not have this problem.
5 We don't have these arguments any longer. Plus actually if --
6 if you are served when you file your document, the document
7 you get back actually shows who was served on it. So that's
8 -- you know, that's something that you can put on there also.
9 So you can do either way. I will accept either way, whichever
10 way is the easiest.

11 MS. ROBERTS: That's fine, Your Honor.

12 THE COURT: Because sometimes I forget to go in
13 there and figure out how to find who was served. So, you
14 know, but that email when it comes back will show who was
15 served on it. Okay? All right. We'll come back in five
16 weeks. Hopefully we can get you a better visitation schedule.
17 It is my goal to work with him to try and get him a better
18 visitation schedule so -- so that he can have a relationship
19 with the kids so long as it's safe for the kids.

20 THE DEFENDANT: Can't you provide how she wants me
21 to get the SCRAM sent to her, like what email?

22 MS. ROBERTS: It can be electronically served and
23 efiled at --

24 THE COURT: Yeah.

1 MS. ROBERTS: -- LVFamilyLaw.com.

2 THE COURT: Yeah, efile -- eserve -- eserve it there
3 and you can send it to me through the -- you know, send --
4 send it either to my JEA or my law clerk.

5 THE DEFENDANT: Okay.

6 THE COURT: Probably my law clerk's the better one.
7 She reads everything first and just sticks it under my nose
8 and says you need to read this. So --

9 THE DEFENDANT: Yeah.

10 THE COURT: -- you know, I'll -- I'll prob -- I --
11 you know, either one I will get it quickly. Okay?

12 THE DEFENDANT: Okay.

13 THE COURT: All right. So Ms. Roberts, I'm going to
14 let you all leave first.

15 MS. ROBERTS: Thank you, Your Honor.

16 THE COURT: And you get to just sit here and visit
17 with me for a couple minutes. We can go off the record now,
18 ma'am.

19 (PROCEEDINGS CONCLUDED AT 11:18:01)

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ATTEST: I do hereby certify that I have truly and
correctly transcribed the digital proceedings in the above-
entitled case to the best of my ability.

Adrian Medrano

Adrian N. Medrano

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Divorce - Complaint

COURT MINUTES

April 07, 2021

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

April 07, 2021 1:30 PM Status Check

HEARD BY: Young, Jay **COURTROOM:** Courtroom 20

COURT CLERK: Kendall Williams

PARTIES:

Blake Bellisario, Subject Minor, not present
Bradley Bellisario, Defendant, Counter Pro Se
Claimant, present
Brayden Bellisario, Subject Minor, not present
Brooklyn Bellisario, Subject Minor, not present
Emily Bellisario, Plaintiff, Counter Defendant, Bradley Bellisario, Attorney, not present
not present

JOURNAL ENTRIES

STATUS CHECK

Minutes completed by Courtroom clerk Kendall Williams.

Courtroom clerk trainee, Magdalena Castillo-Ramos, present.

All parties present via VIDEO CONFERENCE through the Bluejeans application.

Ms. Roberts stated the Report and Recommendation was submitted but the affidavit of fees was not included.

Ms. Roberts further stated Defendant responded to her production requests with objections, even

PRINT DATE:	04/14/2021	Page 1 of 2	Minutes Date:	April 07, 2021
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

AA2271

though he was recommended against it. Defendant stated he had plans to object to the Recommendations but only received the report today.

Ms. Roberts advised the discovery received is insufficient. Further discussion regarding prior order.

COMMISSIONER RECOMMENDED the following;

The parties shall MEET & CONFER as to the deficiencies in discovery responses. Should Defendant refuse to amend his responses, Ms. Roberts shall file a Motion;

Ms. Roberts shall submit her Memorandum of Fees and Costs by April 14, 2021. Defendant shall file a response by April 21, 2021;

Matter set for an IN CHAMBER'S STATUS CHECK on April 21, 2021 (no appearances required) re: submission of Memo of fees;

Matter set for a STATUS CHECK on April 21, 2021 (no appearances required) re: submission of Report and Recommendation. Should the R&R be received prior to the hearing it shall be vacated.

PRINT DATE:	04/14/2021	Page 2 of 2	Minutes Date:	April 07, 2021
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1 **TRANS**

FILED

AUG 19 2021

Alicia A. Hoffman
CLERK OF COURT

2
3 **ORIGINAL**

4
5 **EIGHTH JUDICIAL DISTRICT COURT**

6 **FAMILY DIVISION**

7 **CLARK COUNTY, NEVADA**

8
9 EMILY BELLISARIO,)

10 Plaintiff,)

CASE NO. D-20-605263-D

11 vs.)

DEPT. P

12 BRADLEY JOHN BELLISARIO,)

13 Defendant.)

14
15 BEFORE THE HEARING MASTER JAY YOUNG
DISTRICT COURT JUDGE PRO TEM

16 TRANSCRIPT RE: STATUS CHECK

17 WEDNESDAY, APRIL 7, 2021

18 **APPEARANCES:**

19 (PARTICIPANTS APPEAR VIRTUALLY)

20 The Plaintiff: EMILY BELLISARIO
21 For the Plaintiff: AMANDA M. ROBERTS, ESQ.
4411 S. Pecos Rd.
22 Las Vegas, Nevada 89121
(702) 474-7007

23 The Defendant: BRADLEY JOHN BELLISARIO, ESQ.
24 For the Defendant: PRO SE

1 LAS VEGAS, NEVADA

WEDNESDAY, APRIL 7, 2021

2 P R O C E E D I N G S

3 (THE PROCEEDINGS BEGAN AT 2:01:36)

4
5 THE COURT: -- 263-D. Counsel, please state your
6 appearance, for the record.

7 MS. ROBERTS: Amanda Roberts, bar number 9294, on
8 behalf of the Plaintiff Emily Bellisario.

9 MR. BELLISARIO: And Brad Bellisario, Defendant Pro
10 Se.

11 THE COURT: All right. We're here on a status check
12 regarding report and recommendation and on your attorney's
13 fees.

14 MS. ROBERTS: So Your Honor --

15 THE COURT: (Indiscernible).

16 MS. ROBERTS: -- when I was -- sorry, Your Honor.
17 We submitted the report and recommendation. It's already been
18 submitted. When I originally submitted it, Mr. Bellisario had
19 signed off on it and it -- thereafter, there was some changes
20 your office requested and additions were made. So including
21 -- and I sat through all the hearings this afternoon. The 14
22 days to file them, the memorandum of fees and costs, so I --
23 that was added. That was not ordered at the time of the
24

1 hearing. I have my client and my staff verifying the video
2 right now. So I believe it was an oversight, Your Honor. So
3 I will get that filed immediately. The report and
4 recommendation was filed. The other thing you set this for
5 today was to verify Mr. Bellisario's compliance with producing
6 the records as ordered. So I did get some records that state
7 that they were ordered by the Court. I then sent Mr.
8 Bellisario, (indiscernible).

9 THE COURT: Mr. Bellisario, can you mute yourself so
10 we can hear Ms. Roberts a little better?

11 MS. ROBERTS: May I continue, Your Honor.

12 THE COURT: Yes, please.

13 MS. ROBERTS: Okay. So I did send him a letter on
14 March 30th outlining again the -- the deficient discovery
15 responses pursuant to the rules as well as 16.2 as you
16 instructed me to do. If the Court wants me to go over them
17 with you, I will. I will tell the Court, he objected to
18 almost every single request that was made, even though, you
19 ordered and -- or recommended that he was not allowed to do
20 so. I received objections to all of them. I then went in
21 detail multiple pages outlining what was still deficient. And
22 then his 16.2 disclosures were received. And those remain
23 deficient as well. And I have them here if the Court wants to
24 go over them.

1 THE COURT: Well, I don't have them in front of me.
2 So if -- Mr. Bellisario, was I -- was I not clear about
3 objections being waived?

4 THE DEFENDANT: Well, the issue was I had five days
5 to file responses and I wanted to file an objection to the
6 report and recommendation which still wasn't to me. So I
7 figured they would be ruled as they were not there. I figured
8 when I was going to object to it, I might as well put it in
9 there and then you would say that they weren't any good or the
10 Judge --

11 THE COURT: I already --

12 THE DEFENDANT: -- later would --

13 THE COURT: -- said that.

14 THE DEFENDANT: -- say they weren't --

15 THE COURT: I -- I already --

16 THE DEFENDANT: I know, but --

17 THE COURT: -- ruled that they were (indiscernible).

18 THE DEFENDANT: -- I was going to object to the
19 report and recommendation. I didn't have time to do that.
20 There's a thing called due process that I need to have and I
21 haven't had that. The order -- the report and recommendation
22 was filed today -- or yesterday. And then Judge Perry signed
23 an -- an order saying that I didn't file an objection to it
24 when it -- it was --

1 THE COURT: That was --

2 THE DEFENDANT: -- filed yesterday.

3 THE COURT: That was a different report and
4 recommendation.

5 THE DEFENDANT: That was not. That was the report
6 and recommendation from -- from you.

7 THE COURT: Okay. So you're suggesting, Ms.
8 Roberts, that the discovery that was provided was
9 insufficient.

10 MS. ROBERTS: Yes, Your Honor.

11 THE COURT: All right. Unfortunately, I think you
12 need to have another meet and confer with Mr. Bellisario.
13 Needs to be a -- a telephonic or -- or a video call and not
14 just a -- just a letter. If he does not agree to -- to amend,
15 based on what you think are insufficiencies, I -- I would
16 invite you to bring another motion, at that point in time, and
17 -- and I will hear that.

18 MS. ROBERTS: Can we --

19 THE COURT: At that point in time I would -- go
20 ahead.

21 MS. ROBERTS: You already indicated in the report
22 and recommendation that was signed that failure to comply with
23 the rule -- I mean, the only reason you set this was so that
24 we can verify it was done. You already -- at page 3, line 6

1 through 10, it already addresses this issue.

2 THE COURT: Well, help --

3 MS. ROBERTS: And --

4 THE COURT: -- me out, because I don't have it in
5 front of me.

6 MS. ROBERTS: Oh.

7 THE COURT: So tell me --

8 MS. ROBERTS: Okay.

9 THE COURT: -- what is it.

10 MS. ROBERTS: I will. You indicated that he's
11 precluded from presenting or relying on anything at trial or
12 an evidentiary hearing which is not produced within five days
13 of the hearing. So that was March 22nd. You then --

14 THE COURT: Okay.

15 MS. ROBERTS: -- said that there would be an adverse
16 inference regarding any in -- evidence that he has withheld
17 and that the failure to (indiscernible) inferred by the
18 District Court to determine at the time of trial. So that's
19 in here. That was confirmed as an order. And you gave him a
20 sum certain date to do it without waiving -- and specifically
21 entered a recommendation that he on page 4, lines 3 through 9,
22 that he was required to respond and that he had waived all
23 objections to same because he failed to respond.

24 THE COURT: Okay.

1 MS. ROBERTS: And --
2 THE COURT: So it seems to me that -- that your
3 remedy is already in the order, that -- that he's precluded
4 from presenting any evidence that he hasn't presented as of --
5 as of that date.
6 MS. ROBERTS: Okay, Your Honor. That's fine with
7 me. So can I just have a week to get the memo of fees and
8 costs in? I had my --
9 THE COURT: Yes.
10 MS. ROBERTS: -- staff -- I -- okay.
11 THE COURT: You'll have --
12 MS. ROBERTS: I can have --
13 THE COURT: -- a week.
14 MS. ROBERTS: -- my staff --
15 THE COURT: Mr. Bellisario will have a week to
16 respond.
17 MS. ROBERTS: Thank you, Your Honor.
18 THE COURT: And -- and then I will issue an order in
19 -- in three weeks.
20 MS. ROBERTS: That's fine, Your Honor.
21 THE COURT: And we'll have a status hearing set for
22 -- for three weeks time.
23 THE DEFENDANT: Can I say something --
24 THE COURT: Mr. Bellisario --

1 THE DEFENDANT: -- please?

2 THE COURT: -- would you like to be heard?

3 THE DEFENDANT: Yes. NRCP 16.3 says -- NRCP 16.3
4 says that I have 14 days to respond to the report and
5 recommendation once it's served. It was served on me
6 yesterday.

7 THE COURT: I -- I have nothing to do with that.
8 That's out of my hands. And that's a -- an issue you'll have
9 to take up with the District Court judge if you think that you
10 aren't given sufficient time. And if you weren't, then that's
11 inappropriate.

12 THE DEFENDANT: Yeah, I mean, that's -- it was -- it
13 was served on me yesterday at 9:30 in the morning. She signed
14 an order saying that I didn't object to it in 3:30 in the
15 afternoon.

16 THE COURT: And I -- I have no idea. And I -- I
17 don't doubt your representation, Mr. Bellisario, but that --
18 that's out of my hands. You'll have to take that up with the
19 District Court.

20 THE DEFENDANT: Okay. Well, can we then stay this
21 proceeding if we're going to go further on this until after I
22 have a chance to file the motion on that because that would
23 greatly influence what's going on here.

24 THE COURT: No. No. We're -- we're not going to do

1 that. You'll -- you'll have an opportunity to -- you can file
2 your motion in the meantime. And if the Judge grants that
3 motion and finds that I'm in error, it's going to wipe out
4 everything that I've done.

5 THE DEFENDANT: Well, no. I'm not saying you're in
6 error. I'm saying that when she filed the order stating that
7 I hadn't objected to it and everything, that was in error is
8 what I'm saying.

9 THE COURT: Right. But -- but what I'm suggesting
10 is if she -- if she ultimately doesn't agree with my
11 recommendation, then -- then she'll tell us what we need to
12 do. So in the meantime, we're moving forward. So you'll --
13 Ms. Roberts will have seven days to present her request for
14 fees. You'll have seven days to file a response.

15 THE DEFENDANT: Can I -- can I --

16 THE COURT: And then we'll have a status --

17 THE DEFENDANT: -- can I ask why she's --

18 THE COURT: -- check in three weeks.

19 THE DEFENDANT: -- getting -- can I ask why she's
20 getting extra time? Because before this, there was a hearing
21 where she said you have 14 days to file for attorney's fees.
22 They didn't --

23 THE COURT: No --

24 THE DEFENDANT: -- do it --

1 THE COURT: -- actually -- so -- so she's correct.
2 I forgot to put that on the record and the Clerk asked me
3 afterward how much time was needed. And so that was put in
4 the -- the minute order but it wasn't on the record when --
5 when we were here last. So I am going to give her an
6 additional amount of time on that basis.

7 MS. ROBERTS: Perfect.

8 THE COURT: I would give you the same amount, so --

9 THE DEFENDANT: No one else asked, so all right.

10 THE COURT: Anything further?

11 THE DEFENDANT: No.

12 MS. ROBERTS: Just the date, Your Honor. Sorry.

13 THE COURT: No worries. Three weeks out. Ms.

14 Clerk?

15 THE CLERK: May 28th at 1:30 p.m. -- April 28th, I'm
16 sorry, at 1:30 p.m.

17 MS. ROBERTS: We're in the middle of an inspection
18 pursuant to Rule 34 on this case, at that time, Your Honor.
19 Is it possible to do it a different day of the week or push it
20 to May 5th?

21 THE COURT: We could push it to May 5th.

22 Unfortunately, I cannot do it a different day of the week.
23 Being the --

24 MS. ROBERTS: Thank you, Your Honor.

1 THE COURT: -- low guy on the totem pole, I get
2 whatever courtroom is available when it's available, so --

3 MS. ROBERTS: Oh, then I'm in a full day trial that
4 day. Could we do the 12th then? I apologize. I know it's
5 out longer than the Court wants, but there's nobody --

6 THE COURT: Wow.

7 MS. ROBERTS: Or the 21st of -- of April.

8 THE COURT: Let's do this. I'm going to -- I'll set
9 it for a -- a chambers calendar on the 28th. You'll have
10 until then to -- to present me with the -- the documentation.
11 Also give me a report and recommendation along with that,
12 proposed report and recommendation.

13 MS. ROBERTS: Yes, Your Honor.

14 THE COURT: And then, if I need something
15 additional, I will set it for a hearing.

16 MS. ROBERTS: Okay. Thank you, Your Honor, for
17 that.

18 THE COURT: And thanks for helping me out to remind
19 me what was in my order.

20 MS. ROBERTS: I'm sorry.

21 THE COURT: Please don't ever be sorry. I have --

22 MS. ROBERTS: Thank you.

23 THE COURT: -- a lot of these in my mind. So, you
24 know, I need to be educated. That's why you're here to help

1 me out.

2 MS. ROBERTS: Thank you. Have a great day.

3 THE COURT: You too. Take care.

4 MS. ROBERTS: Bye-bye.

5 (PROCEEDINGS CONCLUDED AT 2:11:20)

6 * * * * *

7 ATTEST: I do hereby certify that I have truly and
8 correctly transcribed the digital proceedings in the above-
9 entitled case to the best of my ability.

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Adrian Medrano

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Adrian N. Medrano

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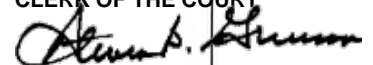
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1 **MREL**
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9 *Defendant Pro Se*

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

9 EMILY BELLISARIO,
10 Plaintiff,

11 vs.

12 BRADLEY BELLISARIO,
13 Defendant

Case No.: D-20-605263-D
Dept No.: P

**MOTION FOR RELIEF FROM ORDER
AFTER HEARING REGARDING
HEARING ON JANUARY 25, 2021 AND
MOTION FOR LEAVE TO FILE
RENEWED MOTION TO DISQUALIFY
JUDGE MARY PERRY**

HEARING REQUESTED

17 NOTICE! YOU ARE REQUIRED TO FILE A WRITTEN RESPONSE TO THIS MOTION
18 WITH THE CLERK OF THE COURT AND TO PROVIDE THE UNDERSIGNED WITH A
19 COPY OF YOUR RESPONSE WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT OF
20 THIS MOTION. FAILURE TO FILE A WRITTEN RESPONSE WITH THE CLERK OF THE
21 COURT WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT OF THIS MOTION MAY
22 RESULT IN THE REQUESTED RELIEF BEING GRANTED BY THE COURT WITHOUT
23 HEARING PRIOR TO THE SCHEDULED HEARING.

24 Defendant, Bradley Bellisario, *pro se*, moves this Honorable Court for the following relief:

- 25 1. For an order granting Defendant relief from all Orders contained in Plaintiff's Order After
26 Hearing regarding the hearing on January 25, 2021;
- 27 2. For an Order Requiring Plaintiff to prepare and pass to Defendant an Order in compliance
28 with EDCR 5.521 and EDCR 5.522;

MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRY HEARING REQUESTED - 1

- 1 3. For an Order Granting Defendant leave to file a renewed motion to disqualify Judge Mary
2 Perry based on information obtained and new facts which occurred after the filing of
3 Defendant's Motion to Disqualify Judge Mary Perry; and
4
5 4. For such other and further relief as the Court deems just and equitable.

6 ///

7 This Motion is made and based upon all the papers and pleadings on file herein and the
8 affidavit included herewith and is made in good faith and not to delay justice.
9

10 DATED this 8th day of April 2021.

11 /s/ Bradley Bellisario

12 Bradley Bellisario
13 7100 Grand Montecito Pkwy, #2054
14 Las Vegas, NV 89149
15 T: 702.936.4800
16 F: 702.936.4801
17 E: bradb@bellisariolaw.com
18 *Defendant Pro Se*

19 **POINTS AND AUTHORITIES**

20 **I.**
21 **STATEMENT OF FACTS**

22 On September 17, 2020, Plaintiff filed a false police report claiming that she had an active
23 and enforceable Extended Order for Protection (T-19-200404-T). Upon information and belief,
24 Plaintiff only filed the false police report on September 17, 2020 because that was the date set for
25 the EPO to expire. Upon information and belief, Plaintiff was advised by the unethical Amanda
26 Roberts to file the false police report on September 17, 2020. In the false police report, Plaintiff
27 alleged that Defendant violated the EPO by emailing her Dad on June 11, 2020. Said email was

28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRYHEARING REQUESTED - 2

1 entirely civil and simply requested Plaintiff contact Defendant regarding health insurance for the
2 minor children. Based on Plaintiff's false allegations, pressure from Plaintiff, and pressure from
3 the unethical Amanda Roberts, LVMPD and the Clark County District Attorney's office issued
4 an arrest warrant for Defendant on January 21, 2021.
5

6 On January 23, 2021 Defendant was arrested while returning the parties' three (3) minor
7 children to the marital home located at 1913 Sondrio Drive, Las Vegas, NV 89134. Immediately
8 prior to being put in cuffs, Defendant was removing the minor children from Defendant's SUV,
9 giving the children a hug and kiss, and handing them their finger paintings they made to give to
10 mommy (Plaintiff). While all that was taking place, Plaintiff stood on the front lawn, which she
11 has never done before during drop-off, to get a better view of her hard work. Defendant was
12 informed by police that Defendant was being arrested for violation of TPO related to Case No. T-
13 19-200404-T. Defendant informed the LVMPD officers that the TPO had been dissolved prior
14 to the allegations, however, Defendant was still taken to jail.
15

16 On January 7, 2020 that parties attended hearing in CPS court in which the CPS case was
17 closed, and the Parties stipulated to dissolve TPO case no. T-19-200404-T. After the stipulation
18 was entered into the record and the parties acted in accordance with the TPO, Plaintiff began a
19 course of conduct aimed at manipulating Defendant by threatening to claim violation of the
20 previously dissolved TPO. On March 2, 2020 Plaintiff filed a Motion for Contempt regarding
21 TPO Case No. T-200404-T. Defendant filed a lengthy Opposition to Plaintiff's Motion for
22 Contempt detailing the Parties' stipulation and order and Plaintiff's actions in accordance with
23 the stipulation to dissolve the TPO. On March 12, 2020 the case was called on for hearing and
24 the Hearing Master found that "Applicant [Plaintiff] filed a statement in support of her Motion
25
26
27
28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRYHEARING REQUESTED - 3

1 which states that she agreed to drop the order. Applicant's Motion is DENIED." Despite being
2 present for the hearing January 7, 2020 in which Plaintiff stipulated to dissolve the TPO, being
3 present for the hearing March 12, 2020 in which the Hearing Master Ordered Plaintiff's Motion
4 Denied and closed the case, and despite being served Orders from each hearing, Plaintiff still
5 continued to claim she had an active Extended Order for Protection.
6

7 This is astonishing as Plaintiff admits in multiple instances to having dissolved the TPO.
8 On January 7, 2020 Plaintiff stipulated in court to dissolve the Temporary Order for Protection
9 T-19-200404-T. (*See Grisham v. Grisham*, 289 P.3d 230 (Nev. 2012)) (Stipulation made in
10 Family Court Hearing is binding). The Domestic Violence Judicial Officer then found that
11 Plaintiff admitted to agreeing to dissolve the Order for Protection. In addition to the Court
12 record. Plaintiff has admitted that she dissolved the TPO on at least three other occasions. On
13 January 13, 2020 Emily sent a text message to Jean Bellisario (Defendant's Mother) stating "I
14 regret removing the protection order and I'm thinking of doing another one. The attorney said
15 it's possible to reset it once it's taken away if he continues to bother me." (*See Texts from*
16 January 13, 2020, Attached hereto as Exhibit 2). Emily then confirmed she agreed to dissolve
17 the TPO on January 14, 2020 in texts to Defendant. Emily stated "I agreed based on the fact that
18 you should have been a changed man...". (*See Texts from January 14, 2020, attached hereto as*
19 Exhibit 3). Plaintiff then went on to confirm she agreed to dissolve the TPO during her Grand
20 Jury Testimony on March 3, 2021 stating; "...we had court January 7th to discuss the CPS matter
21 and in court I said I would allow the judge to dissolve the TPO...". (*See Plaintiff's Grand Jury*
22 Testimony lines. 15 - 19, attached hereto as Exhibit 4).
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28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRYHEARING REQUESTED - 4

1 On January 25, 2021 the parties were scheduled to have their first hearing in front of newly
2 assigned Judge Mary Perry. Plaintiff and Plaintiff's counsel conspired to have Defendant arrested
3 such that Defendant would not be available for said hearing and such that Defendant would not
4 be afforded due process to seek relief from fraudulently prepared Orders regarding the parties'
5 hearings on July 30, 2020 and October 22, 2020.
6

7 During the status check on January 25, 2021 Judge Mary Perry initiated and Plaintiff's
8 unethical Counsel, Amanda Roberts, unethically chose to present ex parte arguments to the Judge.
9 Specifically, Judge Perry requested of Ms. Roberts why Defendant was incarcerated. Ms. Roberts
10 responded he's incarcerated "for the domestic violence against my client, your Honor, which
11 occurred on June 11, 2020." (See Hearing Transcript from January 25, 2021 Status Check,
12 attached hereto as Exhibit 5). Ms. Roberts statements to Judge Perry are intentional
13 misrepresentations of material fact, constituting fraud upon the court, and violating the Nevada
14 Rules of Professional Conduct. Defendant was not arrested for domestic violence, rather
15 Defendant was wrongfully arrested for alleged violations of an Extended Order of Protection
16 which had already been dissolved by the parties. The charge has since been dropped as the Court
17 agreed it was a wrongful arrest. Additionally, it appears that Ms. Roberts had ex parte
18 communications with the Court claiming that Defendant was drinking. Judge Perry inexplicably
19 states he [Defendant] "definitely needs to dry out first." (See Hearing Transcript from January
20 25, 2021 Status Check, Attached hereto as Exhibit 5). However, Defendant has not consumed
21 any alcohol for months as evidenced by Defendant's SCRAM history.
22
23
24

25 Amanda Roberts filed an Order After Hearing regarding the January 25, 2021 hearing on
26 March 10, 2021, once again without passing the Order to Defendant for approval as to form and
27

28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRY HEARING REQUESTED - 5

1 content as required by EDCR 5.522. This was once again a deliberate, strategic move by
2 Plaintiff's unethical counsel, Amanda Roberts. The Order entirely misrepresent the proceedings
3 on January 25, 2021. Specifically, the Order filed by Ms. Roberts only states:
4

5
6 "THE COURT HEREBY ORDERS that the Motion scheduled to be
heard on March 1, 2021, at 10:00 a.m., shall stand.

7
8 THE COURT FURTHER ORDERS that Attorney Roberts is to
prepare the Order from today's hearing."

9
10 IT IS SO ORDERED."

11 That would all be well and great, but that's not reflective of the minute order issued by
12 the court regarding the hearing. The Minute Order reflects the actual contents of the hearing, and
13 is quite incriminating to interested parties other than Defendant, assumedly why Ms. Roberts
14 chose to intentionally misrepresent the contents of the Order and fail to abide by Eighth Judicial
15 District Court Rules in preparation and procurement of the Order.
16

17 The Minute Order from the hearing on January 25, 2021 (attached hereto as exhibit 1)
18 reads as follows:
19

20 "Discussion regarding the Defendant/Dad. Ms. Roberts advised
21 currently Dad has been incarcerated due to Domestic Violence
22 against the Plaintiff / Mom. Ms. Roberts further stated as Dad is not
23 present the Status Check is compromised. Ms. Roberts stated
24 currently she is engaged with other litigations surrounding this case
25 which includes pending civil litigation and the issue of Dad violating
26 the Temporary Protective Order (TPO) by acts of Domestic
27 Violence (DV). Ms. Roberts further advised with regard to the
minor child there are issues that are concerning, as he has made
numerous violent threats against authoritative figures, parental
and family members. Ms. Roberts stated recently the child made threats
to sho[o]t Mom and verbally expressed his disregard for the
grandparents. Ms. Roberts further stated Mom has the minor child

28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRYHEARING REQUESTED - 6

1 in tutoring, which, there is a struggle with him cooperating
2 respectfully. Ms. Roberts expressed the difficulty proceeding with
today's hearing with Dad not present.

3
4 Upon the Court's inquiry in regard to the current Temporary
Protective Order (TPO) it was found Judge Pomrenze [o]rder[ed] if
5 there was another instance of DV, the Request to Extend TPO would
6 be granted. Court stated counsel may proceed with filing an Order
Shortening Time (OST).

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

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

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

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

15 Defendant is now forced to file for relief from the Order After Hearing as the Order was
16 procured by fraud, prejudices Defendant, and the Order was only entered through the misconduct
17 of Plaintiff's Counsel. The Order intentionally attempts to manipulate the court record to reflect
18 an account of the proceedings that is completely false. In short, the Order constitutes fraud upon
19 the court and is a misrepresentation of the substantive content of the hearing on January 25, 2021.
20

21
22 **II.**
LEGAL ARGUMENT

23 Defendant is entitled to relief from Plaintiff's Order after Hearing regarding the hearing
24 on November 24, 2020 for multiple reasons. NRCP 54(b), NRCP 60(b)(3) and (6) provide
25 avenues of relief for Defendant.
26

27
28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRY HEARING REQUESTED - 7

1 NRCP 54(b) states that “any order or other decision, however designated, that adjudicates
2 fewer than all the claims or the rights and liabilities of fewer than all the parties does not end the
3 action as to any of the claims or parties and may be revised at any time before the entry of a
4 judgment adjudicating all the claims and all the parties’ rights and liabilities.” (See *Stoecklein*,
5 109 Nev. At 271-74, 849 P.2d at 307-09).

7 NRCP 60(b) further provides for relief from final orders. NRCP 60(b) provides relief
8 from final judgment, orders or proceedings for the following reasons;
9

10 (3) Fraud (whether previously called intrinsic or extrinsic), misrepresentation, or
11 misconduct by an opposing party;

12 (6). Any other reason that justifies relief.
13

14 A motion pursuant to NRCP 60(b) must be made within a reasonable time – and for
15 reasons (1), (2), and (3) no more than 6 months after the date of the proceeding or the date of
16 serviced of written notice of entry of the judgment or order, whichever date is later. “The salutary
17 purpose of Rule 60(b) is to redress any injustices that may have resulted because of excusable
18 neglect or the wrongs of an opposing party.” *Carlson v. Carlson*, 108 Nev. 358, 361-62 (Nev.
19 1992). “The district court as wide discretion in deciding whether to grant or deny a motion to set
20 aside a judgment under NRCP 60(b). (*Stoecklein v. Johnson Elec., Inc.*, 109 Nev. 268, 271, 849
21 P.2d 305, 307 (1993).
22
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27 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
28 AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRYHEARING REQUESTED - 8

1 **i. Defendant is Entitled to Relief Pursuant to NRCP 60(b)(3)**

2
3 NRCP 60(b)(3) provides for relief from an Order due to fraud, misrepresentation, or
4 misconduct by an opposing party. As provided in Defendant's Motion to Show Cause Why
5 Plaintiff and/or Plaintiff's Counsel Should Not be Held in Contempt and Motion for Sanctions,
6 Plaintiff and Plaintiff's Counsel have committed acts of misrepresentation, fraud, and
7 misconduct.
8

9 Plaintiff's Counsel showed glaring misconduct in her failure to provide Orders following
10 hearings in July, October, and November. Plaintiff's Counsel once again failed to provide and
11 file an Order regarding the January 25, 2021 hearing as required by EDCR 5.522. As provided
12 *supra*, Plaintiff's Counsel intentionally omitted the substantive elements of the hearing on January
13 25, 2021 in an attempt to manipulate the court record, deceive the court, and deceive anyone who
14 attempts to review the record in this matter.
15
16

17 Plaintiff's Counsel has a history of providing Orders with manufactured "findings of fact,"
18 which were never established by the Court. Defendant brought this up in motion and at hearing,
19 but Judge Mary Perry claimed she would not touch Orders from another Judge. Funny enough,
20 Judge Perry is the Judge who signed the Orders from July 30, 2020 and October 22, 2020 (two of
21 the Orders which contain manufactured "findings of fact"). This one however, is squarely on
22 Judge Perry as she inappropriately heard the ex parte arguments, then signed the deficient Order
23 regarding the same. Plaintiff's Counsel's omission of relevant substantive court minutes
24 misrepresents the contents of the hearing, constitutes fraud upon the court, and prejudices
25 Defendant by deceiving any trier of fact who reviews the record in this matter.
26
27

28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
 AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
 PERRY HEARING REQUESTED - 9

1 Ms. Roberts' misconduct and fraud upon this court should be grounds for this Court to
2 grant Defendant relief from the Order After Hearing regarding the hearing from January 25, 2021.
3 Ms. Roberts has intentionally acted with malicious intent to delay, misrepresent facts, deprive
4 Defendant of due process, and prejudice Defendant. Plaintiff should not be allowed to benefit
5 from her misconduct. As such, Defendant requests this Honorable Court grant Defendant's
6 requested relief.
7

8
9 **ii. Defendant is Entitled to Relief Pursuant to NRCP 60(b)(6)**

10 NRCP 60(b)(6) provides relief from an Order due to any other reason that justifies relief.
11 It is well established that "[t]he district court has wide discretion in deciding whether to grant or
12 deny a motion to set aside a judgment under NRCP 60(b). (*Stoeklein v. Johnson Elec., Inc.*, 109
13 Nev. 268, 271, 849 P.2d 305, 307 (1993). Further, "[t]he salutary purpose of Rule 60(b) is to
14 redress any injustices that may have resulted because of excusable neglect or the wrongs of an
15 opposing party." *Carlson v. Carlson*, 108 Nev. 358, 361-62 (Nev. 1992).
16
17

18 Here, Plaintiff's Counsel has exhibited a scheme and pattern of conduct throughout her
19 involvement in this matter specifically aimed to railroad Defendant, misrepresent material facts
20 to the Court, and deprive Defendant of due process rights. Despite the application of any other
21 subsection of NRCP 60(b), Defendant should be afforded relief to simply have a level playing
22 field.
23

24
25 Defendant should be entitled to relief through this catch all provision as Defendant has
26 been prejudiced by a combination of Plaintiff's Counsel's intentional acts of fraud and deceit and
27

28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRY HEARING REQUESTED - 10

1 the Court's bias and unwillingness to force Plaintiff's Counsel to follow any Court rules.
2 Defendant must be provided relief from the Order After Hearing to promote due process, and
3 provide Defendant with predictable results in line with established court rules and law.
4

5 **iii. Defendant Should be Granted Leave to File a Renewed Motion to Disqualify**
6 **Judge Mary Perry.**

7 Pursuant to EDCR 2.24(a) no motion once heard and disposed of may be renewed in the
8 same cause, nor may the same matters therein embraced be reheard, unless by leave of the court
9 granted upon motion therefor, after notice of such motion to the adverse parties.
10

11 In this matter, Defendant filed a Motion to Disqualify Judge Mary Perry on February 11,
12 2021. Judge Perry filed a Response on February 16, 2021. Defendant filed a Reply to Judge
13 Perry's Response on February 19, 2021. Plaintiff needlessly filed an Opposition on February 23,
14 2021 riddled with irrelevant and intentionally misleading factual allegations intended to deceive
15 the Court on February 23, 2021. Defendant filed a Reply to Plaintiff's intentionally misleading
16 Opposition on March 4, 2021. The matter was then heard by Judge Linda Bell on March 4, 2021
17 at 10:30 AM. Judge Bell took the matter under advisement and then immediately thereafter
18 conducted a hearing regarding the issuance of a grand jury indictment regarding Defendant at
19 11:00 AM, thereby distorting her view of the matter. Judge Bell promised a decision by March
20 8, 2021, however, Judge Bell issued her Decision on March 9, 2021 denying Defendant's Motion
21 to Disqualify.
22
23
24

25 Immediately thereafter, Judge Perry and Counsel for Plaintiff engaged in a series of
26 conduct demonstrating the appearance of bias, if not actual bias. Further, Defendant has been
27

28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRY HEARING REQUESTED - 11

1 provided further information regarding the relationship between Judge Perry and Counsel for
2 Plaintiff adding to the appearance of bias when all circumstances are taken in their entirety. As
3 such Defendant requests this Honorable Court grant Defendant leave to file a renewed motion to
4 disqualify Judge Mary Perry. Defendant will be prejudiced by failure to grant leave. Further,
5 Plaintiff will not be prejudiced one bit as Judge Perry has granted nearly every request of Plaintiff,
6 regardless of law to the contrary and the absence of fact to establish grounds for such conduct.
7 As such, Defendant's request for leave to file a renewed motion should be granted.
8

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MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRYHEARING REQUESTED - 12

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III.
CONCLUSION

Plaintiff's Counsel conducted herself in a manner which spits in the face of court rules, makes a mockery of the proceedings and Judge Perry, and constitutes fraud upon this court. Plaintiff's Counsel misrepresented material facts, intentionally failed to follow Eighth Judicial District Court Rules in order to deprive Defendant due process and provided countless instances of misconduct which should warrant relief from Plaintiff's Order After Hearing regarding the hearing on January 25, 2021. Ms. Roberts knows she has very little to offer by way of merits of the case and has resorted to fraud, offering baseless arguments, intentionally failing to follow court rules and civil procedure, and knowingly lying to this Court. Defendant must be granted relief from the Order After Hearing to redress the injustices perpetrated by Plaintiff's Counsel.

DATED this 8th day of April 2021.

/s/ Bradley Bellisario
Bradley Bellisario
7100 Grand Montecito Pkwy, #2054
Las Vegas, NV 89149
T: 702.936.4800
F: 702.936.4801
E: bradb@bellisariolaw.com
Defendant Pro Se

MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRY HEARING REQUESTED - 13

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1. I am the Defendant in the above entitled matter;
2. That I read the foregoing MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON January 25, 2021, including the points and authorities and any exhibits attached hereto and the same are true and correct to the best of my knowledge and belief; and
3. For the reasons stated in the Motion, I am requesting that the Court grant me the relief sought in my MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON January 25, 2021.

DATED this 8th day of April 2021.

MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRYHEARING REQUESTED - 14

1
2
3 **CERTIFICATE OF SERVICE**
4

5 I hereby certify that I am Defendant in the above-entitled matter, and on the 8th day of
6 April 2021, I served by and through Wiz-Net electronic service, pursuant to Clark County District
7 Court Administrative Order 14-2 for service of documents identified in Rule 9 of the N.E.F.C.R.,
8 the foregoing MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING
9 HEARING ON January 25, 2021 to:
10

11 Amanda Roberts, Esq.
12 E: efile@lvfamilylaw.com
13 *Attorney for Plaintiff*

14 By: /s/ Bradley Bellisario
15 Bradley Bellisario, *Defendant*
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28 MOTION FOR RELIEF FROM ORDER AFTER HEARING REGARDING HEARING ON JANUARY 25, 2021
AND MOTION FOR LEAVE TO FILE RENEWED MOTION TO DISQUALIFY JUDGE MARY
PERRYHEARING REQUESTED - 15

EXHIBIT 1

**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 Christopher Tilman, Attorney, not present
Claimant, not present
Brayden Bellisario, Subject Minor, not present
Brooklyn Bellisario, Subject Minor, not present
Emily Bellisario, Plaintiff, Counter Defendant, Amanda Roberts, Attorney, present
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
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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 & Counter-motion

Canceled: February 16, 2021 10:00 AM Motion

Canceled: February 16, 2021 10:00 AM Opposition & Counter-motion

Canceled: February 16, 2021 10:00 AM Motion

Canceled: February 16, 2021 10:00 AM Motion

Canceled: February 16, 2021 10:00 AM Opposition & Counter-motion

PRINT DATE:	01/25/2021	Page 2 of 3	Minutes Date:	January 25, 2021
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

D-20-605263-D

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

AA2303

EXHIBIT 2



7:14:53 PM

Emily \attachment 44.JPG

7:14:53 PM

Everybody is fine

Emily (+1 (702) 427-6745)

Haha that's great!

7:15:57 PM

Monday, January 13, 2020

Emily (+1 (702) 427-6745)

Hi Jean can you please continue pick ups Brad is being very hostile and I don't feel comfortable him coming around my house or contacting me

7:29:04 AM

I regret removing the protection order and I'm thinking of doing another one. The attorney said it's possible to re-set it once it's taken away if he continues to bother me.

7:29:31 AM

Also let Brad know if he has any CPS questions about the kids the last few months to ask CPS since they have all their records I don't feel like there's a reason for him to be harassing me about everything

7:30:36 AM

Pick ups ^

7:31:43 AM

I have Brad blocked because I don't like being harassed I'm letting you know so in case there's any emergency or questions about the kids that you know to be the one to contact me

7:35:23 AM

Jean (+1 (309) 645-5956)

8:31:58 AM

Where will it work out to pick the kids up this afternoon? Please let me know. Thanks

EXHIBIT 3

Why are you contacting me for this but going through the attorney for something else

12:33:28 PM

You are not being "pragmatic" you are being selfish and not caring for the needs of your son and being forceful with him and threatening me if I don't force him to go when he doesn't want to be

12:34:09 PM



+1 (309) 397-6734

Because I'm trying to ask you to sign the paper you agreed to in a calm and reasonable manner. And you are not being reasonable.

12:34:30 PM



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

You're not for the kids you're for you. And only you like you've always been you don't think about what's best for the kids you do what you want selfishly like always

12:34:50 PM

Because the way you have threaded me and accused me of stuff I'm not going to sign it and dissolve it if this is how it's going to be

12:34:50 PM

I agreed based on the fact that you should have been a changed man and the therapy worked but the second you were able to contact me it was lies false accusations and threats and I don't feel comfortable around you still

12:35:00 PM



+1 (309) 397-6734

I haven't threatened you with anything. This is why I'm going to ask the attorney to contact your attorney. I'm not getting dragged into any argument beyond this

12:35:00 PM



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

They will see you Friday

12:35:00 PM



+1 (309) 397-6734

So now I don't get to see Brayden on his birthday like you told my mom?

12:35:00 PM



EXHIBIT 4

01:00 1 Q. And how do you recognize that individual?

2 A. That's the person I'm divorcing.

3 Q. Is that Bradley Bellisario?

4 A. Yes.

01:00 5 Q. Now sometime in 2019 did you apply for a
6 temporary protective order against Mr. Bellisario?

7 A. Yes.

8 Q. And was that granted?

9 A. The first time, no.

01:00 10 Q. Okay. At some point did you have a
11 protective order against Mr. Bellisario?

12 A. Yes.

13 Q. And that protective order in January of
14 2020, what happened with that protective order?

01:00 15 A. Uhm, we had court January 7th to discuss
16 the CPS matter and in court I said I would allow the
17 judge to dissolve the TPO because I thought he had
18 learned his lesson and I didn't think he would do
19 anything like that again.

01:01 20 Q. At that point when the TPO was dissolved,
21 did anything happen after January 7th of 2020?

22 A. Yes.

23 Q. What happened?

24 A. He started getting like really mean and
01:01 25 aggressive to me again.

EXHIBIT 5

FILED

APR 05 2021

John D. Bellisario
CLERK OF COURT

1 TRANS

2
3 COPY

4
5 EIGHTH JUDICIAL DISTRICT COURT

6 FAMILY DIVISION

7 CLARK COUNTY, NEVADA

8
9 EMILY BELLISARIO,)

10 Plaintiff,)

CASE NO. D-20-605263-D

11 vs.)

DEPT. P

12 BRADLEY JOHN BELLISARIO,)

13 Defendant.)

14
15 BEFORE THE HONORABLE MARY PERRY
DISTRICT COURT JUDGE

16 TRANSCRIPT RE: STATUS CHECK

17 MONDAY, JANUARY 25, 2021

18 APPEARANCES:

19 The Plaintiff:
For the Plaintiff:

EMILY BELLISARIO
AMANDA ROBERTS, ESQ.
(Via Bluejeans)
4411 South Pecos Road
Las Vegas, Nevada 89121
(702) 474-7007

22 The Defendant:
For the Defendant:

BRADLEY JOHN BELLISARIO
NOT PRESENT (IN CUSTODY)

24

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

1 LAS VEGAS, NEVADA

MONDAY, JANUARY 25, 2021

2 P R O C E E D I N G S

3 (THE PROCEEDINGS BEGAN AT 8:59:55)

4

5 THE CLERK: On record.

6 THE COURT: Okay. I'm calling Case D-20-605263-D,
7 Bellisario vs. Bellisario.

8 MS. ROBERTS: Amanda Roberts, bar number 9294, on
9 behalf of the Plaintiff Emily Bellisario, who's present via
10 Bluejeans.

11 THE COURT: Okay. Do y'all know if Mr. Tilman is
12 still in this case for Mr. Bellisario or is he --

13 MS. ROBERTS: He is not, Your Honor. He with --
14 sorry. He withdrew in the case.

15 THE COURT: Good.

16 MS. ROBERTS: And Mr. Bellisario is currently in
17 custody.

18 THE COURT: Yes, I knew that one. I was going to
19 say this is going to make it a little bit easier on what we're
20 going on. I just need a status check on what we're doing so
21 that we can go ahead and get you back on calendar for a trial.

22 MS. ROBERTS: So Your Honor, can I go over it or you
23 want -- don't want to move forward because Mr. Bellisario's
24 not here?

1 THE COURT: Well, have you gotten your discovery?

2 MS. ROBERTS: No, Your Honor. He's not complied
3 with any of the court orders or the written discovery we
4 served on June 10th and December 3rd.

5 THE COURT: Okay. And is his law practice, is it a
6 partnership or is it a sole proprietor?

7 MS. ROBERTS: I believe he's an LLC, Your Honor, but
8 he is a sole practitioner.

9 THE COURT: Okay. The -- have you thought about
10 bringing the business in as a party?

11 MS. ROBERTS: I have not, Your Honor. Honestly,
12 we've been dealing with all of the civil suits that are going
13 on and trying to deal with the issues regarding domestic
14 violence against my client.

15 THE COURT: Yes.

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

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

1 going to shoot his mom in the head with a gun, that he hates
2 his grandparents and hopes that they die.

3 On the 20th, the tutor asked him to sit down and do
4 his homework, and he told her that he was -- if she tried to
5 make him, she (sic) was going to chop him (sic) up with an axe
6 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?

12 MS. ROBERTS: Sorry, Your Honor. We're -- we're on
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
24 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

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Divorce - Complaint

COURT MINUTES

April 08, 2021

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

April 08, 2021 4:30 PM Minute Order

HEARD BY: Perry, Mary **COURTROOM:** Chambers

COURT CLERK: Antoria Pickens; Brandee Kapanui

PARTIES:

Blake Bellisario, Subject Minor, not present
Bradley Bellisario, Defendant, Counter Pro Se
Claimant, not present
Brayden Bellisario, Subject Minor, not present
Brooklyn Bellisario, Subject Minor, not present
Emily Bellisario, Plaintiff, Counter Defendant, Bradley Bellisario, Attorney, not present
not present

JOURNAL ENTRIES

- MINUTE ORDER NO HEARING HELD

D-20-605263-D
Emily Bellisario v. Bradley John Bellisario

NRCP 1 and EDCR 1.10 state that the procedure in district courts shall be administered to ensure efficient, speedy, and inexpensive determinations in every action.

The Discovery Commissioners Report and Recommendations filed on April 6, 2021 was erroneously forwarded to the Court prior to the fourteen (14) day expiration in order to allow objections to be filed. The Court therefore inadvertently signed and filed the Order adopting the Discovery

PRINT DATE:	04/14/2021	Page 1 of 2	Minutes Date:	April 08, 2021
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AA2316

Commissioners Report and Recommendation on April 6 2021.

The Court ORDERS the Order Adopting the Discovery Commissioners Report and Recommendations filed on April 6, 2021 be Vacated until such time as the Court rules on the Objection to the Discovery Commissioners Report and Recommendations.

A copy of this minute order shall be served on the parties or their attorneys. (ap)

INTERIM CONDITIONS:

FUTURE HEARINGS:

Canceled: April 15, 2021 11:00 AM Motion

April 21, 2021 2:00 AM Status Check
Chambers

April 21, 2021 2:00 AM Status Check
Chambers

Canceled: April 28, 2021 10:00 AM Motion

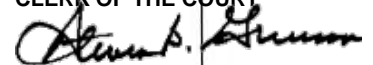
May 11, 2021 3:00 PM Return Hearing
Perry, Mary
Courtroom 23

May 18, 2021 11:00 AM Motion
Perry, Mary
Courtroom 23

PRINT DATE:	04/14/2021	Page 2 of 2	Minutes Date:	April 08, 2021
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

AA2317



1 MRCN
2 BRADLEY J. BELLISARIO
3 Nevada Bar No. 13452
4 7100 Grand Montecito Pkwy, #2054
5 Las Vegas, NV 89149
6 T: (702) 936-4800
7 F: (702) 936-4801
8 E: BradB@BellisarioLaw.com
9 Plaintiff Pro Se

7 DISTRICT COURT
8 CLARK COUNTY, NEVADA

9 EMILY BELLISARIO,
10 Plaintiff,

11 vs.

12 BRADLEY BELLISARIO,
13 Defendant

Case No.: D-20-605263-D
Dept No.: P

DEFEENDANT'S MOTION TO
RECONSIDER ORDER AGAINST
DOMESTIC VIOLENCE ENTERED
APRIL 6, 2021

16 NOTICE! YOU ARE REQUIRED TO FILE A WRITTEN RESPONSE TO THIS MOTION
17 WITH THE CLERK OF THE COURT AND TO PROVIDE THE UNDERSIGNED WITH A
18 COPY OF YOUR RESPONSE WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT OF
19 THIS MOTION. FAILURE TO FILE A WRITTEN RESPONSE WITH THE CLERK OF THE
20 COURT WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT OF THIS MOTION MAY
RESULT IN THE REQUESTED RELIEF BEING GRANTED BY THE COURT WITHOUT
HEARING PRIOR TO THE SCHEDULED HEARING.

21 Defendant, Bradley Bellisario, *pro se*, moves this Honorable Court for the following relief:

- 22 1. For reconsideration of Judge Mary Perry's Order Extending an Order Against Domestic
23 Violence filed on April 6, 2021; and
24 2. For such other and further relief as the Court deems just and equitable.

25 This Motion is made and based upon all the papers and pleadings on file herein and the
26 affidavit included herewith and is made in good faith and not to delay justice.
27

28 DEFEENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 - 1

1
2 DATED this 8TH day of April 2021.

3 /s/ Bradley Bellisario

4 Bradley Bellisario
5 7100 Grand Montecito Pkwy, #2054
6 Las Vegas, NV 89149
7 T: 702.936.4800
8 F: 702.936.4801
9 E: bradb@bellisariolaw.com
10 *Defendant Pro Se*

11 **POINTS AND AUTHORITIES**

12 **I.**
STATEMENT OF FACTS

13 On January 4, 2021 Judge Mary Perry was assigned to highly contested divorce case D-
14 20-605263-D (Bellisario vs. Bellisario). On January 11, 2021 Plaintiff filed an untimely
15 Peremptory challenge, knowing that motion relief would be sought by Defendant, and the matter
16 would be brought back to Department P. Defendant filed a Motion to Strike Plaintiff's untimely
17 peremptory challenged, and Judge Harter Granted Defendant's Motion and assigned the case back
18 to Department P.

19
20 On or around January 21, 2021 Plaintiff, and Plaintiff's Counsel, Amanda Roberts
21 conspired with the Clark County District Attorney's Office to obtain an arrest warrant based upon
22 false police reports filed by Plaintiff, Emily Bellisario. On January 23, 2021 Defendant was
23 arrested for alleged violation of an Extended Order of Protection (Case No. T-19-200404-T). On
24 January 25, 2021 the Parties had their first hearing in front of newly assigned Judge, and close
25 personal friend of Amanda Roberts, Judge Mary Perry. Judge Perry was informed prior to the
26 hearing that Defendant was wrongfully arrested and incarcerated, however, Judge Perry decided
27 DEFEENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
28 6, 2021 - 2

1 to initiate and permit ex parte arguments by Plaintiff's unethical Counsel and one of Judge Perry's
2 "favorite people" who she finds "so special," Amanda Roberts.

3 During the Hearing Judge Perry gave legal advice to Amanda Roberts including
4 instructing Amanda Roberts to file a Motion for Order Shortening Time regarding Plaintiff's
5 forthcoming Motion to Modify Custody and for Extension of TPO claiming that "we can get this
6 done real quick." Once again Judge Perry stated, "we can get this done real quick." Implying
7 that she is already biased toward Plaintiff, and her close personal friend, and counsel for Plaintiff,
8 Amanda Roberts, and that Judge Perry had already predetermined the outcome for this matter
9 going forward without any due process allowed to Defendant, and without allowing Defendant to
10 present any evidence.
11

12 Judge Perry then went on to make further statements of bias and demonstrating her clear
13 alignment with her close personal friend, Amanda Roberts, implying that Defendant was drunk
14 at the time of arrest on January 23, 2021 stating that "he definitely needs to dry out first, maybe
15 they'll hold him a little bit longer." However, at no point during the hearing is alcohol mentioned
16 at all. Further, Judge Perry advocacy for, and pre-filing approval of, Plaintiff's Motion for Order
17 Shortening Time demonstrates clear bias to deprive Defendant of due process and any reasonable
18 time to respond to Plaintiff's unsubstantiated and untruthful allegations regarding January 23,
19 2021.
20

21 After the Hearing the Court issued a Minute Order which contained the statement
22 "COURT NOTED Dad has violated the active TPO and is currently incarcerated." (See Minute
23 Order from Hearing on January 25, 2021, Attached hereto as Exhibit 1).
24

25 Fast forward to the hearing on April 6, 2021 Counsel for Plaintiff requested the Protection
26 Order Against Domestic Violence (T-20-206639-T) be extended due to Judge Pomrenze's
27 DEFEENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
28 6, 2021 - 3

1 statement during the July 30, 2021 hearing that any further violations of the TPO (T-20-206639-
2 T) shall result in the TPO being extended for an extra year. Ms. Roberts included this in her
3 fraudulently procured Order regarding the hearing on July 30, 2020 which the Notice of Entry of
4 Order was filed on January 25, 2021 (YES, 179 DAYS AFTER THE HEARING).
5

6 During the Hearing on April 6, 2021 Judge Perry specifically stated she was making no
7 findings of fact during the hearing. However, she chose to extend the TPO until May 10, 2022
8 without any basis besides once again doing her good friend, Amanda Roberts, a favor, violating
9 Defendant's rights, and failing to adhere to the laws of the state of Nevada. Defendant continues
10 to be amazed at the blatant violation of his rights, however, it's become commonplace in this
11 clown car of litigation known as Case No. D-20-605263-D.
12

13 II. 14 LEGAL ARGUMENT

15 "A party seeking reconsideration of a ruling of the court...must file a motion for such
16 relief within 14 days after service of written notice of the order or judgment unless the time is
17 shortened or enlarged by order. A motion for rehearing or reconsideration must be served,
18 noticed, filed and heard as is any other motion. A motion for reconsideration does not toll the
19 period for filing a notice of appeal from final order or judgment." EDCR 2.24(b).
20

21 A motion for rehearing should direct attention to some controlling matter to which the
22 court has overlooked or misapprehended. *In re Ross*, 99 Nev. 657, 659, 668 P.2d 1089, 1091
23 (1983) (Citations omitted). Rehearings are not granted as a matter of right and are not allowed
24 for the purpose to reargue, unless there is a reasonable probability the court may have arrived at
25 an erroneous conclusion. *Geller v. McCown*, 178 P.2d 380 (Nev. 1947) (Citations omitted).
26

27
28 DEFEENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 - 4

1 **I. The District Court Failed to Find any Specific Facts Constituting Domestic**
2 **Violence Required to Extend the Order for Protection.**

3 If it appears to the satisfaction of the court from specific facts shown by a verified
4 application that an act of domestic violence has occurred or there exists a threat of domestic
5 violence, the court may grant a temporary or extended order. A court shall only consider whether
6 the act of domestic violence or the threat thereof satisfies the requirements of NRS 33.018 without
7 considering any other factor in its determination to grant the temporary or extended order. NRS
8 33.020.
9

10 “Domestic violence occurs when a person commits one of the following acts against or
11 upon the person’s spouse or former spouse, any other person to whom the person is related by
12 blood or marriage, any other person with whom the person has had or is having a dating
13 relationship, any other person with whom the person has a child in common, the minor child of
14 any of those persons, the person’s minor child or any other person who has been appointed the
15 custodian or legal guardian for the person’s minor child:
16
17

- 18 A) a battery
19 B) an assault
20 C) coercion pursuant to NRS 207.190
21 D) a sexual assault
22 E) a knowing, purposeful or reckless course of conduct intended to harass the other
23 person. Such conduct may include, but is not limited to:
24 a. stalking
25 b. arson
26 c. trespassing
27 d. larceny
28 e. destruction of private property
 f. carrying a concealed weapon without a permit
 g. injuring or killing an animal
 h. burglary
 i. an invasion of the home
 F) a false imprisonment

DEFENDANT’S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 - 5

1 G) pandering.”

2
3 NRS 33.018

4
5 Plaintiff plead no facts which constitute domestic violence as defined by NRS 33.018.
6 Further, the court’s order seems to be based upon the pre-decided notion that Defendant was in
7 violation of the current TPO as illustrated by the Minute Order entered on January 25, 2021.
8 However, as Defendant has repeatedly had to demonstrate, Defendant was not in violation of the
9 current TPO, nor was Defendant in violation of the previous TPO. Hence the only charge
10 Defendant was arrested for on January 23, 2021 was dismissed. Plaintiff herself has admitted
11 that she stipulated to dissolve the TPO on multiple occasions as demonstrated in previous filings.
12 There has been no violation of TPO subsequent to the hearing on July 30, 2020.
13

14
15 In short, Judge Perry explicitly stated there would be no findings of fact regarding the
16 hearing on April 6, 2021 and Plaintiff failed to demonstrate any factual basis which could possibly
17 amount to an act of domestic violence as defined by statute. As such, Defendant requests that this
18 Court reconsider the extension of the Order for Protection which only serves to further prejudice
19 Defendant in this matter and further violate Defendant’s substantive rights.
20

21 **III.**
22 **CONCLUSION**

23 Judge Perry specifically stated during the hearing on April 6, 2021 that she was making
24 no finding of facts during the hearing. Further, even if Judge Perry claimed to have made a finding
25 of fact regarding the Order for Protection it would seem to be based upon the Minute Order from
26 January 25, 2021 in which Counsel for Plaintiff fraudulently represented that Defendant was in
27 violation of the current TPO (T-20-206639-T) and during a hearing in which violates the
28 DEFEENDANT’S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 - 6

1 Professional Rules of Conduct and the Nevada Judicial Code of Conduct by allowing an ex parte
2 hearing regarding substantive issues. As there is no occurrence of domestic violence as defined
3 by NRS 33.018 the Court should reconsider the Order and deny the extension.
4

5 DATED this 8th day of April 2021.

6
7 /s/ Bradley Bellisario

8 Bradley Bellisario
9 7100 Grand Montecito Pkwy, #2054
10 Las Vegas, NV 89149
11 T: 702.936.4800
12 F: 702.936.4801
13 E: bradb@bellisariolaw.com
14 *Defendant Pro Se*
15
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1
2 **DECLARATION IN SUPPORT DEFEENDANT'S MOTION TO RECONSIDER ORDER**
3 **AGAINST DOMESTIC VIOLENCE ENTERED APRIL 6, 2021**
4

5 I, BRADLEY BELLISARIO, declare under penalty of perjury:

- 6
7 1. I have read the foregoing motion, and the factual averments it contains are true and
8 correct to the best of my knowledge, except as to those matters based on information
9 and belief, and as to those matters, I believe them to be true. Those factual averments
10 contained in the referenced filing are incorporated here as if set forth in full.
11
12 2. Plaintiff's Counsel refuses to have any meaningful communication in this matter and
13 every attempt to resolve issues prior to filing a motion have been rejected. Further any
14 attempt to resolve would be futile as Plaintiff's Counsel already fraudulently
15 misrepresented the facts in dispute in this matter and has since perpetuated the same
16 fraud in her arguments at hearing on April 6, 2021.
17
18 3. This Declaration is made in good faith and not made for the purpose of delay.
19

20 I declare under penalty of perjury under the law of the State of Nevada that the foregoing is
21 true and correct.

22 DATED this 8th day of April 2021.

23 /s/ Bradley Bellisario
24 Bradley Bellisario
25
26
27

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Amanda Roberts, Esq.
E: efile@lvfamilylaw.com
Attorney for Plaintiff

28

EXHIBIT 1

**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 Christopher Tilman, Attorney, not present
Claimant, not present
Brayden Bellisario, Subject Minor, not present
Brooklyn Bellisario, Subject Minor, not present
Emily Bellisario, Plaintiff, Counter Defendant, Amanda Roberts, Attorney, present
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
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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
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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

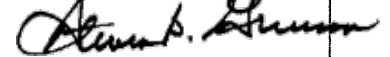
Canceled: March 01, 2021 10:00 AM Motion
Reason: Canceled as the result of a hearing cancel, Hearing Canceled Reason: Vacated - Moot
Perry, Mary
Courtroom 23

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



1 **MEMO**

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

3 **ROBERTS STOFFEL FAMILY LAW GROUP**

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5 Las Vegas, Nevada 89121

5 PH: (702) 474-7007

6 FAX: (702) 474-7477

6 EMAIL: efile@lvfamilylaw.com

7 Attorneys for Plaintiff, Emily Bellisario

8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

10 EMILY BELLISARIO,
11

12 Plaintiff,
13

14 v.

15 BRADLEY BELLISARIO,
16

17 Defendant.
18

Case No: D-20-605263-D

Dept No: P

BEFORE THE DISCOVERY
COMMISSIONER

MEMORANDUM OF ATTORNEY'S
FEES AND COSTS

19 COMES NOW the Plaintiff, Emily Bellisario, by and through her attorney of
20 record Amanda M. Roberts, Esq., of Roberts Stoffel Family Law Group, and
21 hereby files hereby submits this Memorandum of Fees and Costs in Support of
22

23 \ \ \

24 \ \ \

25 \ \ \

26 \ \ \

27 \ \ \

1 her request for an award of attorney's fees and costs and as directed by this Court
2 pursuant the Discovery Commissioner's Report and Recommendations from the
3 March 17, 2021 hearing (filed April 6, 2021).
4

5 DATED this 14th day of April, 2021.

6 **ROBERTS STOFFEL FAMILY LAW GROUP**

7
8 By: Amanda M. Roberts

9 Amanda M. Roberts, Esq.
10 State of Nevada Bar No. 9294
11 4411 South Pecos Road
12 Las Vegas, Nevada 89121
13 PH: (702) 474-7007
14 FAX: (702) 474-7477
15 EMAIL: efile@lvfamilylaw.com
16 Attorneys for Plaintiff, Emily Bellisario

17 **I.**
18 **MEMORANDUM OF FEES AND COSTS**

19 I, Amanda M. Roberts, Esq., swear, under the laws of the State of Nevada as
20 follows:
21

22 1. I am an attorney duly licensed before all Courts in the State of Nevada,
23 employed by Roberts Stoffel Family Law Group and make statements contained in
24 this Affidavit, of my own firsthand knowledge unless stated upon information and
25 belief, as to those statements, I believe them to be true.

26 2. I am over the age of eighteen (18) years old and I am competent to
27 testify as to the matters contained within the Affidavit.

28 3. I am the attorney ("Attorney") for the Plaintiff, Emily Bellisario.

1 4. The Parties to this action, the Plaintiff, Emily Bellisario (“Emily”), and
2 the Defendant, Bradley Bellisario (“Bradley”).

3
4 5. The legal fees requested and outlined herein are solely related to
5 discovery matters related to Plaintiff’s Motion to Compel Discovery, for Attorney’s
6 Fees and Costs and Related Relief and the hearing(s) on this matter, and do not
7 include any other legal services not related to discovery.
8

9 6. Pursuant Discovery Commissioner’s Report and Recommendations
10 filed April 6, 2021, the Court directed me to file a Memorandum of Fees and Costs
11 with an Affidavit pursuant *Brunzell v. Golden Gate National Bank*, 85 Nev. 345,
12 455 P.2d 31 (1969), detailing the fees incurred and a corresponding Order for the
13 Court with a blank left for the Court to determine the amount to be awarded.
14

15 7. Accordingly the *Brunzell* Factors are as follows:
16

- 17 a. The quality of advocacy;
18 b. The character of the work to be done;
19 c. The work actually performed by the lawyer; and
20 d. The results obtained. *Id.*

21 8. The breakdown of factors under *Brunzell* for Amanda M. Roberts,
22 Esq., are as follows:

- 23 a. She has been practicing law since 2005.
24 b. She has focused her practice primarily around family law.
25 c. She is in good standing with the State Bar of Nevada.
26 d. She participated in a weekly radio show geared at the Clark
27 County community, focused on issues relative to family law.
28 e. Yearly, she attends continuing legal education classes to stay
abreast of changes in the area of family law.

- 1 f. She has drafted Motions, argued before the District Court
2 Judges and Hearing Masters on issues related to domestic
3 violence/custody/divorce/ adoption/termination of parental
4 rights, brought and defended individuals at Evidentiary Hearings
and Evidentiary Hearings. Additionally, Counsel has taken
5 cases on Appeal to the Supreme Court of Nevada.
6 g. She sat *pro tem* as a Hearing Master related to Protection
7 Orders.
8 h. She has been appointed by the Court in the capacity as a
9 Guardian Ad Litem, CAP Attorney, Guardianship Investigator,
10 and Parenting Coordinator.
11 i. The work actually preformed by Ms. Roberts and her staff was
12 reasonably related to Bradley's refusal to cooperate in discovery
in this matter. The work was not overly complicated, but time
consuming because repeated attempts were made by Ms.
Roberts to resolve the discovery with Bradley before filing the
instant Motion.

13 9. In *Cadle Co. v. Woods & Erickson, LLP*, 345 P.3d 1049 (2015), the
14 Nevada Supreme Court indicated when requesting costs, that the attorney must
15 provide the necessary statements or invoices to establish that the costs were
16 "reasonable, necessary, and actually incurred." The Supreme Court indicated that
17 something more than the Affidavit of Counsel was required to establish the costs
18 were necessary. In this matter, as it relates to the costs incurred, Ms. Roberts has
19 attached where applicable the invoices and addressed why the costs were necessary,
20 actually incurred and reasonable.
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1 10. An agreement for legal representation was entered into between
2 Plaintiff, Emily Bellisario, and Ms. Roberts on or about April 29, 2020, identifying
3 the following reasonable and customary hourly rates for services for Ms. Roberts
4 and her staff, as follows:
5

- 6 a. Amanda M. Roberts, Esq., billed at \$375.00 per hour;
7
8 b. Associate Attorneys billed at a rate of \$375.00 per hour; and
9 c. Paralegals and legal assistants billed at a rate of \$150.00 per hour.¹

10 11. The hourly rates for services to Plaintiff, Emily Bellisario, are
11 reasonable and ordinary for the amount of work and time expended in this matter,
12 given the number of years that Ms. Roberts has practiced law and the experience
13 that she has in family law matters. Counsel's rate is comparable to other attorneys
14 with the same experience and length of practice.
15

16 12. Plaintiff, Emily Bellisario, provided proof to this Court that she did
17 attempt to resolve the matters before Court intervention, as required pursuant to
18 *EDCR* §5.501 and 5.602, and it was Bradley who failed to respond to the discovery
19 requests in a timely manner and follow the Court's Rules regarding preliminary
20 disclosures, and forced Emily to present the Motion to Compel Discovery, et al.
21

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26
27 ¹ A copy of the Retainer Agreement is attached to the companion filing as **Exhibit "1"** and fully
28 incorporated herein by reference.

1 13. Here, Plaintiff is requesting the Court consider the following when
2 deciding the attorney fees and costs:

3 a. Emily served discovery requests upon Bradley and he failed to
4 respond.

5 b. Emily's Counsel attempted to garner Bradley's cooperation and
6 compliance with regards to responding to the outstanding discovery
7 requests to no avail. Emily's Counsel sent detailed correspondence
8 outlining Bradley's outstanding discovery responses.

9 c. Emily's Counsel set a Discovery Dispute Conference which
10 Bradley failed to participate in despite Ms. Roberts calls and email
11 to him at the designated time.

12 d. Bradley still failed to provide response to the discovery requests.

13 e. Emily's discovery requests were properly served upon Bradley.

14 f. Emily's Motion to Compel discovery was properly served upon
15 Bradley.

16 g. Bradley failed to file any response to the Motion to Compel
17 discovery and request for attorney's fees.

18 14. A copy of the redacted billing statements confirming the time
19 expended and costs billed to Emily for attorney's fees and costs, are attached to the
20 companion filing as **Exhibit "2"** and fully incorporated herein by reference. Again,
21
22

1 these billing statements denote only the attorney's fees and costs related to the
2 discovery matters presented at the Motion to Compel at issue herein.

3
4 15. Proof of hard costs are attached to the companion filing as **Exhibit "3"**
5 which are the actual invoices incurred, which are fully incorporated herein by
6 reference.

7
8 16. On the billing statements, Amanda M. Roberts, Esq. is denoted by the
9 initials "AMR." Attorney Roberts billed 6.5 hours related to this matter for a total
10 of \$2,437.50.

11
12 17. Ms. Robert's paralegal, Holli Miller, is denoted by the initials "HM."
13 Ms. Miller has been employed by Roberts Stoffel Family Law Group since 2010.
14 Ms. Miller has worked in the legal field in excess of twenty (20) years. Ms. Miller
15 billed 0.8 hours related to this matter for a total of \$120.00.

16
17 18. Ms. Roberts' paralegal, Colleen O'Brien, is denoted by "CO." Ms.
18 O'Brien has worked in the legal field for approximately fourteen (14) years. Ms.
19 O'Brien has billed 4.5 hours related to this matter for a total of \$675.00.

20
21 19. Filing with the Eighth Judicial District Court are completed using an
22 online portal. There is a charge by the Court to upload documents. The fee per
23 document is \$3.50. Ms. Roberts requests that a minimum, required charges of
24 \$7.00 be attributed to each filing.

25
26 20. The work performed by Ms. Roberts and her staff, on behalf of Emily,
27 total the sum of \$3,239.50 by Roberts Stoffel Family Law Group relating to the
28

1 discovery matters, including hard costs, associated with the Motion to Compel
2 Discovery heard by this Court as outlined in the Report and Recommendations filed
3 April 6, 2021, as set forth herein specifically.
4

5 21. Ms. Roberts requests said amount be awarded herein to Roberts Stoffel
6 Family Law Group.
7

8 22. In *Wright v. Osburn*, 114 Nev. 1367, 970 P.2d 1071 (1998), the
9 Nevada Supreme Court indicated that “disparity in income is also a factor to be
10 considered in awarding attorney fees.”
11

12 23. In this matter, the Court issued a finding that Bradley’s income is
13 \$18,000.00 per month (*see Order* filed January 24, 2021). In contrast, Emily’s
14 income is \$980.97 per month without taking consideration child support and
15 spousal support which is not being paid by Bradley, although Ordered. Therefore,
16 it is alleged that the disparity in income is significant to require Bradley’s to pay
17 attorney fees and costs.
18

19 24. Taking into consideration the number of hours expended by Roberts
20 Stoffel Family Law Group for services provided related to the Motion to Compel,
21 the cost incurred through Roberts Stoffel Family Law Group, Emily hereby
22

23 \ \ \

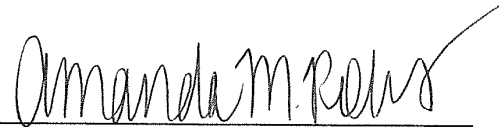
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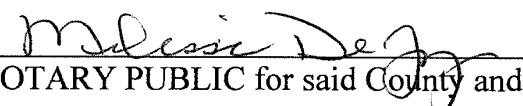
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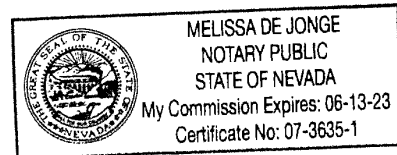
1 requests attorney fees and costs be awarded herein, in favor of Roberts Stoffel
2 Family Law Group. Said amount should be reduced to judgment and collectable by
3 any and all legal means necessary until paid in full.
4

5 **FURTHER AFFIANT SAYETH NAUGHT.**

6
7 
8 Amanda M. Roberts, Esq.

9 SUBSCRIBED and SWORN to before
10 me on this 14th day of April, 2021.

11
12 
13 NOTARY PUBLIC for said County and State



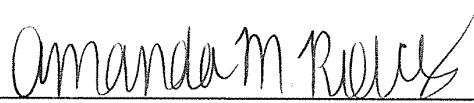
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II.
CONCLUSION

Based upon the foregoing, Amanda M. Roberts, Esq., of Roberts Stoffel Family Law Group, should be awarded attorney's fees and costs from the Defendant, Bradley Bellisario, in the amount of \$3,239.50, and said sum should be reduced to judgment, shall accrue interest and be collectible by any and all legal means necessary until paid in full.

DATED this 14th day of April, 2021.

ROBERTS STOFFEL FAMILY LAW GROUP

By: 
Amanda M. Roberts, Esq.
State Bar of Nevada 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

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group,
and on this 14th day of April, 2021, I served by and through Wiz-Net electronic
service, pursuant 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 Plaintiff's
Memorandum of Attorney's Fees and Costs, to the following:

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

By: Amanda M. Roberts
Employee of Roberts Stoffel Family Law Group

EXHIBIT “1”

EXHIBIT “1”

EXHIBIT “1”

ROBERTS STOFFEL FAMILY LAW GROUP

4411 S. Pecos Road
Las Vegas, Nevada 89121
Telephone: (702) 474-7007
Facsimile: (702) 474-7477
www.lvfamilylaw.com

ATTORNEY RETAINER AGREEMENT

Please read this Agreement, initial each page and sign the last page. Your signature on the document acknowledges that you have read this Agreement, understand the contents and agree to the terms and conditions contained herein. This Agreement will not take effect, and Roberts Stoffel Family Law Group will have no obligation to provide legal services, until the Client returns a signed copy of the Agreement and pays the retainer as described in the seven (7) pages of this contact ("Agreement").

This Agreement is entered between ROBERTS STOFFEL FAMILY LAW GROUP, ("Attorney") and Emily Bellisario ("Client"). As such this Agreement shall encompass the entire Attorney-Client Agreement as follows:

SCOPE AND DUTIES

Client is hiring attorney for the purpose of a divorce with children.

Attorney shall provide those legal services reasonable required to represent Client and shall take reasonable steps to keep Client informed of progress and to respond to Client's inquiries.

RETAINER

Client agrees to pay the sum of \$7,500.00 to Attorney as a retainer fee at the time Attorney is hired, which money is to be held in trust. Attorney retains the right to request a retainer at a later date. Client hereby authorizes Attorney to withdraw sums from the trust account to pay the costs, expenses and fees for legal services incurred in Client's case. At the end of each month, client shall receive a monthly billing statement which details the fees and itemizes the costs incurred. The retainer fee deposit is fully refundable. Any monies not used for costs, expenses, and fees for legal services will be refunded to the client at the conclusion of the case.

In addition to the initial retainer fee deposit, Attorney may at any time, require an additional deposit of retainer funds to secure payment in the matter.

Initials: EB

No portion of any "flat fee" specified in this Agreement for specific items will be refunded, even if the accrued costs and fees are less than the non-refunded fee.

Any client who requests a refund by means of crediting to their original credit card will be charged a \$15.00 charge and Client will be charged a \$25.00 fee for each returned check.

LEGAL FEES

Client agrees to pay for legal services at the following rates:

- \$375.00- Managing Attorneys
- \$375.00- Associate Attorneys
- \$150.00- Paralegal/Legal Assistant

All billing for time will be done in 1/10 of an hour (i.e., six minute) increments, and will round to the nearest such increment.

BILLING INCREMENTS	TIME
0.1	0-6 minutes
0.2	7-12 minutes
0.3	13-18 minutes
0.4	19-24 minutes
0.5	25-30 minutes
0.6	31-36 minutes
0.7	37-42 minutes
0.8	43-48 minutes
0.9	49-54 minutes
1.0	55-60 minutes

Client understand that Attorney fees will include all work completed or time required to attend to the matter including but not limited to preparation of documents, telephone contact with client and other persons involved in the action, travel time, deposition time, time required to review documents, trial preparation and other time utilized to tend to the matter.

Client authorizes Attorney to use associate counsel, legal assistants, or paralegals for such work on this case as Attorney might deem appropriate. Such persons shall be billed at their regular billing rate. Client acknowledges and agrees that such staff personnel may be utilized whenever deemed appropriate and directs Attorney to apportion work at Attorney's discretion so as to minimize costs and maximize effectiveness.

Under some circumstances, more than one member of the Attorney's staff may work on a matter for client simultaneously, in which case both members of Attorney's

Initials: EB

staff will bill for the time spent at the discretion of Attorney. An example would include attending trial or contested evidentiary hearing, during which time the participation of more than one person may be necessary to properly attend to Client's case.

The hourly rates quoted above are subject to increase from time to time. Attorney will give notice in writing at least thirty (30) days prior to any increase in hourly fees. Client understands that if Attorney continues to represent Client past the date of the increase, the new fees will be in effect and Client agrees to pay these increased fees for all services rendered thereafter.

The above mentions retainer does not release Client from fees and costs incurred on a monthly basis. Any fees and costs exceeding the initial retainer shall be billed to Client monthly. The monthly billing statement shall provide the client with a detailed description of the fees incurred and the costs accrued. Upon receipt of the bill, Client shall pay Attorney in full within 14 days. Should Client not pay the balance of the account in full within 14 days, interest at the rate of 18% annually (1 ½ percent per month) will be charged on any unpaid balance. The interest provision is not an Agreement to extend credit but is a method of compensating Attorney for delayed payment.

Any dispute as to the accuracy or validity of any billed charges, or requests for adjustment of any costs, expenses, or fees for legal services billed to Client **must be made in writing to Attorney within thirty (30) days of the date of the statement containing that cost, expense, or fee for legal services.** If Client does not do so within thirty (30) days of a billing statement, the statement will be conclusively presumed to be correct.

In other words, **if Client does not contact Attorney in writing within thirty (30) days of a billing statement, Client will have irrevocably agreed that the statement is accurate and correct.** Any person ever reviewing any dispute regarding charges on a billing statement is asked to honor this provision, since it is an essential term to Attorney's Agreement to represent Client in this case.

Should client fail to maintain Client's bill, Attorney is permitted to withdraw. Furthermore, Attorney may request for the Court to reduce the outstanding fees and costs to judgment at which time, Attorney may execute on the judgment be any and all legal means. Should Attorney be forced to withdraw for the matter and request the Court reduce outstanding fees and costs to judgment, Attorney may request and be permitted to receive the fee and costs incurred by the withdraw and judgment including but not limited to preparation for motion and other necessary documents, appearance time, costs associated with filing and executing on the judgment.

If Attorney files a lien to recover unpaid fees and/or costs incurred on Client's behalf, or if Client seeks to formally dispute Attorney's billings, by initiating mediation, arbitration, litigation, or fee dispute in any forum, all "write off" or "no charge" costs, expenses, and fees for legal services reflected on any statement to Client will revert to

Initials: _____



being fully billed, and be additional sums owed to Attorney by Client, in **addition** to the sum disputed by the Client.

In accordance with the Uniform Commercial Code, no payments made to Attorney for less than the full sum owed shall constitute payment in full, even if that notation is placed on the payment instructions, unless Attorney and Client both sign a written Agreement specifically permitting such payment to constitute a payment-in-full.

Client agrees to pay any fees and costs that are incurred by Attorney to collect fees, costs, or expense from Client, including reasonable attorney's fees.

Client agrees to pay any fees and costs that are incurred by Attorney to collect fees, costs, or expense from Client, including reasonable attorney's fees. In addition, client hereby agrees to pay a flat-fee cost of \$1,000.00 if attorney must file a motion to adjudicate a retaining lien and consents to the District Court's summary adjudication of attorney's retaining lien pursuant to Argentina Consolidated Mining Company v. Jolley Urga, et al, 216 P.3d 779.

Initials: WJ

ADDITIONAL FEES AND COSTS:

Client shall be responsible for all costs and fees not included above which may be incurred in Client's case, including but not limited to: filing fees, fees for service of process, delivery charges, investigation costs, mediation, blood testing, pictures, depositions, and other transcription charges, translations, witness fees, jury fees, doctor, accountant, engineer or witness fees deemed necessary by the Attorney and miscellaneous extraordinary costs such as copying, fax, postage and other mailing expenses, and long distance telephone calls. Filing fees for Court are to be paid directly to Attorney and must be paid prior to the filing of any papers.

LIEN

Client hereby grants Attorney a lien on any and all Clients or causes of action that are related to the subject of Attorney's representation under this Agreement. Attorney's lien will be for any such sum due and owing to Attorney at the conclusion of Attorney's services. The lien will attach to any recovery Client may obtain, whether by arbitration award, judgment, settlement, or otherwise. Any amounts received by Attorney's office on Client's behalf may be used to pay Client's account.

Attorney will retain possession of Client's file and all information therein until full payment of all costs, expenses, and fees for legal services, subject to turnover or destruction of the file as set out herein above.

\\

Initials: WJ

CONTACT AND COMMUNICATIONS

Attorney shall take all steps reasonable to assure Client is informed at all times as to the status of their matter and as to the future steps necessary in their matter. Attorney shall provide Client with a copy of all documents, correspondence and filings, to which they are permitted by the Court. Attorney encourages Client to maintain all copies provided to them by Attorney. Attorney is permitted to utilize all means of communication including but not limited to email, telephone, cellular telephone, facsimile, and mailing unless otherwise advised by Client.

Client agrees to make themselves available to Attorney when requested and to immediately advise Attorney of a change of telephone number, address, employment and/or contact information.

COURT ORDERED FEES:

Attorney reserves the right to seek an order from the Court (under circumstances deemed appropriate by the Court) for an award of attorney fees to be paid by the Adverse Party based upon the reasonable value of Attorney's services (as determined by the Court). If the Court makes an award of fees in excess of the amount charges to Client, and the allowed fees are in fact paid, Attorney agrees to refund Client the amount charges for services which were the subject of the Court order. Attorney will be entitled to keep the balance. Client will still be obligated to pay Attorney the total attorney's fees accrued if the Court denied the application, and Client will be also required to pay for services rendered which were not included in the application to the Court. Any Attorney's fees directed to be paid by Client to Adverse Party shall be paid directly to Adverse Party's attorney by Client. If adverse party is obligated to pay attorney fees, said attorney fees are to be paid directly to Attorney.

WITHDRAW OF ATTORNEY

Client may discharge Attorney at any time, although Client understands that Court rules might still require Attorney to file a motion to withdraw. Attorney may withdraw at any time at Attorney's discretion. In such circumstance, Client agrees to sign the documents necessary to permit Attorney to withdraw.

Client understands that Attorney may exercise Attorney's right to withdraw based upon client misrepresenting or fails to disclose material facts to Attorney, fails to cooperate and participate as directed by Attorney or the court or any division of the court, for failure to pay fees when due, for failure to keep Attorney advised for additional services, or if Client fails to maintain contact with Attorney and keep Attorney advised of Client's current home and work addresses and telephone numbers. Furthermore, Attorney reserves the right to withdraw from this matter if Client fails to honor this Agreement or for any reason as permitted or required under Nevada Code of Professional Conduct or as permitted by the Eighth Judicial District Court or Federal Court. Client

Initials: GB

further agrees to be punctual in keeping appointments and to inform attorney immediately when appointment must be cancelled.

After payment of all sums due and upon Client's request, Attorney will deliver Client's file (other than Attorney's personal notes, briefs and work product that Attorney elects to retain) to Client, along with any Client funds or property in Attorney's possession. If Attorney is not instructed otherwise, Client's file will be kept in Attorney office for a limited time after completion of the case, and then sent to off-site storage, where it will be held for a period not exceeding seven years.

Either Party may terminate this Agreement by giving written notice to the other. Client may terminate Attorney's services at any time, for any reason. Client must give Attorney sufficient notice that Attorney may prepare appropriate documents. Client will be required to pay all Attorney's fees owing at time of termination of Attorney's services as well as for time expenses to substitute counsel, or to prepare a Motion to Withdraw and for Attorney's Lien and appear in Court to obtain permission to withdraw as counsel for Client. In the event fees or costs are owing to ROBERTS STOFFEL FAMILY LAW GROUP at any time during or after representation, Client agrees that Attorney shall have a lien on any and all claims causes of action on which Attorney was working; on all funds or property which has been or is later received; and on all files and work papers produced by Attorney.

DISCLAIMER OF GUARANTEE; TOTAL FEES AND COSTS; TAX CONSEQUENCES.

Nothing in this Agreement and nothing in Attorney's statements to Client will be construed as a promise or guarantee about the outcome of Client's matter. Attorney makes no such promise or guarantees. Attorney's comments about the outcome of Client's matter, if any, are expressions of opinion only.

It is understood that it is impossible to predict how long a case will take, how much it will cost or what the resulting outcome may be. Attorney does not make and has not made any guarantees to Client about the length or expense of Client's case. Attorney has not and will not make and/or guarantee as to the outcome of Client's case. Client has been informed and acknowledges that it is quite likely that the costs, expenses, and fees for legal services incurred in Client's case will exceed the initial retainer fee deposit.

No advice is given regarding tax consequences, and Attorney specifically is not provided tax advice, although questions relating to tax matters may very well come up during the course of the case. Client agrees to seek tax advice elsewhere, and to hold Attorney harmless for any tax effect.

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Initials: LB

SEVERABILITY

The provision of this Agreement is severable. This means that if one or more provisions of this Agreement are found to be void or unenforceable for any reason, the remaining provisions of this Agreement will still apply.

FEE DISPUTE

If a dispute arises, the fee Agreement shall be interpreted under Nevada law enforced only in Nevada Courts, and the prevailing Party shall be entitled to reasonable attorney's fees and costs. This Agreement is binding on your successors and shall not be modified except in writing signed by both the Attorney and Client.

This Agreement is entered into in accordance with the law of the State of Nevada, and Nevada law will apply to any questions relating to the meaning of any provisions of this Agreement.

Client hereby agrees that he/she has been afforded the opportunity to consult independent counsel to review said Retainer Agreement and to have any and all questions or concerns answered and has either done so or has waived his/her right of same.

Initials: EB

CLIENT INFORMATION:

Full Name:	Emily Bellisario
Street Address:	1913 Sondio Drive
City/State/Zip Code:	Las Vegas, Nevada 89134
Date of Birth:	11/01/1985
SSN:	
Email Address:	<u>lemilybellisario@gmail.com</u>

CLIENT

EB
Emily Bellisario

Date

Initials: EB

**ROBERTS STOFFEL FAMILY
LAW GROUP**

Amanda M. Roberts
Amanda M. Roberts, Esq.

Date

EXHIBIT “2”

EXHIBIT “2”

EXHIBIT “2”

Roberts Stoffel Family Law Group

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

Page: 1
Stmt No: 39816
December 30, 2020

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

3272-001: BELLISARIO, EMILY; Divorce with kids

Professional Fees	Hours	Rate	Amount
10/29/2020 HM	0.20	150.00	30.00
11/2/2020 AMR	0.30	375.00	112.50
11/2/2020 AMR	0.10	375.00	37.50
11/5/2020 HM	0.50	150.00	75.00
11/6/2020 HM	0.20	150.00	30.00
11/10/2020 HM	0.40	150.00	60.00
11/11/2020 CO	0.20	150.00	30.00
11/12/2020 HM	0.20	150.00	30.00
11/12/2020 HM	0.40	150.00	60.00
11/16/2020 CO	0.20	150.00	30.00
11/17/2020 CO	0.20	150.00	30.00

PLTF0604

AA2351

Roberts Stoffel Family Law Group

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

Page: 2
Stmnt No: 39816
December 30, 2020

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

11/23/2020	HM	0.10	150.00	15.00
11/24/2020	HM	0.90	150.00	135.00
11/24/2020	CO	0.40	150.00	60.00
11/24/2020	CO	0.10	150.00	15.00
11/24/2020	CO	0.50	150.00	75.00
11/24/2020	CO	0.30	150.00	45.00
11/24/2020	AMR	0.70	350.00	245.00
11/24/2020	AMR	0.20	350.00	70.00
11/24/2020	AMR	1.40	350.00	490.00
11/25/2020	HM	0.30	150.00	45.00

PLTF0605

AA2352

Roberts Stoffel Family Law Group

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

Page: 3
Stmt No: 39816
December 30, 2020

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

11/25/2020	CO	0.20	150.00	30.00
11/30/2020	SH	0.10	150.00	15.00
11/30/2020	HM	2.00	150.00	300.00
11/30/2020	CO	0.40	150.00	60.00
12/1/2020	HM	1.10	150.00	165.00
12/1/2020	CO	0.30	150.00	45.00
12/1/2020	CO	0.40	150.00	60.00
12/1/2020	CO	0.20	150.00	30.00

PLTF0606

AA2353

Roberts Stoffel Family Law Group

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

Page: 4
Stmt No: 39816
December 30, 2020

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

12/2/2020	HM	Work with Amanda Roberts, Esq. Review and revise letters regarding visitations. Draft letter to Opposing Party regarding outstanding discovery. Review and save multiple emails to and from Opposing Party. .	1.00	150.00	150.00
12/2/2020	CO		0.10	150.00	15.00
12/2/2020	CO		0.20	150.00	30.00
12/2/2020	AMR		0.20	350.00	70.00
12/3/2020	HM		0.60	150.00	90.00
12/3/2020	HM		1.00	150.00	150.00
12/3/2020	CO		0.20	150.00	30.00
12/3/2020	CO		0.40	150.00	60.00
12/3/2020	CO		0.10	150.00	15.00
12/3/2020	CO		0.10	150.00	15.00
12/3/2020	AMR	Review and revise letters to Opposing Party (x3) regarding financial issues, outstanding discovery, etc. Draft Notice of Non-Compliance with Court Order. Draft 2nd Request for Admissions.	0.90	350.00	315.00
12/4/2020	HM		0.60	150.00	90.00

PLTF0607

AA2354

Roberts Stoffel Family Law Group

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

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Stmt No: 39816
December 30, 2020

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

12/4/2020	CO		0.20	150.00	30.00
12/7/2020	CO		0.10	150.00	15.00
12/8/2020	CO		0.20	150.00	30.00
12/9/2020	AMR		0.50	350.00	175.00
12/11/2020	HM		0.40	150.00	60.00
12/11/2020	CO		0.30	150.00	45.00
12/11/2020	CO		0.20	150.00	30.00
12/15/2020	HM		0.20	150.00	30.00
12/15/2020	CO		1.00	150.00	150.00
12/15/2020	CO	Draft Notice of Discovery Dispute.	0.20	150.00	30.00
12/15/2020	CO	Notice of Deposition for Deposition of Plaintiff	1.00	150.00	150.00
12/16/2020	HM		0.10	150.00	15.00

PLTF0608

AA2355

Roberts Stoffel Family Law Group

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

Page: 6
Stmnt No: 39816
December 30, 2020

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

12/16/2020	CO		0.70	150.00	105.00
12/16/2020	CO		0.30	150.00	45.00
12/16/2020	CO	Process Fourth Supplemental Disclosures to be served, and process Notice of Discovery Dispute to be e-filed/served.	0.20	150.00	30.00
12/17/2020	HM		0.10	150.00	15.00
12/22/2020	HM		2.30	150.00	345.00
12/22/2020	CO		0.30	150.00	45.00
12/22/2020	AMR	Review documents for Discovery Dispute Conference, no appearance by Opposing Party, called Opposing Party and left a detailed message regarding non-compliance with discovery.	0.30	350.00	105.00
12/23/2020	CO		0.10	150.00	15.00
12/23/2020	AMR		0.70	350.00	245.00
12/28/2020	SH		0.20	150.00	30.00
12/28/2020	AMR		0.30	350.00	105.00

Sub-total Fees: 5,300.00

Rate Summary

Shayna Hall	0.30 hours at \$ 150.00/hr	45.00
Holli Miller	12.60 hours at \$ 150.00/hr	1,890.00

PLTF0609

AA2356

Roberts Stoffel Family Law Group

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

Page: 7
Stmnt No: 39816
December 30, 2020

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

Colleen O'Brien	9.30 hours at \$ 150.00/hr	1,395.00
Amanda M. Roberts	5.20 hours at \$ 350.00/hr	1,820.00
Amanda M. Roberts	0.40 hours at \$ 375.00/hr	150.00
Total hours:	27.80	

Expenses

12/3/2020	Filing Fee- Notice of Defendant's Non-Compliance with Court Order.	6.00
12/11/2020	Filing Fee- Notice of Entry of Order from the November 24, 2020 Hearing.	6.00
12/16/2020	Postage- USB drive and cover letter with all disclosures on USB drive.	1.20
12/23/2020	Filing Fee- Financial Disclosure Form.	6.00
	Sub-total Expenses:	19.20

Payments

12/30/2020	Payment	Trust Application	8,284.21
		Sub-total Payments:	8,284.21

Trust Account

		Beginning Balance:	0.00
12/15/2020	Payment on Account (CC)		8,500.00
12/30/2020	Trust Application		-8,284.21
		Ending Balance:	215.79

PLTF0610

AA2357

Roberts Stoffel Family Law Group

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

Page: 8
Stmt No: 39816
December 30, 2020

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

Total Current Billing:	5,319.20
Previous Balance Due:	2,921.19
Total Payments:	8,284.21
Total Interest:	43.82
Total Now Due:	0.00

Please note our new mailing address for your records.
Visit our website at www.lvfamilylaw.com
Payments are due within ten (10) days from the date of this statement.

PLTF0611

AA2358

Roberts Stoffel Family Law Group

4411 S. Pecos Road
Las Vegas, Nevada 89121
Phone No.: (702) 474-7007
Fax: (702) 474-7477
Federal Tax ID: 80-0508360
Statement as of: 04/14/2021
Statement No: 40517

Emily Bellisario
1913 Sondio Drive
Las Vegas, Nevada 89134

3272-001: BELLISARIO, EMILY; Divorce with kids
Bellisario, Emily

Professional Fees	Hours	Rate	Amount
12/01/2020 AMR	0.50	350.00	175.00
01/04/2021 HM	0.30	150.00	45.00
01/04/2021 HM	0.20	150.00	30.00
01/11/2021 AMR	0.60	350.00	210.00
01/11/2021 AMR	0.30	350.00	105.00
01/11/2021 AMR	0.20	350.00	70.00
01/11/2021 CO	0.60	150.00	90.00
01/11/2021 CO	0.10	150.00	15.00
01/11/2021 CO	0.20	150.00	30.00
01/11/2021 CO	0.20	150.00	30.00
01/11/2021 CO	0.30	150.00	45.00
01/11/2021 CO	0.10	150.00	15.00
01/11/2021 CO	0.10	150.00	15.00
01/11/2021 HM	0.60	150.00	90.00

PLTF0612

AA2359

01/11/2021	HM	0.30	150.00	45.00	
01/12/2021	AMR	0.70	350.00	245.00	
01/12/2021	HM	0.70	150.00	105.00	
01/12/2021	HM	0.10	150.00	15.00	
01/13/2021	AMR	0.40	350.00	140.00	
01/13/2021	CO	0.10	150.00	15.00	
01/13/2021	HM	0.50	150.00	75.00	
01/14/2021	HM	1.30	150.00	195.00	
01/19/2021	HM	0.20	150.00	30.00	
01/20/2021	AMR	1.30	350.00	455.00	
01/20/2021	HM	1.60	150.00	240.00	
01/21/2021	CO	0.10	150.00	15.00	
01/21/2021	CO	Draft Motion to Compel Discovery.	2.00	150.00	300.00
01/21/2021	HM	0.70	150.00	105.00	

PLTF0613

AA2360

01/22/2021	CO	0.10	150.00	15.00
01/22/2021	HM	0.20	150.00	30.00
01/24/2021	AMR	0.40	350.00	140.00
01/25/2021	AMR	1.00	350.00	350.00
01/25/2021	AMR	2.70	350.00	945.00
01/25/2021	CO	0.20	150.00	30.00
01/25/2021	CO	0.40	150.00	60.00
01/25/2021	CO	0.20	150.00	30.00
01/25/2021	CO	0.10	150.00	15.00
01/25/2021	CO	0.10	150.00	15.00
01/25/2021	HM	0.60	150.00	90.00
01/25/2021	HM	0.80	150.00	120.00
01/26/2021	HM	0.50	150.00	75.00
01/27/2021	AMR	0.70	350.00	245.00
01/27/2021	AMR	1.50	350.00	525.00
01/27/2021	CO	0.30	150.00	45.00
01/27/2021	CO	0.30	0.00	No Charge

PLTF0614

AA2361

01/27/2021	HM	0.10	150.00	15.00
01/28/2021	HM	0.20	150.00	30.00
02/04/2021	HM	2.60	150.00	390.00
02/04/2021	HM	1.10	150.00	165.00
02/05/2021	AMR	4.10	350.00	1,435.00
02/05/2021	CO	0.40	150.00	60.00
02/05/2021	CO	0.70	150.00	105.00
02/05/2021	CO	0.40	150.00	60.00
02/05/2021	CO	0.20	150.00	30.00
02/05/2021	CO	0.30	150.00	45.00
02/05/2021	CO	0.50	150.00	75.00
02/05/2021	HM	2.00	150.00	300.00

PLTF0615

AA2362

02/08/2021	AMR		0.60	350.00	210.00
02/08/2021	CO		0.30	0.00	No Charge
02/08/2021	CO		0.20	150.00	30.00
02/08/2021	CO		0.10	150.00	15.00
02/08/2021	HM		0.50	150.00	75.00
02/09/2021	AMR	Review and revise Opposition and Countermotion regarding Temporary Protection Order Modification. Review and revise Motion to Compel.	1.60	350.00	560.00
02/09/2021	CO	Review Motion to Compel, input Exhibit numbers, Draft Exhibits cover including Bates Stamping all exhibits.	0.60	150.00	90.00
02/09/2021	CO	Process Motion to Compel and Exhibits to be e-filed and served.	0.20	150.00	30.00
02/09/2021	CO		0.20	150.00	30.00
02/09/2021	HM		4.50	150.00	675.00
02/09/2021	HM		0.20	150.00	30.00
02/10/2021	AMR		0.70	350.00	245.00
02/10/2021	CO		0.20	150.00	30.00
02/10/2021	CO		0.20	150.00	30.00
02/10/2021	HM		2.40	150.00	360.00

PLTF0616

AA2363

02/11/2021	AMR	2.60	350.00	910.00
02/11/2021	CO	0.40	150.00	60.00
02/11/2021	HM	4.00	150.00	600.00
02/11/2021	HM	0.30	150.00	45.00
02/12/2021	HM	0.30	150.00	45.00
02/16/2021	AMR	0.50	350.00	175.00
02/16/2021	HM	2.50	150.00	375.00
02/16/2021	HM	0.20	150.00	30.00
02/17/2021	HM	0.30	150.00	45.00
02/19/2021	AMR	0.10	350.00	35.00
02/22/2021	HM	3.20	150.00	480.00
02/23/2021	AMR	0.40	350.00	140.00

PLTF0617

AA2364

02/23/2021	AMR	1.70	350.00	595.00
02/23/2021	AMR	1.90	350.00	665.00
02/23/2021	CO	0.20	150.00	30.00
02/23/2021	CO	0.20	150.00	30.00
02/23/2021	CO	0.40	150.00	60.00
02/23/2021	HM	3.80	150.00	570.00

02/24/2021	HM	0.20	150.00	30.00
02/25/2021	AMR	0.40	350.00	140.00
02/25/2021	CO	0.10	150.00	15.00
02/25/2021	HM	0.40	150.00	60.00

02/26/2021	CO	0.20	150.00	30.00
02/26/2021	CO	0.10	150.00	15.00
02/26/2021	HM	1.60	150.00	240.00

PLTF0618

AA2365

02/28/2021	HM	0.20	150.00	30.00
03/02/2021	CO	0.30	150.00	45.00
03/02/2021	HM	0.60	150.00	90.00
03/02/2021	SH	0.70	150.00	105.00
03/03/2021	CO	0.10	150.00	15.00
03/03/2021	HM	0.20	150.00	30.00
03/04/2021	AMR	1.90	350.00	665.00
03/04/2021	CO	0.20	150.00	30.00
03/04/2021	CO	0.40	0.00	No Charge
03/04/2021	HM	0.40	150.00	60.00
03/05/2021	HM	0.50	150.00	75.00
03/08/2021	CO	0.20	150.00	30.00
03/08/2021	HM	0.20	150.00	30.00
03/08/2021	HM	0.30	150.00	45.00
03/09/2021	AMR	1.90	350.00	665.00
03/09/2021	CO	0.30	150.00	45.00
03/09/2021	CO	0.20	150.00	30.00

PLTF0619

AA2366

03/09/2021	CO	0.20	150.00	30.00
03/09/2021	CO	0.30	150.00	45.00
03/09/2021	CO	0.40	150.00	60.00
03/09/2021	CO	0.20	150.00	30.00
03/09/2021	HM	0.30	150.00	45.00
03/09/2021	HM	0.20	150.00	30.00
03/10/2021	AMR	0.30	350.00	105.00
03/10/2021	CO	0.20	150.00	30.00
03/10/2021	CO	0.10	150.00	15.00
03/10/2021	HM	0.30	150.00	45.00
03/11/2021	AMR	0.20	350.00	70.00
03/11/2021	AMR	1.40	350.00	490.00
03/11/2021	CO	0.20	150.00	30.00
03/11/2021	HM	1.60	150.00	240.00
03/12/2021	HM	1.20	150.00	180.00

PLTF0620

AA2367

03/15/2021	AMR	Letter to Opposing Party regarding discovery (16.2 disclosures, etc.).	0.40	350.00	140.00
03/15/2021	CO	Review and serve letter to Opposing Party.	0.20	150.00	30.00
03/15/2021	HM		0.40	150.00	60.00
03/16/2021	HM		0.30	150.00	45.00
03/17/2021	AMR	Review Opposing Party's newly filed Opposition and Countermotion. Prepare and attend hearing on discovery dispute issues, Motion to Compel. Set up notes on Discovery Report and Recommendation.	1.20	350.00	420.00
03/17/2021	AMR		1.40	350.00	490.00
03/17/2021	CO	Assist in preparation for Motion to Compel hearing.	0.30	150.00	45.00
03/17/2021	CO		0.50	0.00	No Charge
03/17/2021	GZ		1.20	300.00	360.00
03/17/2021	HM		1.70	150.00	255.00
03/18/2021	CO	Begin watching Discovery hearing, add Orders and timestamps.	0.40	150.00	60.00
03/18/2021	HM		0.20	150.00	30.00
03/18/2021	SH		0.20	150.00	30.00
03/18/2021	SH		0.30	150.00	45.00
03/19/2021	AMR	Review and revise the Discovery Commissioner's Report and Recommendation. Letter to Opposing Counsel regarding same.	0.80	350.00	280.00

PLTF0621

AA2368

03/19/2021	CO	Finish reviewing Discovery hearing and entering times tamps.	0.40	150.00	60.00
03/19/2021	CO	Process letter to Opposing Party regarding DCRR.	0.10	150.00	15.00
03/19/2021	CO		0.10	150.00	15.00
03/19/2021	HM	Review and revise Discovery Commissioner's Report and Recommendation, and letter to Opposing Party. Work with Colleen to finalize and process. Provide copy and update to client. Receive and review letter from Opposing Party to Amanda Roberts, Esq.	0.60	150.00	90.00
03/22/2021	CO	Process DCRR to be sent to Court.	0.10	150.00	15.00
03/23/2021	HM		0.40	150.00	60.00
03/25/2021	HM	Review Court revisions to Discovery Commissioner's Report and Recommendations.	0.20	150.00	30.00
03/29/2021	HM		0.20	150.00	30.00
03/30/2021	CO		0.40	150.00	60.00
03/30/2021	CO		0.50	150.00	75.00
03/30/2021	CO		1.50	150.00	225.00
03/30/2021	HM		0.40	150.00	60.00
04/06/2021	CO		0.80	150.00	120.00
04/06/2021	CO		2.00	0.00	No Charge
04/06/2021	CO		0.20	150.00	30.00
04/06/2021	CO		0.30	150.00	45.00

PLTF0622

AA2369

04/06/2021	CO		0.40	150.00	60.00
04/06/2021	HM		1.30	150.00	195.00
04/07/2021	CO		0.20	150.00	30.00
04/08/2021	CO		0.10	150.00	15.00
04/08/2021	HM		0.70	150.00	105.00
04/09/2021	HM		0.60	150.00	90.00
04/12/2021	AMR	Review and revise Memorandum of Fees and Costs.	0.70	350.00	245.00
04/13/2021	CO		0.40	150.00	60.00
04/13/2021	CO		0.10	150.00	15.00
04/14/2021	AMR	Finalize Memorandum, redact billing statements, etc.	0.60	350.00	210.00
Sub-total Fees:					\$23,895.00
Discount::					(245.00)

Rate Summary

Shayna Hall	1.20 hours at \$150.00/hr	180.00
Holli Miller	52.00 hours at \$150.00/hr	7,800.00
Colleen O'Brien	3.50 hours at \$0.00/hr	0.00
Colleen O'Brien	20.40 hours at \$150.00/hr	3,060.00
Amanda M. Roberts	35.70 hours at \$350.00/hr	12,495.00

PLTF0623

AA2370

Gary M. Zernich

1.20 hours at \$300.00/hr

360.00

Total hours: 114.00

Expenses	Units	Price	Amount
03/18/2021	1.00	0.71	0.71
03/18/2021	1.00	0.51	0.51
01/11/2021	1.00	10.00	10.00
01/11/2021	1.00	467.00	467.00
01/11/2021	1.00	6.00	6.00
01/13/2021	1.00	6.00	6.00
01/25/2021	1.00	6.00	6.00
01/25/2021	1.00	6.00	6.00
02/05/2021	4.00	6.00	24.00
02/08/2021	1.00	127.90	127.90
02/08/2021	1.00	6.00	6.00
02/09/2021	2.00	6.00	12.00
02/10/2021	1.00	6.00	6.00
02/23/2021	2.00	6.00	12.00
02/23/2021	2.00	6.00	12.00
02/26/2021	1.00	6.00	6.00
03/02/2021	1.00	87.10	87.10
03/03/2021	1.00	6.00	6.00
03/09/2021	1.00	83.00	83.00
03/09/2021	3.00	6.00	18.00

PLTF0624

AA2371

03/10/2021	1.00	6.00	6.00
03/11/2021	1.00	6.00	6.00
03/18/2021	1.00	43.00	43.00
03/18/2021	2.00	6.00	12.00
03/19/2021	1.00	10.00	10.00
03/30/2021	2.00	6.00	12.00
04/06/2021	2.00	6.00	12.00
04/08/2021	1.00	73.50	73.50
04/11/2021	2.00	73.50	147.00

Sub-total Expenses: 7,715.79

Payments

04/14/2021	Trust Application	7,715.79
Sub-total Payments:		<u>\$7,715.79</u>

Trust Account

		\$215.79
02/05/2021	Payment on Account (CC)	2,500.00
03/04/2021	Payment on Account (CC)	3,000.00
04/06/2021	Payment on Account (CC)	2,000.00
04/14/2021	Trust Application	(7,715.79)
Ending Balance:		<u>\$0.00</u>

Total Current Billing:	\$24,873.72
Total Payments:	<u>(\$7,715.79)</u>
Total Now Due:	<u>\$17,157.93</u>

PLTF0625

AA2372

EXHIBIT “3”

EXHIBIT “3”

EXHIBIT “3”

Case # D-20-605263-D - Emily Bellisario, Plaintiffvs.Bradley John B**Envelope Information****Envelope Id**
7374760**Submitted Date**
2/9/2021 3:33 PM PST**Submitted User Name**
amanda@lvfamilylaw.com**Case Information****Location**
Department P**Category**
Family**Case Type**
Divorce - Complaint**Case Initiation Date**
3/5/2020**Case #**
D-20-605263-D**Assigned to Judge**
Perry, Mary**Filings****Filing Type**
EFileAndServe**Filing Code**
Motion - MOT (FAM)**Filing Description**
Notice of Motion and Motion to Compel
Discovery, for Attorneys Fees and Costs
and Related Relief**Filing Status**
Accepted**Accepted Date**
2/9/2021 3:36 PM PST**Accept Comments**
Auto Review Accepted**Lead Document**

File Name	Security	Download
Motion to Compel Bellisario.pdf	Public Filed Document	Original File Court Copy

eService Details

Status	Name	Firm	Served	Date Opened	Help
Sent	Amanda M. Roberts		Yes	2/9/202	

4/14/2021

Odyssey File & Serve - Envelope Receipt

Status	Name	Firm	Served	Date Opened
Sent	Bradley Bellisario		Yes	2/9/2021 3:36 PM PST
Sent	Bradley Bellisario		Yes	Not Opened

Filing Type
EFileAndServe

Filing Code
Exhibits - EXHS (FAM)

Filing Description
Exhibits in Support of Motion to Compel
Discovery, for Attorneys Fees and Costs,
and Related Relief.

Filing Status
Accepted

Accepted Date
2/9/2021 3:36 PM PST

Accept Comments
Auto Review Accepted

Lead Document

File Name	Security	Download
Exhibits to Motion to Compel Bellisario.pdf	Public Filed Document	Original File Court Copy

eService Details

Status	Name	Firm	Served	Date Opened
Sent	Bradley Bellisario		Yes	Not Opened
Sent	Bradley Bellisario		Yes	Not Opened
Sent	Amanda M. Roberts		Yes	2/9/2021 3:53 PM PST

Parties with No eService

Name
Brayden Bellisario

Address

Name
Blake Bellisario

Address

Name
Brooklyn Bellisario

Address

4/14/2021

Odyssey File & Serve - Envelope Receipt

Name
Emily Bellisario

Address
1913 Sondrio Drive Las Vegas Nevada
89134

Fees

Motion - MOT (FAM)

Description	Amount
Filing Fee	\$0.00
Filing Total:	\$0.00

Exhibits - EXHS (FAM)

Description	Amount
Filing Fee	\$0.00
Filing Total:	\$0.00

Total Filing Fee	\$0.00
E-File Fee	\$3.50
Envelope Total:	\$3.50

Transaction Amount	\$3.50		
Transaction Id	8487940		
Filing Attorney	Amanda Roberts	Order Id	007374760-0
Transaction Response	Payment Complete		

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PLTF0603

AA2376

4/14/2021

Odyssey File & Serve - Envelope Receipt

Case # D-20-605263-D - Emily Bellisario, Plaintiffvs.Bradley John B

Envelope Information

Envelope Id
7100745

Submitted Date
12/16/2020 1:30 PM PST

Submitted User Name
amanda@lvfamilylaw.com

Case Information

Location
Department P

Category
Family

Case Type
Divorce - Complaint

Case Initiation Date
3/5/2020

Case #
D-20-605263-D

Assigned to Judge
Perry, Mary

Filings

Filing Type
Serve

Filing Code
Service Only

Filing Description
Plaintiff's Fourth Supplemental Disclosure
of Documents- Bellisario

Filing Status
Served

Service Documents

File Name	Security	Download
NRCP 4th USE.pdf		Original File Court Copy

eService Details

Status	Name	Firm	Served	Date Opened
Sent	Amanda M. Roberts		Yes	12/16/2020 1:34 PM PST
Sent	Bradley Bellisario		Yes	12/16/2020 1:59 PM PST
Sent	Bradley Bellisario		Yes	Not Opened

4/14/2021

Odyssey File & Serve - Envelope Receipt

Filing Type
EFileAndServe

Filing Code
Notice - NOTC (FAM)

Filing Description
Notice of Discovery Dispute

Filing Status
Accepted

Accepted Date
12/16/2020 1:32 PM PST

Accept Comments
Auto Review Accepted

Lead Document

File Name	Security	Download
Notc of Discovery Dipute Bellisario.pdf	Public Filed Document	Original File Court Copy

eService Details

Status	Name	Firm	Served	Date Opened
Sent	Bradley Bellisario		Yes	12/16/2020 1:46 PM PST
Sent	Bradley Bellisario		Yes	Not Opened
Sent	Amanda M. Roberts		Yes	12/16/2020 1:35 PM PST

Parties with No eService

Name	Address
Brayden Bellisario	
Name	Address
Blake Bellisario	
Name	Address
Brooklyn Bellisario	
Name	Address
Emily Bellisario	1913 Sondrio Drive Las Vegas Nevada 89134

Fees

PLTF0599

AA2378

4/14/2021

Odyssey File & Serve - Envelope Receipt

Service Only

Description	Amount
Filing Fee	\$0.00
Filing Total:	\$0.00

Notice - NOTC (FAM)

Description	Amount
Filing Fee	\$0.00
Filing Total:	\$0.00

Total Filing Fee	\$0.00
E-File Fee	\$3.50
Envelope Total:	\$3.50

Transaction Amount	\$3.50		
Transaction Id	8223187		
Filing Attorney	Amanda Roberts	Order Id	007100745-0
Transaction Response	Payment Complete		

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Version: 2019.1.6.115

PLTF0600

AA2379

Divorce - Complaint

COURT MINUTES

April 06, 2021

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

April 06, 2021 10:00 AM All Pending Motions

HEARD BY: Perry, Mary COURTROOM: Courtroom 23

COURT CLERK: Medina, Kyle

PARTIES PRESENT:

Emily Bellisario, Counter Defendant, Plaintiff, Present Amanda M Roberts, ESQ, Attorney, Present

Bradley John Bellisario, Counter Claimant, Defendant, Present Pro Se

Brayden Bellisario, Subject Minor, Not Present

Blake Bellisario, Subject Minor, Not Present

Brooklyn Bellisario, Subject Minor, Not Present

JOURNAL ENTRIES

MOTION...MOTION: PLTF'S 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 JUDGEMENT, TO REDUCE TEMPORARY SUPPORT TO JUDGEMENT, FOR AN AWARD OF ATTORNEY'S FEES AND COSTS, AND RELATED RELIEF...MOTION:DEFENDANT'S MOTION FOR PROTECTIVE ORDER...OPPOSITION & COUNTERMOTION: PLTF'S OPPOSITION TO DEFT'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...OPPOSITION & COUNTERMOTION: PLTF'S OPPOSITION TO DEFT'S MOTION FOR A PROTECTIVE ORDER: AND COUNTERMOTION FOR ATTORNEY'S FEES AND COSTS, AND RELATED RELIEF..

Court reviewed the history of the case and the pleadings on file. Parties SWORN and TESTIMONY given. Parties stated arguments in regards to the TPO case, the parties trust account and how the Defendant has not turned over records regarding to his finances. Further discussion regarding custody and visitation with the Minor Children, therapy and who shall be the therapist. Court noted that the Defendant has not paid any child support to the Plaintiff. Further discussion regarding the Defendant's Scram reports, proof of service and other relate issues.

Attorney Roberts discussed consolidating the parties case with the civil matter and Court stated that Family Court does have jurisdiction over this matter.

COURT stated its FINDINGS and ORDERED the following:

The Plaintiff shall have primary legal custody of the Minor Children. The Defendant shall temporarily have supervised visits with the Minor Children at Donna's House every Sunday at 9:00 am to 11:00 am. The Defendant's parents will be able to visit with the Minor Children Sunday April 11, 2021.

Motion to extend the TPO is GRANTED to May 2022.

Attorney Roberts shall give the Defendant 3 names of CPA's to do an audit on the Parties Trust account and the Defendant shall pick one. If the Defendant doesn't choose one the second name listed in alphabetical order shall be the appointed CPA.

The Defendant shall turn over his financial records to Attorney Roberts which was previously ordered by the Court. Attorney Roberts shall subpoena the banks that are under the Defendant's name .

Defendant's Motion for Protective Order is DENIED at this time. Plaintiff's motion to deem the Defendant Vexatious Litigation is DENIED, and the motion to consolidate the civil cases with this case is DENIED. Defendant's Motion for Order to show cause against Attorney Roberts is DENIED.

Order to show cause shall be DEFERRED until Trial. Attorney's fees and cost shall be DEFERRED to Trial. Child support arrears shall be DEFERRED to Trial.

The Defendant shall look for a job and submit to the Court a list with 10 jobs he has applied for every 2 weeks.

The parties shall both get a psych evaluation and pay for the other parties fees. Mr Holland shall be appointed and if he is unavailable he shall provide 3 names of other evaluators and the Defendant shall choose one.

The Defendant shall provide the Court and Attorney Roberts his SCRAM report every 2 weeks. The Defendant shall provide any documentation through her office's drop box.

Parties shall attach a certificate of service with any documents served to the other party and provide them to the Court.

Return Hearing SET for May 11, 2021 at 3:00pm. The Minute Order shall suffice, and a written Order is not required.

INTERIM CONDITIONS:

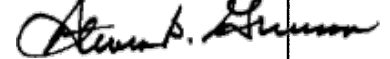
FUTURE HEARINGS:

Apr 07, 2021 1:30PM Status Check
Courtroom 20 Young, Jay

Apr 08, 2021 4:30PM Minute Order
Chambers Perry, Mary

May 11, 2021 3:00PM Return Hearing
Courtroom 23 Perry, Mary

May 18, 2021 11:00AM Motion
Courtroom 23 Perry, Mary



1 **OPPC**

2 Amanda M. Roberts, Esq.

3 State Bar of Nevada No. 9294

4 **ROBERTS STOFFEL FAMILY LAW GROUP**

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10 Attorneys for Plaintiff, Emily Bellisario

11 **DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 EMILY BELLISARIO,

) Case No: D-20-605263-D

) Dept No: P

14 Plaintiff,

)

15 v.

) **OPPOSITION TO DEFENDANT'S**

) **MOTION FOR RELIEF FROM**

16 BRADLEY BELLISARIO,

) **ORDER AFTER HEARING**

) **REGARDING HEARING ON**

17 Defendant.

) **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**

) **VEXATIOUS LITIGANT, WAIVE**

) **DONNA'S HOUSE FEES, AND FOR**

) **AN AWARD OF ATTORNEY'S FEES**

) **AND COSTS.**

)

) Date of Hearing: May 18, 2021

) Time of Hearing: 10:00 a.m.

)

) *Oral Argument Requested: Yes*

18 \\\

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I.**
3 **Issues**

- 4 1. Bradley's request for relief from the Order from the hearing on
5 January 25, 2021, should be denied.
- 6 2. Bradley's request requiring Plaintiff to prepare and pass to Defendant
7 the Order in compliance with *EDCR* § 5.521 and 5.522 should be
8 denied.
- 9 3. Bradley's request for leave to file a renewed Motion to disqualify
10 Judge Perry should be denied.
- 11 4. Emily's request for leave of Court to refinance the real property
12 purchased before marriage to afford her litigation expenses, evaluation
13 expenses, supervised visitation expenses, etc., should be granted.
- 14 5. Emily's request for Bradley to be deemed a vexatious litigant should
15 be granted.
- 16 6. Emily's request for the Court to waive the Donna's House fees should
17 be granted.
- 18 7. Emily's request for an award of attorney's fees and costs should be
19 granted.
- 20 8. For any and all other relief the Court deems proper and just.

21 **II.**
22 **Statement of Facts**

23 The Parties to this action, the Plaintiff, Emily Bellisario ("Emily") and the
24 Defendant, Bradley Bellisario ("Bradley"),¹ were married on August 16, 2014. The
25 Parties have three (3) minor children, to wit: Brayden Bellisario ("Brayden"), born

26 ¹ Bradley is a licensed attorney in the State of Nevada. Bradley has been licensed since
27 December 15, 2014.

1 January 15, 2015; Blake Bellisario (“Blake”), born November 20, 2016; and
2 Brooklyn Bellisario (“Brooklyn”), February 1, 2018.
3

4 In this matter, Bradley continues to argue the same set of facts in almost each
5 and every Motion that he files. For ease and to avoid needless attorney fees, Emily
6 is not going to address the inaccuracies regarding the Protection Orders, Bradley’s
7 arrest or the reasons for same. Emily will be sticking strictly to the facts and
8 circumstances regarding Bradley’s specific claims for relief.
9

10 On January 25, 2021, the only issue addressed by Order was to confirm a
11 hearing set on March 1, 2021, at 10:00 a.m.² No other Orders were issued on that
12 date and Bradley was not prejudiced by a procedural Order being submitted to the
13 Court wherein, a date was simply confirmed in the Order. There is not basis for
14 this Order to be revised, reconsidered or for Bradley to be granted relief from said
15 Order.
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18 As for SCRAM, a report was provided dated April 7, 2021. In that report, it
19 is alleged that Bradley had the SCRAM monitoring device installed on October 23,
20 2020. In the report it alleges that Bradley was monitored for thirty-two (32) days;
21 however, October 23, 2020 through April 7, 2021, would be one hundred and sixty-
22 six (166) days. Additionally, the SCRAM report alleges that it was cut off by
23 Bradley on November 24, 2020 because of an alleged injury and he eventually re-
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26
27 ² The Order prepared conforms with the Court Minutes.

1 enrolled. Coincidentally, the period of October 23, 2020 through November 24,
2 2020 is thirty-two (32) days. **It appears that Bradley was not monitored from**
3 **November 24, 2020 through February 17, 2021. {EMPHASIS ADDED}**
4

5 Therefore, the SCRAM report is riddled with inconsistency that should not be
6 ignored by this Court.

7
8 On July 30, 2020, the Court entered an Order awarding Emily a monthly
9 payment of \$3,560.00 from Bradley in the form of child support and spousal
10 support. The Order was based upon Bradley's gross income of \$18,000.00 per
11 month. Since that Order was issued, Bradley has never paid a full support payment
12 for his family, and Bradley is in arrears for his support obligation to Emily.
13 Instead, Bradley closed his law practice and alleges he is not currently working. In
14 this most recent Financial Disclosure Form, filed February 7, 2021, Bradley claims
15 he closed the practice on August 1, 2020; however, a review of the online database
16 regarding filing in Clark County show that on August 10, 2020 he filed an action
17 (A-20-819316-C), on September 22, 2020 he filed two actions (A-20-821641-M
18 and A-20-821640-M) and on November 4, 2020 he filed an action (A-20-824221-
19 C). **As such, Bradley's claims that he closed his law practice on August 1, 2020**
20 **are not credible. {EMPHASIS ADDED}**
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1 On April 6, 2021, the Court granted the following relief which requires
2 monetary contributions from Emily:

3 THE COURT FURTHER ORDERS that a receiver shall
4 be appointed for Defendant's business, Bellisario Law,
5 P.C. Ms. Roberts shall provide Defendant with three (3)
6 names of attorneys who can act as receivers in
7 alphabetical order and Defendant shall have forty-eight
8 (48) hours to select a name or the middle name shall be
9 selected. The receiver needs to be an attorney who deals
with Trust accounts, and shall manage the business and
the funds held in the IOLTA account.

10 THE COURT FURTHER ORDERS that a CPA shall be
11 appointed for Defendant's business, Bellisario Law, P.C.
12 Ms. Roberts shall provide Defendant with three (3)
13 names of accountants who can act as CPA in alphabetical
14 order and Defendant shall have forty-eight (48) hours to
select a name or the middle name shall be selected. The
CPA shall complete an audit of the IOLTA account.

15 THE COURT FURTHER ORDERS that the Defendant
16 shall have supervised visitation with the minor child at
17 Donna's House on Sundays from 9:00 a.m. to 11:00 a.m.
18 The Plaintiff shall pay the cost for the Defendant's
19 visitation at Donna's House. For the visit on Sunday,
20 April 11, 2021, the Defendant's parents are permitted to
attend.³

21 THE COURT FURTHER ORDERS that each Party shall
22 submit to a psychological evaluation. The Plaintiff shall
23 pay for the Defendant's and the Defendant shall pay for
24 Plaintiff. The failure of either Party to pay for the other
Party's psychological evaluation shall not impede or
impact the ability to move forward with the

25 ³ The fee for Donna's House is \$40.00 per visit. If Emily cannot afford to pay for the visit, it
26 cannot go forward. As such, Emily was unable to pay one visit since the Court's Order. Donna's
27 House has suggested Emily file a request for the Court to waive the fees for Donna's House to
avoid Bradley missing any visitation.

1 psychological evaluation that has been paid. The first
2 choice for the psychological evaluation is Dr. Holland,
3 and if she is not available then Dr. Holland shall submit
4 three (3) names in alphabetical Order and Defendant
5 shall have forty-eight (48) hours to select one of the
6 providers and if he fails to do so then the middle name
7 shall be used.

8 THE COURT FURTHER ORDERS that the Plaintiff's
9 request to reduce child support and spousal support
10 arrears to judgment is deferred to Trial.

11 Since this action commenced, Bradley has filed at least two (2) civil actions
12 against Emily and has filed fifteen (15) Motions in this matter. Each and every
13 time Bradley takes legal action whether filing of a separate matters or filing of
14 Motions, Emily is forced to file responses to avoid Bradley's requests being granted
15 by lack of Opposition/failure to plead. As such, Bradley's has significantly
16 increased Emily's litigation costs and she has an outstanding bill with her Counsel
17 of over \$15,000.00. Thus, Emily needs financial relief to be able to continue to
18 litigate this matter.

19 In this matter, Emily purchased real property prior to the Parties marriage.
20 The address of the real property is 1913 Sondrio Drive, Las Vegas, Nevada 89134
21 ("real property"). Emily's name is the only one on title to the real property and
22 mortgage.⁴ Due to the current financial status and lack of Court Ordered payments
23

24
25 ⁴ A copy of the title information from the Clark County Assessor's office is attached to the
26 companion filing as **Exhibit "1"** and is hereby fully incorporated herein by reference. A copy of
27 the mortgage statement before the divorce is attached to the companion filing as **Exhibit "2"** and
28 is hereby fully incorporated herein by reference.

1 from Bradley, Emily has no choice other than to seek relief from the Court and
2 permission to refinance the real property. In this matter, there is a Joint Preliminary
3 Injunction and Bradley has made a claim to the real property; therefore, Emily
4 seeks permission from the Court to refinance the real property pay the litigation
5 fees in this matter.
6

7 On April 20, 2021, Bradley's first work search was due pursuant to this
8 Court's Order and no work search has been filed or provided by Bradley.
9

10 On or about April 21, 2021, Ms. Roberts received communication that
11 Bradley is intending to fight the process of the psychological evaluation with Dr.
12 Holland, including filing a Motion to Set Aside the Order from that hearing.
13 Moreover, on April 22, 2021, Bradley threatened to file a Motion regarding
14 visitation that was missed following Emily's inability to pay the fees. To be clear,
15 this visit could be made up when Emily receives funds from the refinance.
16
17

18 Compliance with EDCR § 5.501

19 In this matter, Bradley has failed to comply with EDCR § 5.501.
20

21 As for Emily's requests for relief herein, she did not attempt to gain
22 Bradley's cooperation in this regard because it would have been futile and
23 impracticable. Communicating with Bradley about any aspect of this matter is
24 extremely difficult and his behavior toward Ms. Roberts and her staff is
25 inappropriate and harassing. Bradley refers to Ms. Roberts and her staff in
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1 appropriate terms, he raises his voice during calls, uses profanity, etc. As such,
2 communicating with him about this issue was impracticable.⁵

3
4 **III.**
5 **Opposition**

6 A. Bradley's request for relief from the Order After Hearing entered from
7 the hearing held January 25, 2021, should be denied.

8 In order to determine whether or not to grant a Motion to Set Aside pursuant
9 to NRCP 60(b) the Court must establish sufficient evidence is presented to find a
10 set aside is warranted. *Smith v. Smith*, 102 Nev. 110, 716 P. 2d 229 (1986).

11 Although the Court has broad discretion whether or not to grant a request to set
12 aside, same cannot be sustained where there is no competent evidence to justify the
13 Court's action. *Stoecklein v. Johnson Electric*, 109 Nev. 268, 849 P. 2d 305 (1993),
14 citing *Lukey v. Thomas*, 75 Nev. 20, 333 P. 2d 979 (1959). The moving Party must
15 establish fraud by clear and convincing evidence. *Clark Sanitation, Inc., v. Sun*
16 *Valley Disposal Co., Inc.*, 87 Nev. 338, 487 P.2d 337 (1971).

17 In this matter, the Order from January 25, 2021, is a procedural Order which
18 simply set another hearing date. The Order contained no statements regarding
19 arguments made at the time of the hearing or statements by Emily's Counsel. As
20 such, there is no evidence to warrant a set aside in this matter. Therefore, Bradley's
21 request should be denied.

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26 ⁵ On April 22, 2021, Bradley made posts on the internet which are inappropriate and for no means
27 other than to harass Emily's Counsel.

1 B. Bradley's request for leave to file a renewed Motion to Disqualify
2 Judge Perry should be denied.

3 On or about February 11, 2021, Bradley filed an initial Motion to Disqualify
4 Judge Perry. Chief Judge Bell issued a Decision and Order on March 9, 2021,
5 wherein Bradley's request to disqualify Judge Perry were denied. In that Decision
6 and Order, Chief Judge Bell denied a request by Emily for attorney fees indicating
7 that a request to disqualify a Judge does not request a responsive pleading. As
8 such, no argument is made regarding this issue herein based upon that Decision an
9 Order of Chief Judge Bell.
10
11

12 IV.
13 Counter motion

14 A. Emily's request for leave of Court to refinance for litigation costs
15 should be granted.

16 NRS § 125.040 (2) provides, "The court may make any order affecting
17 property of the parties, or either of them, which it may deem necessary or desirable
18 to accomplish the purposes of this section. Such orders shall be made by the court
19 only after taking into consideration the financial situation of each of the parties." In
20 this matter, to be able to "carry on or defend" this matter and the civil litigation
21 filed by Bradley against Emily, she must be permitted to refinance her real property
22 and remove sufficient equity to pay litigation fees, expert fees, Donna's House fees,
23 etc. As set forth herein, Bradley has failed to pay his Court Orders financial
24 obligations to Emily, failed to pay the fees to Dr. Holland pursuant to the
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1 Stipulation and Order, failed to complete his work search, etc. Emily's Financial
2 Disclosure Form shows that she is negative each month and her family cannot
3 continue to sustain loans for the living expenses for Emily and the minor children,
4 plus the litigation costs.
5

6 B. Emily's request for Bradley to be deemed a vexatious litigant should be
7 granted.

8 Although the Court previously denied this request, Bradley has filed two (2)
9 civil cases and fifteen (15) Motions within approximately 12 months since this
10 litigation commenced, plus has threatened at least two (2) additional Motions.⁶
11 Bradley's Motion lack merit and are simply an attempt to run up Emily's legal fees
12 to leave her without Counsel to defend herself here and in the civil litigations. This
13 Court is allowing Bradley's behavior by not taking stronger action in this regard!
14
15

16 In *Jordan v. State ex rel. Dep't of Motor Vehicles & Pub. Safety*, 121 Nev.
17 44, 60, 110 P.3d 30, 42-44 (2005), abrogated on other grounds by *Buzz Stew, LLC*
18 *v. City of N. Las Vegas*, 124 Nev. 224, 181 P.3d 670 (2008), the Nevada Supreme
19 Court set forth a four-step process to deem someone a vexatious litigant. The steps
20 are as follows:
21
22

- 23 1. Reasonable notice to litigant and opportunity to oppose the issuance
24 of a restrictive Order to protect the Due Process rights of the
25 litigant.

26 ⁶ This does not even include the other civil actions filed by Bradley relating to other professionals
27 associated with this case, including attorneys of Emily and therapist.

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.

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 professionals- 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. On February 4, 2021, Bradley made threats of additional actions against Emily’s current attorney. On or about April 21, 2021, Ms. Roberts received communication that Bradley is intending to fight

1 the process of the psychological evaluation with Dr. Holland, including filing a
2 Motion to Set Aside the Order from that hearing. Moreover, on April 22, 2021,
3 Bradley threatened to file a Motion regarding visitation that was missed regarding
4 Emily's inability to pay the fees.
5

6 C. Emily's request for the fees for Donna's House to be waived should be
7 granted.

8 As set forth herein, Donna's House indicated to Emily that she should
9 request the Court enter an Order waiving the fees for the supervised visitation. As
10 such, pursuant to *NRS* § 125C.0045 (1)(a), Emily requests this Court grant said
11 Order.
12

13 D. Emily's request for an award of attorney's fees and costs should be
14 granted.

15 Emily was forced to defend herself against Bradley's instant Motion, which
16 did not need to be filed. Bradley's instant Motion is without merit and should be
17 denied. Additionally, Bradley failed to attempt to resolve the issues presented in
18 his Motion in accordance with *EDCR* §5.501, and is not expected to be the
19 prevailing Party; therefore, he is not entitled to any award of attorney's fees or
20 costs. To the contrary, Emily was forced to defend herself with this Opposition,
21 has following the Court's Orders, rules and guidelines, and is expected to be the
22 prevailing Party, in accordance with *NRS* §18.010.
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1 When dealing with attorney fees the Nevada Supreme Court has issued a
2 litany of relevant cases including the holding in *Sargeant v. Sargeant*, 88 Nev. 223,
3 495 P.2d 618 (1972). In *Sargeant*, the Nevada Supreme Court considered a wife's
4 award of attorney fees. The husband argued the attorney fees were excessive and
5 should not have been granted from the husband's sole and separate property. The
6 Court determined that "[t]he wife must be afforded her day in court without
7 destroying her financial position." This would imply that she should be able to
8 meet her adversary in the courtroom on an equal basis." {EMPHASIS ADDED}

9
10 In *Wright v. Osburn*, 114 Nev. 1367, 970 P.2d 1071 (1998), the Nevada
11 Supreme Court indicated that "disparity in income is also a factor to be considered
12 in awarding attorney fees." In this matter, the Court issued a finding that Bradley's
13 income is \$18,000.00 per month (*see Order* filed January 24, 2021). In contrast,
14 Emily's income is \$980.97 per month without taking consideration child support
15 and spousal support which is not being paid by Bradley, although Ordered.
16 Therefore, it is alleged that the disparity in income is significant to require
17 Bradley's to pay attorney fees and costs.

18
19 One of the prevailing cases regarding attorney fees is *Brunzell v. Golden*
20 *Gate National Bank*, 85 Nev. 345, 455 P.2d 31 (1969). In *Brunzell* the Nevada
21 Supreme Court set forth the factors, now known as the Brunzell Factors, which the

1 Court considered “well known basic elements to be considered” when awarded
2 attorney fees. According the Brunzell Factors are as follows:

- 3 1. The quality of advocacy;⁷
- 4 2. The character of the work to be done;⁸
- 5 3. The work actually performed by the lawyer;⁹ and
- 6 4. The results obtained.

7 **Quality of Advocacy**

8
9 Emily’s Counsel has been practicing law since 2005 and focuses her practice
10 area primarily in the area of family law, and she is in good standing with the State
11 Bar of Nevada. Emily’s Counsel participated in a weekly radio show geared at the
12 Clark County community, focused on issues relative to family law.

13
14 Yearly, Emily’s Counsel attends continuing legal education classes to stay
15 abreast of changes in the area of family law. Through a practice primarily in family
16 law, Emily’s Counsel has drafted countless Motions, argued before the District
17 Court and Hearing Master on issues related to domestic violence/custody/
18 divorce/adoption/termination of parental rights, brought and defended individuals at
19 Trials and Evidentiary Hearings. Additionally, Emily’s Counsel has taken cases on
20 Appeal to the Supreme Court of Nevada.

21
22
23 ⁷ When considering the quality of the advocacy the Court should look at the attorney’s ability,
24 training, education, professional standing, and skill.

25 ⁸ When considering the character of the work to be done the Court should look at the difficulty,
26 intricacy, importance, time, skill required, the responsibility imposed, and the character of the
27 Party when they have a relevancy to the litigation.

28 ⁹ When considering the work performed the Court should consider the skill, time, and attention
given to the work.

1 **Character of Work Done**

2 Due to the fact that Emily's Counsel practices primarily in the area of family
3 law, she has regularly dealt with issues involved in violations of terms of Family
4 Court related Orders, child support enforcement, arrears, and wage assignments.
5

6 **Work Performed**

7 Emily's Counsel maintains a billing system and will prepare, in advance of
8 the hearing in this matter, a billing statement to address the actual attorney fees
9 extended by Emily relative to the Motion and hearing. Emily is billed at a rate of
10 \$350.00 per hour which is a rate on par with other attorneys practicing primarily in
11 the area of family law.
12

13 Based upon the foregoing, Emily should be awarded attorney's fees and
14 costs, in an amount incurred by Emily related to Bradley's Motion and this
15 Opposition.
16

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18 **V.**
19 **Conclusion**

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

- 22 1. Denying Bradley's request for relief from the Order from the hearing
23 on January 25, 2021.
24 2. Denying Bradley's request requiring Plaintiff to prepare and pass to
25 Defendant the Order in compliance with *EDCR* § 5.521 and 5.522.
26

3. Denying Bradley's request for leave to file a renewed Motion to disqualify Judge Perry.
4. Granting Emily's request for leave of Court to refinance the real property purchased before marriage to afford her litigation expenses, evaluation expenses, supervised visitation expenses, etc.
5. Granting Emily's request for Bradley to be deemed a vexatious litigant.
6. Granting Emily's request for the Court to waive the Donna's House fees.
7. Granting Emily's request for an award of attorney's fees and costs.
8. For any and all other relief the Court deems proper and just.

DATED this 22nd day of April, 2021.

ROBERTS STOFFEL FAMILY LAW GROUP

By: Amanda M. Roberts

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Attorneys for Plaintiff, Emily Bellisario

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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 matters 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 ____ day of April, 2021.

/s/ Emily Bellisario
Emily Bellisario

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group,
and on the 22nd day of April, 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: Amanda M. Reetz
Employee of Roberts Stoffel Family Law Group

MOFI

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Emily Bellisario

Plaintiff/Petitioner

Bradley Bellisario

Defendant/Respondent

Case No. D-20-605263-D

Dept. P

**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 the box below.

<input type="checkbox"/>	\$25	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-		
<input checked="" type="checkbox"/>	\$0	The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:
<input checked="" type="checkbox"/>		The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.
<input type="checkbox"/>		The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.
<input type="checkbox"/>		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 _____.
<input type="checkbox"/>		Other Excluded Motion (must specify) _____.

Step 2. Select the \$0, \$129 or \$57 filing fee in the box below.

<input checked="" type="checkbox"/>	\$0	The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:
<input checked="" type="checkbox"/>		The Motion/Opposition is being filed in a case that was not initiated by joint petition.
<input type="checkbox"/>		The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.
-OR-		
<input type="checkbox"/>	\$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.
-OR-		
<input type="checkbox"/>	\$57	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.

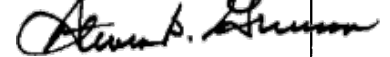
Step 3. Add the filing fees from Step 1 and Step 2.

The total filing fee for the motion/opposition I am filing with this form is:											
<input checked="" type="checkbox"/>	\$0	<input type="checkbox"/>	\$25	<input type="checkbox"/>	\$57	<input type="checkbox"/>	\$82	<input type="checkbox"/>	\$129	<input type="checkbox"/>	\$154

Party filing Motion/Opposition: Employee of Roberts Stoffel Family Law Group Date 4/22/21

Signature of Party or Preparer /s/ Amanda M. Roberts, Esq.

AA2400



1 **EXH**

2 Amanda M. Roberts, Esq.

3 State Bar of Nevada No. 9294

4 **ROBERTS STOFFEL FAMILY LAW GROUP**

5 4411 S. Pecos Road

6 Las Vegas, Nevada 89121

7 PH: (702) 474-7007

8 FAX: (702) 474-7477

9 EMAIL: efile@lvfamilylaw.com

10 Attorneys for Plaintiff, Emily Bellisario

11 **DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 EMILY BELLISARIO,

) Case No: D-20-605263-D

) Dept No: P

14 Plaintiff,

)

15 v.

) **EXHIBITS IN SUPPORT OF**

) **PLAINTIFF'S OPPOSITION TO**

) **DEFENDANT'S MOTION FOR**

) **RELIEF FROM ORDER AFTER**

) **HEARING REGARDING 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**

) **VEXATIOUS LITIGANT, WAIVE**

) **DONNA'S HOUSE FEES, AND FOR**

) **AN AWARD OF ATTORNEY'S FEES**

) **AND COSTS.**

)

) Date of Hearing: May 18, 2021

) Time of Hearing: 10:00 a.m.

)

16 \\\

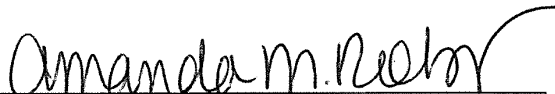
1 In accordance with *EDCR* § 5.205, the Plaintiff, Emily Bellisario, hereby
2 submits Exhibits in Support of Plaintiff's Opposition to Defendant's Motion for
3 Relief from Order After Hearing (January 25, 2021 Order) and Motion for Leave to
4 File Renewed Motion to Disqualify Judge Perry; and Countermotion for Leave of
5 Court to Refinance, to Deem Defendant Vexatious Litigant, Waive Donna's House
6 Fees, and for an Award of Attorney's Fees and Costs, as follows:
7
8

EXHIBIT	DESCRIPTION	BATE STAMP NUMBER
1.	Grant, Bargain and Sale Deed to Emily Cardona, a single woman.	PLTF0629 – PLTF0632
2.	The outstanding mortgage statement prior to marriage on the real property owned before marriage.	PLTF0595 – PLTF0596

15 DATED this 22nd day of April, 2021.

16 **ROBERTS STOFFEL FAMILY LAW GROUP**

18 By:



19 Amanda M. Roberts, Esq.
20 State of Nevada Bar No. 9294
21 4411 S. Pecos Road
22 Las Vegas, Nevada 89121
23 PH: (702) 474-7007
24 FAX: (702) 474-7477
25 EMAIL: efile@lvfamilylaw.com
26 Attorneys for Plaintiff, Emily Bellisario

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group,
and on the 22nd day of April, 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 Exhibits
in Support of Plaintiff's Opposition and Countermotion, to the following:

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

By: Amanda M. Roberts
Employee of Roberts Stoffel Family Law Group

EXHIBIT “1”

EXHIBIT “1”

EXHIBIT “1”

Assessor Parcel No. 137-24-717-031

Return when recorded and mail tax statement to:

Emily Cardona
1913 Sondrio Drive
Las Vegas, NV 89134

Noble Title Escrow No: 15275-0212RR

R.P.T.T. \$997.05

Inst #: 201203280003899

Fees: \$19.00 N/C Fee: \$0.00

RPTT: \$997.05 Ex: #

03/28/2012 03:29:19 PM

Receipt #: 1112250

Requestor:

NOBLE TITLE

Recorded By: RNS Pgs: 4

DEBBIE CONWAY

CLARK COUNTY RECORDER

GRANT, BARGAIN AND SALE DEED

THIS INDENTURE WITNESSETH THAT FOR GOOD AND VALUABLE CONSIDERATION,
receipt of which is hereby acknowledged,

**Mario Martinez and Laura J. Saville-Martinez, as Trustees of The Martinez Family Trust dated
May 31, 2000**

does hereby GRANT, BARGAIN, SELL and CONVEY to

Emily Cardona, a single woman

all that real property situated in the Clark County, Nevada, described as follows:

The legal description of the real property is attached hereto as Exhibit A which is made a part hereof.

Commonly known as: 1913 Sondrio Drive, Las Vegas, NV 89134

Subject to:

1. All general and special taxes for the current fiscal year 2011-2012
2. Covenants, conditions, restrictions, reservations, rights, rights of way, and easements now of record.

TOGETHER with all tenements, hereditaments, and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

PLTF0629

AA2405

Executed as of 3/21/12.

Martinez Family Trust dated May 31, 2000

BY: [Signature]
Mario Martinez, Trustee

BY: [Signature]
Laura J. Saville-Martinez, Trustee

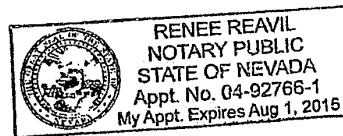
Laura J. Saville-Martinez, Trustee

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

Before me, the undersigned, a Notary Public for the County of Clark, State of Nevada, personally appeared Mario Martinez and Laura J. Saville-Martinez, known to me to be the persons whose names are subscribed to the foregoing Grant, Bargain and Sale Deed, and they acknowledged that they executed the same for the purposes therein contained and in the capacities so designated.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on 3/21/12.

[Signature]
Notary Public
Renee Rean



Aug 1, 2015

PLTF0630

AA2406

Exhibit A

PARCEL I:

Lot Twenty-nine (29) in Block Two (2) of INDIAN HILLS - UNIT 2, as shown by map thereof on file in Book 72 of Plats, Page 50, in the Office of the County Recorder of Clark County, Nevada.

PARCEL II:

An easement for ingress/egress, use and enjoyment over those portions delineated as "Common Elements" as shown by map thereof on file in Book 72 of Plats, Page 50, in the office of the County Recorder of Clark County, Nevada.

PLTF0631

AA2407

STATE OF NEVADA
DECLARATION OF VALUE

1. Assessor's Parcel Number(s)
a. 137-24-717-031
b. _____
c. _____

2. Type of Property

- a. ☐ Vacant Land
b. ☒ Single Family
c. ☐ Condo/Townhouse
d. ☐ 2-4 Plex
e. ☐ Apartment Building
f. ☐ Commercial/Industrial
g. ☐ Agricultural
h. ☐ Mobile Home
Other _____

FOR RECORDER'S OPTIONAL
USE ONLY

Book: _____
Page: _____
Date of
Recording: _____
Notes: _____

3. Total Value/Sales Price of Property: \$ 195,100.00
Deed in Lieu of Foreclosure Only (Value of Property): \$ _____
Transfer Tax Value: \$ 195,100.00
Real Property Transfer Tax Due: \$ 997.05

4. If Exemption Claimed

- a. Transfer Tax Exemption, per NRS 375.090, Section _____
b. Explain Reason for Exemption: _____

5. Partial Interest – Percentage being Transferred: 100 %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at a 1% per month. Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature

[Signature]

Capacity

Grantor

Signature

[Signature]

Capacity

Grantor

SELLER (GRANTOR) INFORMATION
(REQUIRED)

Print Name: The Martinez Family Trust
Address: 125 Pinnacle Heights Lane
City/State/Zip: Las Vegas, NV 89144

BUYER (GRANTEE) INFORMATION
(REQUIRED)

Print Name: Emily Cardona
Address: 1913 Sombra Drive
City/State/Zip: Las Vegas, NV 89134

COMPANY/PERSON REQUESTING RECORDING (required if not seller or buyer)

NOBLE TITLE
4670 SOUTH FORT APACHE ROAD #180
LAS VEGAS, NV 89147

ESCROW NUMBER: 15275-0212RR
ESCROW OFFICER: Renee Reavil

AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED

PLTF0632

AA2408

EXHIBIT “2”

EXHIBIT “2”

EXHIBIT “2”



Return Mail Operations
PO Box 14411
Des Moines, IA 50306-3411

Statement date 07/15/14
Loan number 0412401424
Property address
1913 SONDRIO DRIVE
LAS VEGAS NV 89134

Customer Service Online

Fax
1-866-278-1179
 Telephone
1-800-222-0238

Correspondence
PO Box 10335
Des Moines, IA 50306
Hours of operation
Mon - Fri 6 a.m. - 10 p.m.
Sat 8 a.m. - 2 p.m. CT

Payments
PO Box 51965
Los Angeles CA 90051
Purchase or refinance
1-866-857-3026

We accept telecommunications relay service calls.

1AT 08909/070337/017817 0234 1 AGRUWM 936
EMILY CARDONA
1913 SONDRIO DR
LAS VEGAS, NV 89134-2593

Payment summary

Principal	\$215.22
Interest	\$555.99
Escrow	\$226.53
Current monthly payment	\$997.74
Total payment due 08/01/14	\$997.74
After 08/16/14 a late charge may apply	\$38.56

Balance summary

Unpaid principal balance	\$144,257.84
Escrow balance	\$845.03
(Contact Customer Service for your payoff balance)	
Interest rate	4.625%
Maturity date	04/42

Year to date summary

Total received*	\$7,100.00
Principal	\$1,598.74
Interest	\$3,915.55
Escrow	\$1,585.71
Taxes disbursed	\$576.03
Insurance disbursed	\$457.33
*This total may include the Unapplied funds balance from the Balance summary section.	

Activity since your last statement

Date	Description	Total	Principal	Interest	Escrow	Other
07/15	Payment	\$997.74	\$214.38	\$556.83	\$226.53	
07/15	Principal payment	\$2.26	\$2.26			

Important messages

Protect your home and wallet

See if you can save

Talk to a Wells Fargo Insurance agent today to see if your homeowners insurance coverage is keeping pace with the replacement value of your home. And, to see if you are still paying a competitive price. Visit Wells Fargo Insurance today at: wellsfargo.com/homeownersinsurance

Insurance is: Not insured by the FDIC or any federal government agency. Not a deposit or guaranteed by any bank.

Shade your home

Solar heat absorbed through windows and roofs can increase your air conditioner use. Incorporating shading concepts into your landscape design - such as planting trees - can help reduce this solar heat gain, reducing your cooling costs. Learn more at: energysavers.gov/your_home/landscaping.

TRAI-S-070337/017817 AGRUWM 52-ET-M1-C009



Check here and see reverse
for address correction.

Please detach and return with your payment.

Loan number 0412401424
Current monthly payment due \$997.74
Total payment due 08/01/14 \$997.74
After 08/16/14 a late charge may apply \$38.56

EMILY CARDONA

08909/070337/017817 0234 1 AGRUWM 936

WELLS FARGO HOME MORTGAGE
PO BOX 51965
LOS ANGELES CA 90051-6265



Monthly payment
x pmt amt A \$

Additional
principal B \$

Late
charges C \$

Other
charges D \$

Additional
escrow E \$

Total amount enclosed F \$

936 0412401424 1 10000099774010363000997740000000 000000014564154948 6

PLTF0595

AA2410

Make Wells Fargo your first choice

Thinking of Buying A New Home or Refinancing Your Mortgage?

Stop by the Wells Fargo Home Mortgage store in your area or call 1-866-867-3026

Wells Fargo also offers:

•Checking, Savings, CDs, Personal Loans 1-800-932-6736
•Home Rebate Credit Card

1-800-932-6736
•Home Equity Loans and Lines of Credit 1-888-237-0186
•Homeowners and Flood Insurance 1-866-444-0479
•Disaster Recovery Plan Insurance 1-800-234-7354
•Home Warranty 1-888-247-4777
•Identity Theft Protection 1-877-247-9912
•Student Loans 1-888-511-7304
•International access (where available)00-800-28832122

Disputing account information reported to credit bureaus

We may furnish information about your account to consumer reporting agencies. You have the right to dispute the accuracy of information that we have reported by writing to us at the Correspondence Address noted on the front of this statement and describing the specific information that is inaccurate or in dispute and the basis for any dispute with supporting documentation. In the case of information that you believe relates to an identity theft, you will need to provide us with an identity theft report.

Fee schedule

Fees for assumptions, partial releases, and other services will be quoted upon request. Allowable fees for checks and drafts that are not honored by your bank vary by state and will be assessed automatically. States with fixed fees are as follows: ID-\$20; CO, NC, & OK-\$25; HI, IA, KS & MN-\$30; SD-\$40; PA-\$50. Fees are subject to change without notice.

Contact us

If you'd like to request information, notify us of an error, or share any concerns you may have about the servicing of your loan, please contact us at P.O. Box 10335, Des Moines, IA 50306.



Preferred Payment PlanSM Terms and Conditions

Match your payment schedule to your payday cycle

Wells Fargo Home Mortgage offers electronic withdrawals: weekly, biweekly (every other week), semi-monthly (twice a month) and monthly. Review the following terms and conditions then call the Customer Service number on the front of this statement to enroll in the schedule that best meets your needs.

The following terms and conditions apply to weekly, biweekly, semi-monthly and monthly payment plans:

- I authorize Wells Fargo, its authorized representatives and service providers to initiate electronic withdrawals from my designated account to make monthly payments on my mortgage.
- I understand that I will receive confirmation specifying the date the electronic withdrawals will begin. I understand that I will continue to make my payments until I receive this confirmation and electronic withdrawals begin.
- I understand that this authorization and the program services is no way alter or lessen my obligation under my existing mortgage contract regarding the amount of monthly payments, when payments are due, the application of payments, the assessment of late charges or the determination of delinquencies and I must maintain sufficient funds in my account for withdrawal of my monthly payment.
- I understand that withdrawn funds may not be applied to my mortgage until sufficient funds have accumulated for a full monthly payment to be made.
- I understand the electronic withdrawal amount will vary with changes in escrow or principal and interest components, if applicable.
- I understand that I must provide Wells Fargo notice of at least ten days for any request to modify, change, or terminate participation in this program. I understand that if I modify, change, or terminate participation in the program, I may not realize the benefits.
- I agree to be bound by the program's Terms and Conditions which are stated here and online.
- The phone authorization code is: AMPTAC

Access your account online any time

View details of your mortgage account, including official tax information, payment activity and more. Please visit the website listed on the front of this statement.

Need to make payments fast? You can schedule free payments online. Simply sign onto the website listed on the front of this statement and schedule your payment securely at your convenience. Payments can also be scheduled by calling Customer Service; a fee may apply.

Need to wire payment funds? For assistance in finding the nearest location, call 1-800-926-9400 for MoneyGram® Express Payments or 1-800-325-6000 for Western Union® "Quick Collect" payments.

For those customers who reside in the state of New York, the debtor may file complaints about the servicer and obtain further information from the New York Banking Department by calling the Department's Consumer Help Unit at 1-800-342-3736 or by visiting the Department's website at www.banking.state.ny.us.

For those customers who reside in the state of Texas, we will not recognize 3rd Party Property Tax Lien Transfers or Property Tax Deferrals. These programs create a lien on your property which takes priority over your mortgage. A change in lien position violates your mortgage agreement and we will take the necessary steps needed to ensure the mortgage lien is not at risk.

Servicemembers Civil Relief Act - Servicemembers Civil Relief Act - The Servicemembers Civil Relief Act (SCRA) may offer protection or relief to members of the military who have been called to active duty. If either you have been called to active duty, or you are the spouse, registered domestic partner, partner in a civil union, or financial dependant of a person who has been called to active duty, and you haven't yet made us aware of your status, please contact our Military Customer Service Center at 1 888 870 6014 or fax your Active Duty Orders to 1 855 870 6014, attention Special Loans/SCRA.

Housing Counselor Information - If you would like counseling or assistance, for a list of homeownership counselors or counseling organizations in your area, you can contact the following: U.S. Department of Housing and Urban Development (HUD), go to <http://www.hud.gov/offices/hsg/sfh/hcc/hcs.cfm> or call 800-569-4287.

Important information

If you send your payment to any other location, it may cause a processing delay. When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction. When we use information from your check to make an electronic fund transfer, funds may be withdrawn from your account as soon as the same day we receive your payment, and you will not receive your check back from your financial institution. If your mortgage check does not clear upon initial presentment, your bank may charge a fee and we may attempt to withdraw funds from your account electronically up to a maximum of three times. If we are not able to successfully collect these funds, the check amount will be reversed from your loan.

Wells Fargo Home Mortgage is a division of Wells Fargo Bank, N.A. ©2014 Wells Fargo Bank, N.A. All rights reserved. NMLSR ID 399801 -adv-Feb 2014

Address and phone number change - Please be sure to check the box on the front of payment coupon.

Borrower
first name

Borrower
last name

Co-borrower
first name

Co-borrower
last name

New mailing
address

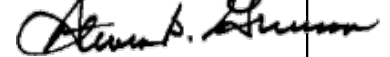
City
state/zip

Home
phone

Work
phone

PLTF0596

AA2411



1 **OPPC**

2 Amanda M. Roberts, Esq.

3 State Bar of Nevada No. 9294

4 **ROBERTS STOFFEL FAMILY LAW GROUP**

5 4411 S. Pecos Road

6 Las Vegas, Nevada 89121

7 PH: (702) 474-7007

8 FAX: (702) 474-7477

9 EMAIL: efile@lvfamilylaw.com

10 Attorneys for Plaintiff, Emily Bellisario

11 **DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 EMILY BELLISARIO,

) Case No: D-20-605263-D

) Dept No: P

14 Plaintiff,

)

15 v.

) **OPPOSITION TO DEFENDANT'S**

) **MOTION TO RECONSIDER ORDER**

16 BRADLEY BELLISARIO,

) **AGAINST DOMESTIC VIOLENCE**

) **ENTERED APRIL 6, 2021; AND**

17 Defendant.

) **COUNTERMOTION FOR AN AWARD**

) **OF ATTORNEY'S FEES AND COSTS.**

18)

19)

20)

21)

22)

23)

24)

25)

26 **MEMORANDUM OF POINTS AND AUTHORITIES**

27 **I.**

28 **Issues**

1. Bradley's request to reconsider the Order against domestic violence should be denied.

\\

1 Therefore, Court set a hearing for additional information. Case
2 did not move forward because the TPO was granted in T-19-
3 200404-T.

- 4 • T-19-200404-T
 - 5 ○ Application filed- September 18, 2019.²
 - 6 ○ TPO granted- September 18, 2019.
 - 7 ○ TPO served- September 18, 2019, at noon.
 - 8 ○ Extended Order of Protection (“EOP”) expiration- September
9 17, 2020.
 - 10 ○ Other outcome- Bradley has alleged that the EOP was
11 dismissed. However, there is no Order in this file that the EOP
12 was ever dismissed or dissolved. A review of the docket shows
13 no such action ever happened in this matter.
- 14 • T-20-206639-T
 - 15 ○ Application filed- July 6, 2020.
 - 16 ○ TPO granted- July 6, 2020.
 - 17 ○ TPO served- July 8, 2020, at 1:35 p.m.
 - 18 ○ EOP granted- July 30, 2020 (Notice of Entry filed August
19 25, 2020).
 - 20 ○ EOP expiration- May 10, 2021.

21 Bradley has previously provided an Ex Parte Order filed February 14, 2020,
22 which was signed only by Bradley’s Counsel. The Ex Parte Order references a
23 TPO under case number 051569. Ms. Roberts has attempted to locate said case
24 number and it does not appear to exist. Ms. Roberts does not know where that case
25 number is derived unless some specialized Order was issued in the “J” matter
26 related to protection of Emily and the minor children. To be clear, T-19-200404-T
27 was never dismissed or dissolved even if it was the intent of the Parties. In fact, the
28

² Safe Nest assisted Emily in filing this TPO request.

1 Order filed in that case on March 12, 2020, does not even address whether the
2 Order is valid or not, it only addressed the Order to Show Cause matter.

3
4 On or about, February 1, 2021, while the current Protection Order (T-20-
5 206639-T) was in place, Bradley was doing a child exchange with the minor
6 children at Emily's residence. After the children exited his vehicle, Bradley called
7 them back and they failed to return to his vehicle. Bradley then picked up items the
8 children left with him, including food and juice boxes, throwing those items at
9 Emily's front door.³

10
11 There is no doubt that this matter is highly contested. Besides this action,
12 there have been multiple criminal and civil cases filed pertaining to one or both of
13 these Parties. At least some of the criminal matters involve claims which Bradley
14 does not refute including sending Emily a text message which states, "Gonna
15 murder You slut . . . I'm going to kill you before the 395 th slut bag[.]"⁴ This is not
16 the first time that Bradley has threatened to kill Emily, and she believes that if
17 given the opportunity he has the ability to engage in this type of violence. At the
18 hearing on April 6, 2021, Bradley admitted on the record that he had sent the text
19 message, trying to justify his behavior claiming that Emily was mentally abusive
20 for six (6) years. (Video Time Stamp: 11:04:07) Moreover, at that hearing, Bradley
21

22
23
24
25 ³ A copy of the video from the incident is attached to the companion filing as **Exhibit "1"** and is
hereby fully incorporated herein by reference.

26 ⁴ A copy of the text messages are attached to the companion filing as **Exhibit "2"** and is hereby
27 fully incorporated herein by reference.

1 is unable to control his temper slamming down his paperwork on the table (Video
2 Time Stamp: 10:34:27).

3
4 Compliance with EDCR § 5.501

5 In this matter, Bradley has failed to comply with EDCR § 5.501, prior to
6 filing his Motion for relief. Bradley did not provide Emily an opportunity to
7 address this matter prior to Bradley seeking intervention of this Court, which in-
8 turn caused her to incur unnecessary attorney's fees and costs.

10 **III.**
11 **Opposition**

12 A. Bradley's request to reconsider the extension of the Protection Order
13 should be denied.

14 NRS § 33.020 provides, "If it appears to the satisfaction of the court from
15 specific facts shown by a verified application that an act of domestic violence has
16 occurred or there exists a threat of domestic violence, the court may grant a
17 temporary or extended order." In order to issue this Order, the Court must only
18 consider whether an act or threat has occurred pursuant to NRS § 33.018. In this
19 matter, there is not dispute that Bradley texted Emily and said "Gonna murder You
20 slut . . . I'm going to kill you before the 395 th slut bag[.]" Additionally, Bradley
21 cannot dispute because there is video evidence that during the time the Protection
22 Order was in place, Bradley threw items at Emily's house which is a "knowing,
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1 purposeful or reckless course of conduct intended to harass the other person.” NRS
2 § 33.018 (1)(e).

3
4 Based upon the foregoing, Bradley’s request for reconsideration is without
5 merit and must be denied.

6
7 **IV.**
Countermotion

8 A. Emily’s request for an award of attorney’s fees and costs should be
9 granted.

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

18
19 When dealing with attorney fees the Nevada Supreme Court has issued a
20 litany of relevant cases including the holding in *Sargeant v. Sargeant*, 88 Nev. 223,
21 495 P.2d 618 (1972). In *Sargeant*, the Nevada Supreme Court considered a wife’s
22 award of attorney fees. The husband argued the attorney fees were excessive and
23 should not have been granted from the husband’s sole and separate property. The
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1 Court determined that “[t]he wife must be afforded her day in court without
2 **destroying her financial position.**” This would imply that she should be able to
3 meet her adversary in the courtroom on an equal basis.” {EMPHASIS ADDED}
4

5 In *Wright v. Osburn*, 114 Nev. 1367, 970 P.2d 1071 (1998), the Nevada
6 Supreme Court indicated that “disparity in income is also a factor to be considered
7 in awarding attorney fees.” In this matter, the Court issued a finding that Bradley’s
8 income is \$18,000.00 per month (*see Order* filed January 24, 2021). In contrast,
9 Emily’s income is \$980.97 per month without taking into consideration child
10 support and spousal support which is not being paid by Bradley, although Ordered.
11 Therefore, it is alleged that the disparity in income is significant enough to require
12 Bradley’s to pay attorney fees and costs.
13

14 One of the prevailing cases regarding attorney fees is *Brunzell v. Golden*
15 *Gate National Bank*, 85 Nev. 345, 455 P.2d 31 (1969). In *Brunzell* the Nevada
16 Supreme Court set forth the factors, now known as the Brunzell Factors, which the
17 Court considered “well known basic elements to be considered” when awarded
18 attorney fees. According the Brunzell Factors are as follows:
19
20
21

- 22 1. The quality of advocacy;⁵
- 23 2. The character of the work to be done;⁶

24 ⁵ When considering the quality of the advocacy the Court should look at the attorney’s ability,
25 training, education, professional standing, and skill.

26 ⁶ When considering the character of the work to be done the Court should look at the difficulty,
27 intricacy, importance, time, skill required, the responsibility imposed, and the character of the
28 Party when they have a relevancy to the litigation.

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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:

1. Denying Bradley's request to reconsider the Order against domestic violence.
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 22nd day of April, 2021.

ROBERTS STOFFEL FAMILY LAW GROUP

By: Amanda M. Roberts
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

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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.

3. Declarant incorporates all the facts of the Opposition and
Counter-motion into this declaration as though fully set forth herein.

Dated this 22nd day of April, 2021.

Page 11 of 12

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group,
and on the 22 day of April, 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

MOFI

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Emily Bellisario

Plaintiff/Petitioner

Bradley Bellisario

Defendant/Respondent

Case No. D-20-605263-D

Dept. P

**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 the box below.

<input type="checkbox"/>	\$25	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-		
<input checked="" type="checkbox"/>	\$0	The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:
<input checked="" type="checkbox"/>		The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.
<input type="checkbox"/>		The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.
<input type="checkbox"/>		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 _____.
<input type="checkbox"/>		Other Excluded Motion (must specify) _____.

Step 2. Select the \$0, \$129 or \$57 filing fee in the box below.

<input checked="" type="checkbox"/>	\$0	The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:
<input checked="" type="checkbox"/>		The Motion/Opposition is being filed in a case that was not initiated by joint petition.
<input type="checkbox"/>		The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.
-OR-		
<input type="checkbox"/>	\$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.
-OR-		
<input type="checkbox"/>	\$57	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.

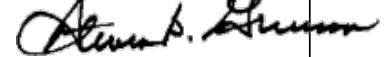
Step 3. Add the filing fees from Step 1 and Step 2.

The total filing fee for the motion/opposition I am filing with this form is:											
<input checked="" type="checkbox"/>	\$0	<input type="checkbox"/>	\$25	<input type="checkbox"/>	\$57	<input type="checkbox"/>	\$82	<input type="checkbox"/>	\$129	<input type="checkbox"/>	\$154

Party filing Motion/Opposition: Employee of Roberts Stoffel Family Law Group Date 04/22/21

Signature of Party or Preparer /s/ Amanda M. Roberts, Esq.

AA2424



1 **EXH**

2 Amanda M. Roberts, Esq.

3 State Bar of Nevada No. 9294

4 **ROBERTS STOFFEL FAMILY LAW GROUP**

5 4411 S. Pecos Road

6 Las Vegas, Nevada 89121

7 PH: (702) 474-7007

8 FAX: (702) 474-7477

9 EMAIL: efile@lvfamilylaw.com

10 Attorneys for Plaintiff, Emily Bellisario

11 **DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 EMILY BELLISARIO,

) Case No: D-20-605263-D

) Dept No: P

14 Plaintiff,

)

15 v.

) **EXHIBITS IN SUPPORT OF**

) **PLAINTIFF'S OPPOSITION TO**

16 BRADLEY BELLISARIO,

) **RECONSIDER ORDER AGAINST**

) **DOMESTIC VIOLENCE ENTERED**

17 Defendant.

) **ON APRIL 6, 2021, AND**

) **COUNTERMOTION FOR AN AWARD**

) **OF ATTORNEY'S FEES AND COSTS.**

)

18 In accordance with *EDCR* § 5.205, the Plaintiff, Emily Bellisario, hereby

19 submits Exhibits in Support of Plaintiff's Exhibits in Support of Plaintiff's

20 Opposition To Reconsider Order Against Domestic Violence Entered On April 6,

21 2021; And Countermotion For An Award Of Attorney's Fees And Costs., as

22 follows:

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EXHIBIT	DESCRIPTION	BATE STAMP NUMBER
1.	Ring Video with Defendant throwing items at the home.	PLTF0395
2.	Text messages from Bradley to Emily.	PLTF0461

DATED this 22nd day of April, 2021.

ROBERTS STOFFEL FAMILY LAW GROUP

By: Amanda M. Roberts
Amanda M. Roberts, Esq.
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Attorneys for Plaintiff, Emily Bellisario

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

https://www.dropbox.com/sh/l9n0j7phkdn59qj/AADlTswqTLoFA_QEPW3HYsR
Wa?dl=0

By: [Signature]
Employee of Roberts Stoffel Family Law Group

EXHIBIT “1”

Ring Video

https://www.dropbox.com/sh/l9n0j7phkdn59qj/AADlTswqTLoFA_QEPW3HYsRWa?dl=0

EXHIBIT “1”

EXHIBIT “1”

EXHIBIT “2”

EXHIBIT “2”

EXHIBIT “2”

1:48



+1 (309) 397-6734 >

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

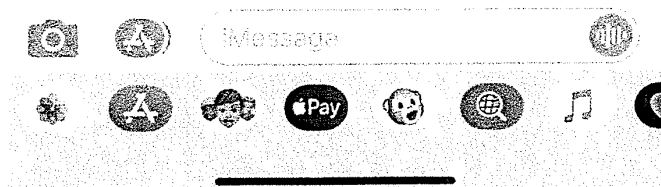
Come see me before the 30th lor after. You're gonna pay for what guy did

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



PLTF0461

AA2430

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Divorce - Complaint

COURT MINUTES

April 22, 2021

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

April 22, 2021 4:45 PM Minute Order

HEARD BY: Young, Jay

COURTROOM: Chambers

COURT CLERK: Blanca Madrigal

PARTIES:

Blake Bellisario, Subject Minor, not present	
Bradley Bellisario, Defendant, Counter	Pro Se
Claimant, not present	
Brayden Bellisario, Subject Minor, not present	
Brooklyn Bellisario, Subject Minor, not present	
Emily Bellisario, Plaintiff, Counter Defendant, not present	Bradley Bellisario, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

Plaintiff submitted a Memorandum of Costs and Disbursements (the “Memorandum”) on April 14, 2021. Defendant did not file a timely opposition. Plaintiff attached support to the Memorandum, including the Affidavit of Amanda M. Roberts, Esq., and Attorney Retainer Agreement, redacted billing records, and receipts/invoices.

The analysis required under *Brunzell v. Golden Gate Nat. Bank*, 85 Nev. 345, 455 P.2d 31 (1969) and *Wright v. Osburn*, 114 Nev. 1367, 970 P.2d 1071 (1998) were satisfied by the Memorandum. The factors addressed by those cases, prerequisite to an award of attorney fees, were set forth in the moving points and authorities with specificity. The request for fees of Plaintiff's attorney and staff was reasonable and necessary. Accordingly, an award of attorney's fees is the amount of \$3,239.50 is warranted.

PRINT DATE:	04/22/2021	Page 1 of 2	Minutes Date:	April 22, 2021
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

AA2431

With regard to a party's request for an award of costs, NRS 18.110 (1) requires a party to file and serve "a memorandum [of costs] . . . verified by the oath of counsel." However, without evidence to determine whether a cost was reasonable and necessary, a court may not award costs. Cadle v. Woods v. Erickson, 131 Nev. Adv. Op. 15, 345 P.3d 1049, 1054-1055 (2015). Although Plaintiff did attach invoices and receipts, acknowledging that Cadle requires a party to establish that the costs were "reasonable, necessary, and actually incurred," Plaintiff's affidavit only TELLS the court that the invoices address why the costs were necessary. Cadle requires that counsel's affidavit must demonstrate the costs were necessary to and incurred in the action rather than merely concluding that the costs were necessary. Because the affidavit fails to meet this standard, the request for costs is denied.

Plaintiff will submit a report and recommendation consistent with this minute order within 14 days of today's date, April 22, 2021.

INTERIM CONDITIONS:

FUTURE HEARINGS:

Canceled: April 28, 2021 10:00 AM Motion

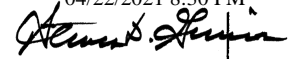
May 11, 2021 3:00 PM Return Hearing
Perry, Mary
Courtroom 23

May 18, 2021 11:00 AM Motion
Perry, Mary
Courtroom 23

PRINT DATE:	04/22/2021	Page 2 of 2	Minutes Date:	April 22, 2021
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Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

AA2432


CLERK OF THE COURT

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
CLARK COUNTY, NEVADA

EMILY BELLISARIO,	) Case No: D-20-605263-D
	) Dept No: P
Plaintiff,)
v.)
	) AMENDED ORDER AFTER
BRADLEY BELLISARIO,	) HEARING
)
Defendant.)
	) Date of Hearing: July 30, 2020
	) Time of Hearing: 10:00 a.m.

THIS MATTER having come before the Court on the 30th day of July,
2020, on Plaintiff's Motion for Primary Physical Custody of the Minor Children,
for Child Support and Health Insurance Coverage, for an Outsourced Alcohol/
Psychological Evaluation of the Defendant, to Confirm and Consolidate the
Temporary Protective Orders, for Spousal Support, and for an Award of
Attorney's Fees and Costs; and Defendant's Opposition and Countermotion for
Shared Physical Custody, Child Support and Attorney's Fees; and a continued

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

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

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

22 THE COURT FURTHER FINDS that Attorney Tilman stated that today's
23 status check hearing was premature as Dr. Holland has not been engaged yet and
24 Dr. Ponzo has not provide the report on the reunification. Mr. Tilman requested the
25

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

3 THE COURT HEREBY FINDS that Attorney Roberts advised the Court that
4
5 Counsels have not been able to address the financials of this case. Counsel further
6 stated that, since the filing of the stipulation on June 10, 2020, Bradley has been
7 arrested three (3) separate times: on June 22, 2020 for a DUI and violating the TPO
8 (as it pertains to the Plaintiff), on July 2, 2020 for violating the Temporary
9 Protection Order (specifically repeatedly threatening, in writing, to kill Emily), and
10 on July 26, 2020 for aggravated stalking and threatening, in writing, to kill Emily.
11
12 Attorney Roberts further advised the Court as to the threats made by Bradley to
13 Emily's prior Counsel, Joe Ricco, Esq., as well as making threats against Attorney
14 Roberts' husband and Attorney Ricco's wife. Ms. Roberts represented Bradley is
15 an attorney himself and issues regarding his behavior may be brought before the
16 State Bar of Nevada. Bradley's behavior is very concerning to Counsel as she is
17 very concerned for Emily's safety. Bradley cut off internet access to Emily's
18 residence; therefore, she no longer has security surveillance at the residence.
19
20 Counsel believes this was done in furtherance of his plan; Bradley specifically
21 informed Emily on July 26, 2020, that he would kill Emily before today's hearing.
22
23 (Video Timestamp: 11:26:49)
24
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1 THE COURT FURTHER FINDS that Attorney Tilman advised that Bradley
2 is being represented by Attorney Ross Goodman for the criminal matters, as well as
3 in front of the State Bar. Attorney Tilman further indicated Bradley is looking at an
4 inpatient program and is contemplating placing his license to practice law on an
5 inactive status. (Video Timestamp: 11:29:30)
6

7 THE COURT FURTHER FINDS that until Bradley get some help, this Court
8 is not ready to extend his visitation beyond supervised visitation. (Video
9 Timestamp: 11:35:08)
10

11 THE COURT FURTHER FINDS that upon inquiry by this Court, Attorney
12 Tilman represented Bradley is continuing to actively practice law at this time.
13 (Video Timestamp: 11:35:12)
14

15 THE COURT HEREBY FINDS that Bradley was sworn in and testified.
16 The Court canvassed Bradley as to the amount of money he has given Emily as and
17 for support. (Video Timestamp: 11:36:20) Bradley represented he has provided
18 \$3,500.00 per month to Emily and then more when she has asked for it, excluding
19 last month as he did not have the money. (Video Timestamp: 11:36:42) The Court
20 noted concerns as to who is paying the mortgage on the home. Bradley represented
21 he was previously paying the mortgage, but he believes Emily changed it as he did
22 not see the mortgage coming out of the joint account any longer. (Video
23 Timestamp: 11:37:39)
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1 NOW THEREFORE,

2 THE COURT HEREBY ORDERS the Temporary Order of Protection (TPO)
3 issued in Case No. T-20-206639-TPO is extended until May 10, 2021. (Video
4 Timestamp: 11:38:40)
5

6 THE COURT FURTHER ORDERS that, should there be any further acts of
7 violence or threats of violence, the TPO shall be extended for an additional year
8 (i.e. would be extended until May of 2022). (Video Timestamp: 11:38:10)
9

10 THE COURT FURTHER ORDERS that until October 22, 2020, Bradley
11 shall have supervised visitations with the minor children at Donna's House on
12 Sundays between 2:00 p.m. and 4:00 p.m. (Video Timestamp: 11:41:30, 11:42:25
13 and 11:44:39) A separate Order for Supervised Visitations was filed in open Court.
14

15 THE COURT FURTHER ORDERS that if Bradley goes into an inpatient
16 rehabilitation, his visitations will be suspended for that period of time, but if he
17 successfully completes this rehabilitation, this Court would provide make-up
18 visitation. (Video Timestamp: 11:42:48)
19

20 THE COURT FURTHER ORDERS that Counsel shall confer and set child
21 support as of the date of separation. The child support shall be set based upon
22 Bradley's gross monthly income of \$18,000.00 per month. (Video Citation:
23 11:37:54)
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1 THE COURT FURTHER ORDERS that, in addition to child support,
2 Bradley shall pay Emily temporary spousal support in the amount of \$1,000.00 per
3 month. This amount is in addition to his child support obligation and retroactive to
4 the date of the Parties separation. (Video Citation: 11:38:00)
5

6 THE COURT FURTHER ORDERS based upon the declarations of income,
7 using the figures set forth by the Court herein, Bradley's support obligation to
8 Emily is set at \$3,560.00 per month [\$2,560.00 child support pursuant to NAC, plus
9 \$1,000.00 temporary support], commencing June of 2019.
10

11 THE COURT FURTHER ORDERS a Return Hearing is scheduled for
12 October 22, 2020, at 11:00 a.m. (Video Timestamp: 11:42:10)
13

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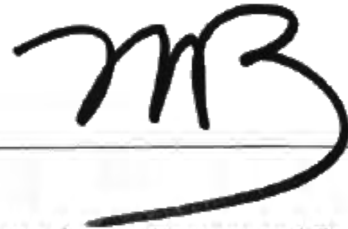
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28

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
4 Timestamp: 11:44:30)

5 IT IS SO ORDERED.

Dated this 22nd day of April, 2021



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8
9 Submitted this 22nd day of
10 April, 2021.

Approved as to Content and Form:

57B 37C C5CE ECC3
Mary Perry
District Court Judge

11 **ROBERTS STOFFEL FAMILY**
12 **LAW GROUP**

13 By: Amanda M. Roberts
14 Amanda M. Roberts, Esq.
15 State of Nevada Bar No. 9294
16 4411 South Pecos Road
17 Las Vegas, Nevada 89121
18 PH: (702) 474-7007
19 FAX: (702) 474-7477
20 EMAIL: efile@lvfamilylaw.com
21 Attorneys for Plaintiff

By: _____
Bradley Bellisario
7100 Grand Montecito Pkwy., #2054
Las Vegas, Nevada 89149
PH: (702) 936-4800
FAX: (702) 936-4801
EMAIL: bradb@bellisariolaw.com
Defendant, in proper person

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 Emily Bellisario, Plaintiff

CASE NO: D-20-605263-D

7 vs.

DEPT. NO. Department P

8 Bradley John Bellisario,
9 Defendant.

10
11 **AUTOMATED CERTIFICATE OF SERVICE**

12 This automated certificate of service was generated by the Eighth Judicial District
13 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:

14 Service Date: 4/22/2021

15 Amanda Roberts

efile@lvfamilylaw.com

16 Bradley Bellisario

bradb@bellisariolaw.com

17 Bradley Bellisario

bradb@bellisariolaw.com

18 Linda Bell

dept07lc@clarkcountycourts.us

1 ORDER

2
3
4 **EIGHTH JUDICIAL DISTRICT COURT**
5 **CLARK COUNTY, NEVADA**
6
7

8 EMILY BELLISARIO,

Case No.: D-20-605263-D

9 Plaintiff,

10 vs.

Dept. No. P / Discovery

11 BRADLEY BELLISARIO,

12 Defendant
13

14
15 **ORDER ON DISCOVERY COMMISSIONER'S REPORT AND**
16 **RECOMMENDATIONS**

17 The Court having reviewed the above Report and Recommendation's prepared by
18 the Discovery Commissioner and,

19 X No timely objection having been filed,

20 X After reviewing the objection to the Report and
21 Recommendation's and good cause appearing,

22 AND

23 X IT IS HEREBY ORDERED the Discovery Commissioner's
24 Report and Recommendations are affirmed and adopted.

25 IT IS HEREBY ORDERED the Discovery Commissioner's
26 Report and Recommendations are affirmed and adopted as
27 modified in the following matter. (attached hereto)

28 IT IS HEREBY ORDERED this matter is remanded to the
Discovery Commissioner for reconsideration or further action.

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____ IT IS HEREBY ORDERED the Discovery Commissioner's
Report and Recommendations are reversed.

____ IT IS HEREBY ORDERED that a hearing on the Discovery
Commissioner's Report is

~~Set for the ____ day of _____, 2021 at ____ a.m. / p.m.~~

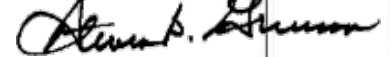
~~Dated this ____ day of _____, 2021.~~

Dated this 23rd day of April, 2021



DISTRICT COURT JUDGE

DFB 4A2 4D6E B9C9
Mary Perry
District Court Judge



1 **DCRR**

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

4 **ROBERTS STOFFEL FAMILY LAW GROUP**

5 4411 S. Pecos Road
6 Las Vegas, Nevada 89121

7 PH: (702) 474-7007

8 FAX: (702) 474-7477

9 EMAIL: efile@lvfamilylaw.com

10 Attorneys for Plaintiff, Emily Bellisario

11 **DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 EMILY BELLISARIO,

14 Plaintiff,

15 v.

16 BRADLEY BELLISARIO,

17 Defendant.

Case No: D-20-605263-D

Dept No: P

(Discovery Commissioner)

**DISCOVERY COMMISSIONER'S
REPORT AND
RECOMMENDATIONS**

18 Date and Time of Hearing: March 17, 2021
19 Time of Hearing: 1:00 p.m.

20 Plaintiff, Emily Bellisario, not being present, but represented by Amanda M.

21 Roberts, Esq., of Roberts Stoffel Family Law Group, and Defendant, Bradley

22 Bellisario, being present in proper person. The Court, litigants and/or Counsel

23 appearing through Blue Jeans.

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I.
FINDINGS

This hearing having come before the Discovery Commission on Plaintiff's Motion to Compel Discovery, for Attorney's Fees and Costs, and Related Relief.

THE COURT HEREBY FINDS that pursuant to EDCR 5.503(b), Defendant is deemed by reason of his failure to oppose the Motion timely, to have admitted that Motion at bar has merit. (Video Timestamp at 2:18:56)

THE COURT FURTHER FINDS that separate from the operation of EDCR 5.503(b), Plaintiff is entitled to an Order under NRCP 37 compelling answers to Interrogatories, compelling answers to Request for Production of Documents, and that all objections to the Request for Interrogatories and Request for Production of Documents are deemed waived. (Video Timestamp at 2:19:13)

THE COURT FURTHER FINDS that Plaintiff's request to deem as admitted, certain unanswered Requests for Admission, is ^{denied} as moot. The same are deemed admitted by operation of rule NRCP 36(a)(3). Therefore, any motion to deem the same admitted is both unnecessary and inappropriate.

THE COURT FURTHER FINDS that Defendant will respond to the Interrogatories and Request for Production of Documents no later than five (5) days from March 17, 2021 (i.e. on or before March 22, 2021). (Video Timestamp at 2:20:51)

1 THE COURT FURTHER FINDS that Defendant is precluded from
2 presenting or relying on at Trial or any Evidentiary Hearing, any evidence required
3 to be disclosed by NRCP 16.2 that is not disclosed within five (5) days of today's
4 date (i.e. by March 22, 2021). (Video Timestamp at 2:20:03)
5

6 THE COURT FURTHER FINDS that an adverse inference is appropriate
7 that any evidence withheld would not support the withholding Parties' position.
8 The Commissioner refers the actual language of the inference to the District Court
9 Judge to be determined at the time of the Trial. (Video Timestamp at 2:20:38)
10

11 THE COURT FURTHER FINDS that Plaintiff's request for Attorney's Fees
12 is warranted and should be granted preliminarily, under rule NRCP 37(a)(5).
13 Defendant has been provided notice and an opportunity to oppose Plaintiff's
14 Motion to Compel and did not do so timely. (Video Timestamp at 2:20:58)
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17 II. 18 RECOMMENDATIONS

19 GOOD CAUSE APPEARING THEREFOR,

20 IT IS HEREBY RECOMMENDED that Plaintiff's Motion is GRANTED in
21 part and DENIED in part.

22 IT IS FURTHER RECOMMENDED that Plaintiff's request for an order
23 compelling answers to First Request for Production of Documents is GRANTED.
24 Defendant will respond to Plaintiff's First Request for Production of Documents
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1 within five (5) days of today's hearings (i.e. by March 22, 2021). Defendant has
2 waived all objections to the same because he failed to timely respond.

3
4 IT IS FURTHER RECOMMENDED that Plaintiff's request for an order
5 compelling answers to First Request for Interrogatories is GRANTED. Defendant
6 will respond to Plaintiff's First Request for Interrogatories within five (5) days of
7 today's hearings (i.e. March 22, 2021). Defendant has waived all objections to the
8 same because he failed to timely respond.

9
10 IT IS FURTHER RECOMMENDED that Plaintiff's request for an order
11 precluding the presentation of evidence is GRANTED. Defendant is precluded
12 from presenting or relying on at Trial or any Evidentiary Hearing, any evidence
13 required to be disclosed by NRCP 16.2 that is not disclosed within five (5) days of
14 today's hearing date (i.e. by March 22, 2021). (Video Timestamp at 2:20:03)

15
16 IT IS FURTHER RECOMMENDED that an adverse inference is issued.
17
18 Plaintiff is entitled to an inference that any required NRCP 16.2 disclosure withheld
19 and not disclosed by Defendant on or before March 22, 2021 would not support the
20 withholding Defendant's position. The actual language of the inference will be
21 determination at the time of the Trial or Evidentiary Hearing. (Video Timestamp at
22 2:20:38)

23
24 IT IS FURTHER RECOMMENDED that Plaintiff's request that this court
25 deem Defendant admitted the facts contained in Plaintiff's First Request for
26

1 Admissions is DENIED as moot. Plaintiff seeks an order from the court deeming
2 matters admitted, but the matters are automatically admitted by operation of Rule
3 36(a)(3), which reads
4

5 A matter **is admitted** unless, within 30 days after being served, the
6 party to whom the request is directed serves on the requesting party a
7 written answer or objection addressed to the matter and signed by the
8 party or its attorney.

8 Emphasis added.

9 IT IS FURTHER RECOMMENDED that Plaintiff be awarded attorney fees
10 and costs. Plaintiff's Counsel will file an Affidavit of Counsel/Memorandum of
11 Fees and Costs regarding the considered the factors as set forth in Brunzell v.
12 Golden Gate National Bank, 85 Nev. 345, 455 P.2nd 31 (1969), plus the holdings in
13 Cadle Co. v. Woods & Erickson, 345 P.3d 1049 (2015) and Wright v. Osburn, 114
14 Nev. at 1370, 970 P.2d at 1073 (1998). Plaintiff will be permitted to include fees
15 related to the meet and confer, Motion, attendance at the hearings, plus anticipated
16 fees for the status check hearing in two (2) weeks. The Court will issue a separate
17 Report and Recommendation regarding the attorney fees and costs. (Video
18 Timestamp at 2:22:38)
19

20 IT IS FURTHER RECOMMENDED that Attorney Roberts will prepare the
21 Report and Recommendation and submit it to Defendant for consideration.
22 Attorney Roberts will submit the Report and Recommendation to Defendant by
23 March 22, 2021. Defendant will have forty-eight (48) hours from receipt of the
24

1 proposed Report and Recommendation to approve as to content and form, and if
2 Defendant does not respond then Attorney Roberts will submit it to the Court with
3
4 proof it was sent to Defendant.

5 IT IS FURTHER RECOMMENDED that a Status Check hearing regarding
6 outstanding discovery and attorney's fees is scheduled for April 7, 2021, at 1:30
7 p.m.


8
9 DATED this 5th day of April, 2021.

10
11 
12

13 Submitted this 26 day of
14 March, 2021.

Approved as to Content and Form:

15 **ROBERTS STOFFEL FAMILY**
16 **LAW GROUP**

17 By:  #7963 for: By: _____
18 Amanda M. Roberts, Esq. Bradley Bellisario
19 State of Nevada Bar No. 9294 7100 Grand Montecito Pkwy., #2054
20 4411 South Pecos Road Las Vegas, Nevada 89149
21 Las Vegas, Nevada 89121 PH: (702) 936-4800
22 PH: (702) 474-7007 FAX: (702) 936-4801
23 FAX: (702) 474-7477 EMAIL: bradb@bellisariolaw.com
24 EMAIL: efile@lvfamilylaw.com Defendant, in proper person
25 Attorneys for Plaintiff
26
27
28

EIGHTH JUDICIAL DISTRICT COURT
CLARK COUNTY, NEVADA

EMILY BELLISARIO,
Plaintiff,

vs.

BRADLEY JOHN BELLISARIO,
Defendant

Case No.: D-20-605263-D

Dept. No.: P/ Discovery

NOTICE

Pursuant to NRCP 16.3(c)(2), you are hereby notified that within fourteen (14) days of being served with a report, any party may file and serve written objections to the recommendations. Written authorities may be filed with an objection, but are not mandatory. If written authorities are filed, any other party may file and serve responding party within seven (7) days after being served with objections.

A copy of foregoing Discovery Commissioner's Report and Recommendations was:

1 ___ Mailed to Plaintiff/Defendant on the ___ day of ___, 2021, to the
2 following address:

3 ✓
4 ___ Electronically filed and served on the 6TH day of April, 2021 to:

5 Amanda Roberts- efile@lvfamilylaw.com

6 Bradley John Bellisario- bradb@bellisariolaw.com

7 The Discovery Commissioner's Report and Recommendation is
8 deemed received at the time it is e-served to a party or the party's attorney.
9
10 Alternatively, the Discovery Commissioner's Report and Recommendation is
11 deemed received three (3) days after mailing to a party or a party's attorney; or
12 three (3) days after the Clerk of the Court deposits a copy of the Report and
13 Recommendations in a folder of the party's attorney in the Clerk's Office. EDCR
14 2.34(f).
15

16
17 Dated this 6TH day of April, 2021.
18

19
20 *Vivian A Canela*

21 _____
22 Commissioner Designee
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25
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1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 Emily Bellisario, Plaintiff

CASE NO: D-20-605263-D

7 vs.

DEPT. NO. Department P

8 Bradley John Bellisario,
9 Defendant.

10
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

Service Date: 4/23/2021

15 Amanda Roberts

efile@lvfamilylaw.com

16 Bradley Bellisario

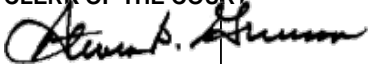
bradb@bellisariolaw.com

17 Bradley Bellisario

bradb@bellisariolaw.com

18 Linda Bell

dept07lc@clarkcountycourts.us



1 **NOTC**
2 BRADLEY J. BELLISARIO
3 7100 Grand Montecito Pkwy, #2054
4 Las Vegas, NV 89149
5 T: (702) 936-4800
6 F: (702) 936-4801
7 E: BradB@BellisarioLaw.com
8 *Defendant Pro Se*

9 DISTRICT COURT
10
11 CLARK COUNTY, NEVADA

12 EMILY BELLISARIO,
13
14 Plaintiff,

Case No.: D-20-605263-D
Dept No.: P

15 vs.

16 BRADLEY BELLISARIO,
17
18 Defendant

**NOTICE OF DEFENDANT'S
OBJECTION TO MARY PERRY TAKING
ANY FURTHER ACTION IN THIS
MATTER**

19 COMES NOW the Defendant, Bradley Bellisario, *pro se*, and hereby provides Defendant's
20 NOTICE OF DEFENDANT'S OBJECTION TO MARY PERRY TAKING ANY FURTHER
21 ACTION IN THIS MATTER.

22 As previously highlighted in this matter Judge Mary Perry and Amanda Roberts, Esq.,
23 Counsel for Plaintiff are close, personal friends. Judge Mary Perry has repeatedly shown her bias
24 towards Plaintiff in this matter. Example 5327 is Judge Mary Perry's newly filed Order on
25 Discovery Commissioner's Report and Recommendations filed April 23, 2021. This comes after
26 Judge Mary Perry previously filed an Order on Discovery Commissioner's Report and
27 Recommendations on April 6, 2021 a mere five (5) hours after Defendant was served with the
28 Discovery Commissioner's Report and Recommendations. After receiving the new Order on
Discovery Commissioner's Report and Recommendations Defendant looked back at the record to
NOTICE OF DEFENDANT'S OBJECTION TO MARY PERRY TAKING ANY FURTHER ACTION IN THIS
MATTER - 1

1 determine when the previous Order was filed. To Defendant's surprise, the previous Order was
2 vacated per minute order on April 8, 2021. However, no minute order was ever served on the
3 parties and as such Defendant had no knowledge of it.

4
5 This clown car of a case needs to be placed with another judge that is not constantly doing
6 favors for Amanda Roberts, Ms. Perry's close, personal friend. Defendant will be forced to file
7 further motions to attempt to remedy this situation which has greatly prejudiced Defendant. Judge
8 Perry is put on notice that she has the duty to remove herself. Defendant is confident the Writ of
9 Mandamus will provide said relief regardless. Judge Mary Perry's actions in coordination with
10 Amanda Roberts is a complete disgrace of the court system.
11

12
13 DATED this 23^h day of April 2021.

14 BY: /s/ Bradley Bellisario
15 Bradley Bellisario
16 *Plaintiff Pro Se*
17 7100 Grand Montecito Pkwy, #2054
18 Las Vegas, NV 89149
19 T: 309.397.6734
20 E: bradb@bellisariolaw.com

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28 NOTICE OF DEFENDANT'S OBJECTION TO MARY PERRY TAKING ANY FURTHER ACTION IN THIS
MATTER - 2

1 **DECLARATION OF DEFENDANT BRADLEY BELLISARIO**

2 I, Bradley Bellisario, declare and state as follows:

3 I, BRADLEY BELLISARIO, declare under penalty of perjury:

- 4
- 5 1. I have read the foregoing Objection, and the factual averments it contains are true and
- 6 correct to the best of my knowledge, except as to those matters based on information
- 7 and belief, and as to those matters, I believe them to be true. Those factual averments
- 8 contained in the referenced filing are incorporated here as if set forth in full.
- 9
- 10 2. This Declaration is made in good faith and not made for the purpose of delay.
- 11

12 I declare under penalty of perjury under the law of the State of Nevada that the foregoing is

13 true and correct.

14 DATED this 23rd day of April 2021.

15

16 /s/ Bradley Bellisario

17 Bradley Bellisario

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28 NOTICE OF DEFENDANT'S OBJECTION TO MARY PERRY TAKING ANY FURTHER ACTION IN THIS
MATTER - 3

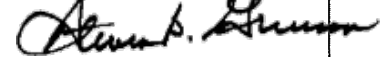
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3 **CERTIFICATE OF SERVICE**

4 I HEREBY CERTIFY THAT I AM THE DEFENDANT IN THE ABOVE-ENTITLED
5 MATTER, AND ON THE 23RD DAY OF APRIL 2021, I SERVED BY AND THROUGH WIZ-
6 NET ELECTRONIC SERVICE, PURSUANT TO CLARK COUNTY DISTRICT COURT
7 ADMINISTRATIVE ORDER 14-2 FOR SERVICE OF DOCUMENTS IDENTIFIED IN RULE
8 9 OF THE N.E.F.C.R., THE FOREGOING **NOTICE OF DEFENDANT'S OBJECTION TO**
9 **MARY PERRY TAKING ANY FURTHER ACTION IN THIS MATTER, TO THE**
10 **FOLLOWING:**

11
12 Amanda Roberts
13 ROBERTS STOFFEL FAMILY LAW GROUP
14 4411 S. Pecos Road
15 Las Vegas, NV 89121
16 Email: efile@lvfamilylaw.com
17 *Attorney for Plaintiff, Emily Bellisario*

18 /s/ Bradley Bellisario
19 Bradley Bellisario, *Defendant Pro Se*
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28 NOTICE OF DEFENDANT'S OBJECTION TO MARY PERRY TAKING ANY FURTHER ACTION IN THIS
MATTER - 4



1 **NOTC**

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

4 **ROBERTS STOFFEL FAMILY LAW GROUP**

5 4411 South Pecos Road
6 Las Vegas, Nevada 89121

7 PH: (702) 474-7007

8 FAX: (702) 474-7477

9 EMAIL: efile@lvfamilylaw.com

10 Attorney for Plaintiff, Emily Bellisario

11
12 **DISTRICT COURT**
13 **CLARK COUNTY, NEVADA**

14 EMILY BELLISARIO,

15 Plaintiff,

16 v.

17 BRADLEY BELLISARIO,

18 Defendant.

) Case No: D-20-605263-D

) Dept No: P

) **NOTICE OF DISCOVERY**
) **DISPUTE CONFERENCE**

19 NOTICE IS HEREBY GIVEN pursuant to Eighth Judicial District Court

20 Rule § 5.602, your attendance is required for a Discovery Dispute Conference

21 which has been set for the 28th day of April, 2021, at 3:00 p.m., via telephone at

22 (702) 474-7007 in accordance with social distancing measures pursuant to

23 directions from the Court's Administrative Orders. *It is your responsibility to*

24 *contact the firm at the designated time.*

1 If you cannot attend the Discovery Dispute Conference due to a conflict,
2 please notify Plaintiff's Counsel in writing, prior to the scheduled time set herein,
3 to reschedule.
4

5 Dated this 26th day of April, 2021.

6 **ROBERTS STOFFEL FAMILY LAW GROUP**

7
8 By: Amanda M. Roberts

9 Amanda M. Roberts, Esq.
10 State Bar of Nevada No. 9294
11 4411 South Pecos Road
12 Las Vegas, Nevada 89121
13 PH: (702) 474-7007
14 FAX: (702) 474-7477
15 EMAIL: efile@lvfamilylaw.com
16 Attorney for Plaintiff, Emily Bellisario
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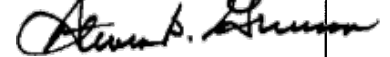
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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group,
and on the 20th day of April, 2021, I served by and through Wiz-Net electronic
service, pursuant 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 Plaintiff's
Notice of Discovery Dispute Conference, to the following:

Bradley Bellisario
Email: bradb@bellisariolaw.com
Defendant

By: Amanda M. Roberts
Employee of Roberts Stoffel Family Law Group



1 **NEOJ**

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

4 **ROBERTS STOFFEL FAMILY LAW GROUP**

5 4411 S. Pecos Road
6 Las Vegas, Nevada 89121

7 PH: (702) 474-7007

8 FAX: (702) 474-7477

9 EMAIL: efile@lvfamilylaw.com

10 Attorneys for Plaintiff, Emily Bellisario

11 **DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 EMILY BELLISARIO,

14 Plaintiff,

15 v.

16 BRADLEY BELLISARIO,

17 Defendant.

) Case No: D-20-605263-D

) Dept No: P

) **NOTICE OF ENTRY OF AMENDED**
) **ORDER AFTER HEARING**

) Date of Hearing: July 30, 2020

) Time of Hearing: 10:00 a.m.

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1 PLEASE TAKE NOTICE an Amended Order After Hearing was duly
2 entered on the 22nd day of April, 2021, a copy of which is attached hereto and fully
3 incorporated herein by reference.
4

5 DATED this 26th day of April, 2021.

6 **ROBERTS STOFFEL FAMILY LAW GROUP**

7
8 By: Amanda M. Roberts

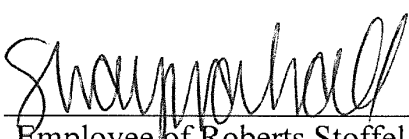
9 Amanda M. Roberts, Esq.
10 State of Nevada Bar No. 9294
11 4411 South Pecos Road
12 Las Vegas, Nevada 89121
13 PH: (702) 474-7007
14 FAX: (702) 474-7477
15 EMAIL: efile@lvfamilylaw.com
16 Attorney for Plaintiff, Emily Bellisario
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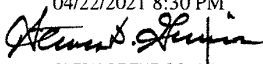
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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Roberts Stoffel Family Law Group,
and on the 20th day of April, 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 Amended Order After Hearing from July 30, 2020 (with Order Attached
Hereto), to the following:

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

By: 
Employee of Roberts Stoffel Family Law Group


CLERK OF THE COURT

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

CLARK COUNTY, NEVADA

EMILY BELLISARIO,	) Case No: D-20-605263-D
	) Dept No: P
Plaintiff,)
v.)
	) AMENDED ORDER AFTER
BRADLEY BELLISARIO,	) HEARING
)
Defendant.)
	) Date of Hearing: July 30, 2020
	) Time of Hearing: 10:00 a.m.

THIS MATTER having come before the Court on the 30th day of July,
2020, on Plaintiff's Motion for Primary Physical Custody of the Minor Children,
for Child Support and Health Insurance Coverage, for an Outsourced Alcohol/
Psychological Evaluation of the Defendant, to Confirm and Consolidate the
Temporary Protective Orders, for Spousal Support, and for an Award of
Attorney's Fees and Costs; and Defendant's Opposition and Countermotion for
Shared Physical Custody, Child Support and Attorney's Fees; and a continued

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

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

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

22 THE COURT FURTHER FINDS that Attorney Tilman stated that today's
23 status check hearing was premature as Dr. Holland has not been engaged yet and
24 Dr. Ponzo has not provide the report on the reunification. Mr. Tilman requested the
25

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

3
4 THE COURT HEREBY FINDS that Attorney Roberts advised the Court that
5 Counsels have not been able to address the financials of this case. Counsel further
6 stated that, since the filing of the stipulation on June 10, 2020, Bradley has been
7 arrested three (3) separate times: on June 22, 2020 for a DUI and violating the TPO
8 (as it pertains to the Plaintiff), on July 2, 2020 for violating the Temporary
9 Protection Order (specifically repeatedly threatening, in writing, to kill Emily), and
10 on July 26, 2020 for aggravated stalking and threatening, in writing, to kill Emily.
11 Attorney Roberts further advised the Court as to the threats made by Bradley to
12 Emily's prior Counsel, Joe Ricco, Esq., as well as making threats against Attorney
13 Roberts' husband and Attorney Ricco's wife. Ms. Roberts represented Bradley is
14 an attorney himself and issues regarding his behavior may be brought before the
15 State Bar of Nevada. Bradley's behavior is very concerning to Counsel as she is
16 very concerned for Emily's safety. Bradley cut off internet access to Emily's
17 residence; therefore, she no longer has security surveillance at the residence.
18 Counsel believes this was done in furtherance of his plan; Bradley specifically
19 informed Emily on July 26, 2020, that he would kill Emily before today's hearing.
20 (Video Timestamp: 11:26:49)
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1 THE COURT FURTHER FINDS that Attorney Tilman advised that Bradley
2 is being represented by Attorney Ross Goodman for the criminal matters, as well as
3 in front of the State Bar. Attorney Tilman further indicated Bradley is looking at an
4 inpatient program and is contemplating placing his license to practice law on an
5 inactive status. (Video Timestamp: 11:29:30)
6

7 THE COURT FURTHER FINDS that until Bradley get some help, this Court
8 is not ready to extend his visitation beyond supervised visitation. (Video
9 Timestamp: 11:35:08)
10

11 THE COURT FURTHER FINDS that upon inquiry by this Court, Attorney
12 Tilman represented Bradley is continuing to actively practice law at this time.
13 (Video Timestamp: 11:35:12)
14

15 THE COURT HEREBY FINDS that Bradley was sworn in and testified.
16 The Court canvassed Bradley as to the amount of money he has given Emily as and
17 for support. (Video Timestamp: 11:36:20) Bradley represented he has provided
18 \$3,500.00 per month to Emily and then more when she has asked for it, excluding
19 last month as he did not have the money. (Video Timestamp: 11:36:42) The Court
20 noted concerns as to who is paying the mortgage on the home. Bradley represented
21 he was previously paying the mortgage, but he believes Emily changed it as he did
22 not see the mortgage coming out of the joint account any longer. (Video
23 Timestamp: 11:37:39)
24
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1 NOW THEREFORE,

2 THE COURT HEREBY ORDERS the Temporary Order of Protection (TPO)
3 issued in Case No. T-20-206639-TPO is extended until May 10, 2021. (Video
4 Timestamp: 11:38:40)
5

6 THE COURT FURTHER ORDERS that, should there be any further acts of
7 violence or threats of violence, the TPO shall be extended for an additional year
8 (i.e. would be extended until May of 2022). (Video Timestamp: 11:38:10)
9

10 THE COURT FURTHER ORDERS that until October 22, 2020, Bradley
11 shall have supervised visitations with the minor children at Donna's House on
12 Sundays between 2:00 p.m. and 4:00 p.m. (Video Timestamp: 11:41:30, 11:42:25
13 and 11:44:39) A separate Order for Supervised Visitations was filed in open Court.
14

15 THE COURT FURTHER ORDERS that if Bradley goes into an inpatient
16 rehabilitation, his visitations will be suspended for that period of time, but if he
17 successfully completes this rehabilitation, this Court would provide make-up
18 visitation. (Video Timestamp: 11:42:48)
19

20 THE COURT FURTHER ORDERS that Counsel shall confer and set child
21 support as of the date of separation. The child support shall be set based upon
22 Bradley's gross monthly income of \$18,000.00 per month. (Video Citation:
23 11:37:54)
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1 THE COURT FURTHER ORDERS that, in addition to child support,
2 Bradley shall pay Emily temporary spousal support in the amount of \$1,000.00 per
3 month. This amount is in addition to his child support obligation and retroactive to
4 the date of the Parties separation. (Video Citation: 11:38:00)

6 THE COURT FURTHER ORDERS based upon the declarations of income,
7 using the figures set forth by the Court herein, Bradley's support obligation to
8 Emily is set at \$3,560.00 per month [\$2,560.00 child support pursuant to NAC, plus
9 \$1,000.00 temporary support], commencing June of 2019.

11 THE COURT FURTHER ORDERS a Return Hearing is scheduled for
12 October 22, 2020, at 11:00 a.m. (Video Timestamp: 11:42:10)

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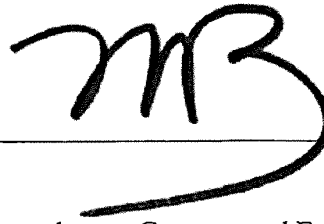
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1 THE COURT FURTHER ORDERS that Attorney Roberts is to prepare the
2 Order from today's hearing and Attorney Tilman shall countersign. (Video
3 Timestamp: 11:44:30)
4

5 IT IS SO ORDERED.

Dated this 22nd day of April, 2021



6
7
8
9 Submitted this 22nd day of
10 April, 2021.

Approved as to Content and Form:

57B 37C C5CE ECC3
Mary Perry
District Court Judge

11 **ROBERTS STOFFEL FAMILY**
12 **LAW GROUP**

13
14 By: Amanda M. Roberts
15 Amanda M. Roberts, Esq.
16 State of Nevada Bar No. 9294
17 4411 South Pecos Road
18 Las Vegas, Nevada 89121
19 PH: (702) 474-7007
20 FAX: (702) 474-7477
21 EMAIL: efile@lvfamilylaw.com
22 Attorneys for Plaintiff

By: _____
Bradley Bellisario
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Las Vegas, Nevada 89149
PH: (702) 936-4800
FAX: (702) 936-4801
EMAIL: bradb@bellisariolaw.com
Defendant, in proper person

1 CSERV

2 DISTRICT COURT
3 CLARK COUNTY, NEVADA
4

5
6 Emily Bellisario, Plaintiff

CASE NO: D-20-605263-D

7 vs.

DEPT. NO. Department P

8 Bradley John Bellisario,
9 Defendant.

10
11 **AUTOMATED CERTIFICATE OF SERVICE**

12 This automated certificate of service was generated by the Eighth Judicial District
13 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:

14 Service Date: 4/22/2021

15 Amanda Roberts

efile@lvfamilylaw.com

16 Bradley Bellisario

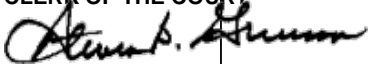
bradb@bellisariolaw.com

17 Bradley Bellisario

bradb@bellisariolaw.com

18 Linda Bell

dept07lc@clarkcountycourts.us



CONFILE

BRADLEY J. BELLISARIO
Nevada Bar No. 13452
7100 Grand Montecito Pkwy, #2054
Las Vegas, NV 89149
T: (702) 936-4800
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E: BradB@BellisarioLaw.com
Plaintiff Pro Se

DISTRICT COURT

CLARK COUNTY, NEVADA

EMILY BELLISARIO,

Plaintiff,

vs.

BRADLEY BELLISARIO,

Defendant

Case No.: D-20-605263-D

Dept No.: P

**DEFENDANT'S MOTION TO
RECONSIDER ORDER AGAINST
DOMESTIC VIOLENCE ENTERED
APRIL 6, 2021**

HEARING REQUESTED

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

Defendant, Bradley Bellisario, *pro se*, moves this Honorable Court for the following relief:

1. For reconsideration of Judge Mary Perry's Order Extending an Order Against Domestic Violence filed on April 6, 2021; and
2. For such other and further relief as the Court deems just and equitable.

This Motion is made and based upon all the papers and pleadings on file herein and the affidavit included herewith and is made in good faith and not to delay justice.

DEFENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL 6, 2021 HEARING REQUESTED - 1

1 DATED this 8TH day of April 2021.

3 /s/ Bradley Bellisario
4 Bradley Bellisario
5 7100 Grand Montecito Pkwy, #2054
6 Las Vegas, NV 89149
7 T: 702.936.4800
8 F: 702.936.4801
9 E: bradb@bellisariolaw.com
10 *Defendant Pro Se*

11 **POINTS AND AUTHORITIES**

12 **I.**
STATEMENT OF FACTS

13 On January 4, 2021 Judge Mary Perry was assigned to highly contested divorce case D-
14 20-605263-D (Bellisario vs. Bellisario). On January 11, 2021 Plaintiff filed an untimely
15 Peremptory challenge, knowing that motion relief would be sought by Defendant, and the matter
16 would be brought back to Department P. Defendant filed a Motion to Strike Plaintiff's untimely
17 peremptory challenged, and Judge Harter Granted Defendant's Motion and assigned the case back
18 to Department P.

19 On or around January 21, 2021 Plaintiff, and Plaintiff's Counsel, Amanda Roberts
20 conspired with the Clark County District Attorney's Office to obtain an arrest warrant based upon
21 false police reports filed by Plaintiff, Emily Bellisario. On January 23, 2021 Defendant was
22 arrested for alleged violation of an Extended Order of Protection (Case No. T-19-200404-T). On
23 January 25, 2021 the Parties had their first hearing in front of newly assigned Judge, and close
24 personal friend of Amanda Roberts, Judge Mary Perry. Judge Perry was informed prior to the
25 hearing that Defendant was wrongfully arrested and incarcerated, however, Judge Perry decided
26 DEFEENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
27 6, 2021 HEARING REQUESTED - 2
28

1 to initiate and permit ex parte arguments by Plaintiff's unethical Counsel and one of Judge Perry's
2 "favorite people" who she finds "so special," Amanda Roberts.

3 During the Hearing Judge Perry gave legal advice to Amanda Roberts including
4 instructing Amanda Roberts to file a Motion for Order Shortening Time regarding Plaintiff's
5 forthcoming Motion to Modify Custody and for Extension of TPO claiming that "we can get this
6 done real quick." Once again Judge Perry stated, "we can get this done real quick." Implying
7 that she is already biased toward Plaintiff, and her close personal friend, and counsel for Plaintiff,
8 Amanda Roberts, and that Judge Perry had already predetermined the outcome for this matter
9 going forward without any due process allowed to Defendant, and without allowing Defendant to
10 present any evidence.
11

12 Judge Perry then went on to make further statements of bias and demonstrating her clear
13 alignment with her close personal friend, Amanda Roberts, implying that Defendant was drunk
14 at the time of arrest on January 23, 2021 stating that "he definitely needs to dry out first, maybe
15 they'll hold him a little bit longer." However, at no point during the hearing is alcohol mentioned
16 at all. Further, Judge Perry advocacy for, and pre-filing approval of, Plaintiff's Motion for Order
17 Shortening Time demonstrates clear bias to deprive Defendant of due process and any reasonable
18 time to respond to Plaintiff's unsubstantiated and untruthful allegations regarding January 23,
19 2021.
20
21

22 After the Hearing the Court issued a Minute Order which contained the statement
23 "COURT NOTED Dad has violated the active TPO and is currently incarcerated." (See Minute
24 Order from Hearing on January 25, 2021, Attached hereto as Exhibit 1).
25

26 Fast forward to the hearing on April 6, 2021 Counsel for Plaintiff requested the Protection
27 Order Against Domestic Violence (T-20-206639-T) be extended due to Judge Pomrenze's
28 DEFEENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 HEARING REQUESTED - 3

1 statement during the July 30, 2021 hearing that any further violations of the TPO (T-20-206639-
2 T) shall result in the TPO being extended for an extra year. Ms. Roberts included this in her
3 fraudulently procured Order regarding the hearing on July 30, 2020 which the Notice of Entry of
4 Order was filed on January 25, 2021 (YES, 179 DAYS AFTER THE HEARING).
5

6 During the Hearing on April 6, 2021 Judge Perry specifically stated she was making no
7 findings of fact during the hearing. However, she chose to extend the TPO until May 10, 2022
8 without any basis besides once again doing her good friend, Amanda Roberts, a favor, violating
9 Defendant's rights, and failing to adhere to the laws of the state of Nevada. Defendant continues
10 to be amazed at the blatant violation of his rights, however, it's become commonplace in this
11 clown car of litigation known as Case No. D-20-605263-D.
12

13 II. 14 LEGAL ARGUMENT

15 "A party seeking reconsideration of a ruling of the court...must file a motion for such
16 relief within 14 days after service of written notice of the order or judgment unless the time is
17 shortened or enlarged by order. A motion for rehearing or reconsideration must be served,
18 noticed, filed and heard as is any other motion. A motion for reconsideration does not toll the
19 period for filing a notice of appeal from final order or judgment." EDCR 2.24(b).
20

21 A motion for rehearing should direct attention to some controlling matter to which the
22 court has overlooked or misapprehended. *In re Ross*, 99 Nev. 657, 659, 668 P.2d 1089, 1091
23 (1983) (Citations omitted). Rehearings are not granted as a matter of right and are not allowed
24 for the purpose to reargue, unless there is a reasonable probability the court may have arrived at
25 an erroneous conclusion. *Geller v. McCown*, 178 P.2d 380 (Nev. 1947) (Citations omitted).
26
27

28 DEFEENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 HEARING REQUESTED - 4

1 **I. The District Court Failed to Find any Specific Facts Constituting Domestic**
2 **Violence Required to Extend the Order for Protection.**

3 If it appears to the satisfaction of the court from specific facts shown by a verified
4 application that an act of domestic violence has occurred or there exists a threat of domestic
5 violence, the court may grant a temporary or extended order. A court shall only consider whether
6 the act of domestic violence or the threat thereof satisfies the requirements of NRS 33.018 without
7 considering any other factor in its determination to grant the temporary or extended order. NRS
8 33.020.
9

10 “Domestic violence occurs when a person commits one of the following acts against or
11 upon the person’s spouse or former spouse, any other person to whom the person is related by
12 blood or marriage, any other person with whom the person has had or is having a dating
13 relationship, any other person with whom the person has a child in common, the minor child of
14 any of those persons, the person’s minor child or any other person who has been appointed the
15 custodian or legal guardian for the person’s minor child:
16
17

- 18 A) a battery
19 B) an assault
20 C) coercion pursuant to NRS 207.190
21 D) a sexual assault
22 E) a knowing, purposeful or reckless course of conduct intended to harass the other
23 person. Such conduct may include, but is not limited to:
24 a. stalking
25 b. arson
26 c. trespassing
27 d. larceny
28 e. destruction of private property
 f. carrying a concealed weapon without a permit
 g. injuring or killing an animal
 h. burglary
 i. an invasion of the home
 F) a false imprisonment

DEFENDANT’S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 HEARING REQUESTED - 5

1 G) pandering.”

2
3 NRS 33.018

4
5 Plaintiff plead no facts which constitute domestic violence as defined by NRS 33.018.
6 Further, the court’s order seems to be based upon the pre-decided notion that Defendant was in
7 violation of the current TPO as illustrated by the Minute Order entered on January 25, 2021.
8 However, as Defendant has repeatedly had to demonstrate, Defendant was not in violation of the
9 current TPO, nor was Defendant in violation of the previous TPO. Hence the only charge
10 Defendant was arrested for on January 23, 2021 was dismissed. Plaintiff herself has admitted
11 that she stipulated to dissolve the TPO on multiple occasions as demonstrated in previous filings.
12 There has been no violation of TPO subsequent to the hearing on July 30, 2020.
13

14
15 In short, Judge Perry explicitly stated there would be no findings of fact regarding the
16 hearing on April 6, 2021 and Plaintiff failed to demonstrate any factual basis which could possibly
17 amount to an act of domestic violence as defined by statute. As such, Defendant requests that this
18 Court reconsider the extension of the Order for Protection which only serves to further prejudice
19 Defendant in this matter and further violate Defendant’s substantive rights.
20

21 **III.**
22 **CONCLUSION**

23 Judge Perry specifically stated during the hearing on April 6, 2021 that she was making
24 no finding of facts during the hearing. Further, even if Judge Perry claimed to have made a finding
25 of fact regarding the Order for Protection it would seem to be based upon the Minute Order from
26 January 25, 2021 in which Counsel for Plaintiff fraudulently represented that Defendant was in
27 violation of the current TPO (T-20-206639-T) and during a hearing in which violates the
28 DEFEENDANT’S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 HEARING REQUESTED - 6

1 Professional Rules of Conduct and the Nevada Judicial Code of Conduct by allowing an ex parte
2 hearing regarding substantive issues. As there is no occurrence of domestic violence as defined
3 by NRS 33.018 the Court should reconsider the Order and deny the extension.
4

5 DATED this 8th day of April 2021.

6
7 /s/ Bradley Bellisario
8 Bradley Bellisario
9 7100 Grand Montecito Pkwy, #2054
10 Las Vegas, NV 89149
11 T: 702.936.4800
12 F: 702.936.4801
13 E: bradb@bellisariolaw.com
14 *Defendant Pro Se*
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28 DEFEENDANT'S MOTION TO RECONSIDER ORDER AGAINST DOMESTIC VIOLENCE ENTERED APRIL
6, 2021 HEARING REQUESTED - 7

1
2 **DECLARATION IN SUPPORT DEFEENDANT'S MOTION TO RECONSIDER ORDER**
3 **AGAINST DOMESTIC VIOLENCE ENTERED APRIL 6, 2021**

4 **HEARING REQUESTED**

5 I, BRADLEY BELLISARIO, declare under penalty of perjury:

- 6
7 1. I have read the foregoing motion, and the factual averments it contains are true and
8 correct to the best of my knowledge, except as to those matters based on information
9 and belief, and as to those matters, I believe them to be true. Those factual averments
10 contained in the referenced filing are incorporated here as if set forth in full.
11
12 2. Plaintiff's Counsel refuses to have any meaningful communication in this matter and
13 every attempt to resolve issues prior to filing a motion have been rejected. Further any
14 attempt to resolve would be futile as Plaintiff's Counsel already fraudulently
15 misrepresented the facts in dispute in this matter and has since perpetuated the same
16 fraud in her arguments at hearing on April 6, 2021.
17
18 3. This Declaration is made in good faith and not made for the purpose of delay.

19
20 I declare under penalty of perjury under the law of the State of Nevada that the foregoing is
21 true and correct.

22 DATED this 8th day of April 2021.

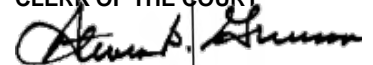
23 /s/ Bradley Bellisario
24 Bradley Bellisario

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Amanda Roberts, Esq.
E: efile@lvfamilylaw.com
Attorney for Plaintiff

28

AA2478



1 **ROPP (FAM)**
2 **BRADLEY J. BELLISARIO**
3 Nevada Bar No. 13452
4 7100 Grand Montecito Pkwy, #2054
5 Las Vegas, NV 89149
6 T: (702) 936-4800
7 F: (702) 936-4801
8 E: BradB@BellisarioLaw.com
9 *Defendant Pro Se*

**DISTRICT COURT
CLARK COUNTY, NEVADA**

8 **EMILY BELLISARIO,**
9
10 Plaintiff,

11 vs.

12 **BRADLEY BELLISARIO,**
13 Defendant

Case No.: D-20-605263-D
Dept No.: P

**REPLY TO PLAINTIFF'S OPPOSITION
TO DEFENDANT'S MOTION FOR
RELIEF FROM ORDER AFTER
HEARING REGARDING 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 VEXATIOUS LITIGANT,
WAIVE DONNA'S HOUSE FEES, AND
FOR AN AWARD OF ATTORNEY'S
FEES AND COSTS.**

14
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18
19 COMES NOW, Defendant, *pro se*, BRADLEY BELLISARIO, and hereby files this instant
20 Reply to Plaintiff's Opposition to Defendant's Motion for Relief from Order After Hearing
21 Regarding Hearing on January 25, 2021 and Motion for Leave to File a Renewed Motion to
22 Disqualify Judge Perry; and Countermotion for Leave of Court to Refinance, to Deem Defendant
23 Vexatious Litigant Waive Donna's House Fees, and for an Award of Attorney's Fees and Costs.
24

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27 REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION FOR RELIEF FROM ORDER AFTER
28 HEARING REGARDING 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 VEXATIOUS LITIGANT, WAIVE DONNA'S HOUSE FEES, AND
FOR AN AWARD OF ATTORNEY'S FEES AND COSTS. - 1

1 This Reply is made and based upon the pleadings on file with the Court, the attached
2 Memorandum of Points and Authorities, and such argument as may be presented at the hearing
3 on the Motion, Opposition, and Reply.

4 DATED this 29TH day of April 2021.

5 /s/ Bradley Bellisario
6 Bradley Bellisario
7 7100 Grand Montecito Pkwy, #2054
8 Las Vegas, NV 89149
9 T: 702.936.4800
10 F: 702.936.4801
11 E: bradb@bellisariolaw.com
12 *Defendant Pro Se*

13 POINTS AND AUTHORITIES

14 I. 15 STATEMENT OF FACTS

16 Judge Perry Should Disqualify Herself from this Matter.

17 Judge Perry illegally entered an Order Approving the Discovery Commissioner's Report
18 and Recommendations on April 6, 2021.

19 Judge Perry filed a minute Order on April 8, 2021 vacating the illegal Order Approving
20 the Discovery Commissioner's Report and Recommendations, however, intentionally failed to
21 serve Defendant with the Minute Order.

22 Judge Perry caused to have issued Minutes Regarding the Hearing on April 6, 2021 stating
23 that "the Minute Order shall suffice, and a written Order is not required." However, no Minute
24 Order was ever served upon Defendant. The Court is blatantly failing to follow any rules of
25 procedure, and is complicit in Plaintiff's fraud upon the court, intentionally robbing Defendant of
26 Due Process, an essential right in custody matters.

27 REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION FOR RELIEF FROM ORDER AFTER
28 HEARING REGARDING 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 VEXATIOUS LITIGANT, WAIVE DONNA'S HOUSE FEES, AND
FOR AN AWARD OF ATTORNEY'S FEES AND COSTS. - 2

1 Amanda Roberts MUST disqualify terminate representation of Plaintiff pursuant to
2 Nevada Rules of Professional Conduct violations. (See Exhibit A).

3 On January 25, 2021 the parties were scheduled to have their first hearing in front of newly
4 assigned Judge Mary Perry. Plaintiff and Plaintiff's counsel conspired to have Defendant arrested
5 such that Defendant would not be available for said hearing and such that Defendant would not
6 be afforded due process to seek relief from fraudulently prepared Orders regarding the parties'
7 hearings on July 30, 2020 and October 22, 2020.
8

9 During the status check on January 25, 2021 Plaintiff's Counsel, Amanda Roberts,
10 unethically chose to present ex parte arguments to the Judge. Specifically, Judge Perry requested
11 of Ms. Roberts why Defendant was incarcerated. Ms. Roberts responded he's incarcerated "for
12 the domestic violence against my client, your Honor, which occurred on June 11, 2020." (See
13 Video from January 25, 2021 Status Check). Ms. Roberts statements to Judge Perry are
14 intentional misrepresentations of material fact, constituting fraud upon the court, and violating
15 the Nevada Rules of Professional Conduct. Defendant was not arrested for domestic violence,
16 nor did any domestic violence occur on June 11, 2020. Rather, Defendant was wrongfully
17 arrested for alleged violations on June 11, 2020 of an Extended Order of Protection which had
18 already been dissolved by the parties. Additionally, it appears that Ms. Roberts had ex parte
19 communications with the Court claiming that Defendant was drinking. Judge Perry states he
20 [Defendant] "definitely needs to dry out first." (See Video from January 25, 2021 Status Check).
21 However, Defendant has not consumed any alcohol for months as evidenced by a clean SCRAM
22 history and Defendant was completely sober at the time of arrest. Plaintiff then, without obtaining
23
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26

27 REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION FOR RELIEF FROM ORDER AFTER
28 HEARING REGARDING 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 VEXATIOUS LITIGANT, WAIVE DONNA'S HOUSE FEES, AND
FOR AN AWARD OF ATTORNEY'S FEES AND COSTS. - 3

1 any order, and without any instruction by the Court, filed an Order After Hearing regarding the
2 January 25, 2021 hearing without following procedure required by the Eighth Judicial District
3 Court Rules. Notably, Ms. Roberts intentionally failed to include any specifics from the hearing
4 since those specifics which provide an accurate record and account of the hearing look bad for
5 her and Judge Perry. However, as in the July 30, 2020 Order Ms. Roberts fraudulently prepared
6 Ms. Roberts routinely packs Orders with fiction regarding findings of fact when it benefits her
7 and her client. Simply put the Order After Hearing regarding January 25, 2021 intends to mislead
8 any objective party reviewing the record and is fraud upon the court.
9

10 After making numerous intentional misrepresentations of material fact to the Court, Ms.
11 Roberts then filed Plaintiff's Notice of Motion and Motion to Extend Protection Order, Joining
12 this Action, Appoint a Receiver for the Business, Deeming Bradley a Vexatious Litigant and
13 Consolidating Civil Cases to this Action, Modifying Legal Custody, Modifying Visitation, for
14 Mental Health Evaluation, for Order to Show Cause and to Hold Bradley in Contempt, to Reduce
15 Child Support Arrears to Judgment, to Reduce Temporary Support to Judgment, for an Award of
16 Attorney's Fees and Costs, and Related Relief on February 5, 2021 containing multiple instances
17 of scandalous, impertinent, and fraudulent allegations, as well as inadmissible hearsay. Judge
18 Mary Perry granted Plaintiff's Motion for an Order Shortening time on February 8, 2021 and the
19 Hearing was set for a mere three (3) days out on February 11, 2021.
20
21

22 Defendant filed an Opposition to Plaintiff's Motion and the parties attended hearing on
23 April 6, 2021. Notably during the hearing Judge Mary Perry stated there would be "no findings
24

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26
27 REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION FOR RELIEF FROM ORDER AFTER
28 HEARING REGARDING 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 VEXATIOUS LITIGANT, WAIVE DONNA'S HOUSE FEES, AND
FOR AN AWARD OF ATTORNEY'S FEES AND COSTS. - 4

1 of fact.” Ultimately Judge Perry DENIED Plaintiff’s request to deem Defendant a vexatious
2 litigant.

3 After the Hearing on April 6, 2021 Defendant contacted SCRAM as required by Judge
4 Mary Perry. Defendant provided SCRAM with both Mary Perry’s JEA email and Amanda
5 Roberts email. The SCRAM anklet was placed on Defendant on October 23, 2020 and was
6 removed due to injury sustained on Defendant’s Peloton bike on November 24, 2020. The anklet
7 was not “eventually” replaced as alleged by Ms. Roberts. The anklet was replaced two hours
8 after it was removed. The period of October 23, to November 24, 2020 is 32 days. Ms. Roberts
9 represents that’s the only time that was monitored. That is an intentional misrepresentation of
10 material fact by Ms. Roberts. Defendant wore the SCRAM anklet continuously until January 23,
11 2021 when Defendant was wrongfully arrested for violation of an Extended Order of Protection
12 which allegedly occurred on June 10, 2020, months after the parties had stipulated to dissolve the
13 TPO. After Defendant was released from his wrongful incarceration due to Plaintiff and
14 Plaintiff’s Counsel’s false report of violation of EPO, Defendant made an appointment and was
15 placed back on SCRAM in February 2021 and has been on SCRAM ever since. Ms. Roberts is
16 committing FRAUD UPON THE COURT yet again by feeding Judge Perry FALSE
17 INFORMATION which are INTENTIONAL MISREPRESENTATIONS OF MATERIAL
18 FACT.
19

20 Ms. Roberts continues her false misrepresentations of material fact claiming that on July
21 30, 2020 the Court entered an Order awarding Plaintiff \$3,560.00 per month from Defendant.
22 This is a INTENTIONAL MISREPRESENTATION OF MATERIAL FACT. The Court never made
23

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REPLY TO PLAINTIFF’S OPPOSITION TO DEFENDANT’S MOTION FOR RELIEF FROM ORDER AFTER
HEARING REGARDING 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 VEXATIOUS LITIGANT, WAIVE DONNA’S HOUSE FEES, AND
FOR AN AWARD OF ATTORNEY’S FEES AND COSTS. - 5

1 a finding of fact regarding Defendant's income, never issued an award of any amount of child
2 support, and Defendant argues there are no arrears. Plaintiff only obtained an Order After Hearing
3 on July 30, 202 by fraudulently preparing and filing the Order **ONE HUNDRED SEVENTY**
4 **NINE DAYS AFTER THE HEARING (179)**, and without timely passing the Order to
5 Defendant or Defendant's Counsel pursuant to the Eighth Judicial District Court Rules.
6

7 On April 6, 2021 the Court had a hearing with the parties regarding all pending motions.
8 The court emphatically emphasized during the hearing that they were making "no finding of fact"
9 during the hearing. No Order has ever been filed regarding the Hearing. Defendant discovered
10 today, April 29, 2021 that the Court apparently filed a Minute Order claiming that it was sufficient.
11 However, **NO MINUTE ORDER WAS EVER SERVED ON DEFENDANT**, thereby
12 depriving Defendant of Due Process, an essential right in custody matters.
13

14 Plaintiff claims that she needs money in order continue to litigate this matter. Plaintiff
15 claims that she makes minimum wage working for her father's business, however, Plaintiff has
16 never worked a day during the marriage. Plaintiff is requesting a refinance of the home to
17 continue litigation. Astonishingly enough Plaintiff is dumb enough to entertain this
18 recommendation from her Attorney who's goal in this litigation, and in every litigation she gets
19 her hands on, is to perpetuate litigation and get paid as much as possible despite the effects it has
20 on clients and the minor children.
21

22 Plaintiff's Statement of Facts states that Emily purchased the property prior to marriage.
23 That is correct. However, as Plaintiff never worked a day during the marriage, Defendant was
24 the sole earner and used community property to pay every single mortgage payment during the
25

26
27 REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION FOR RELIEF FROM ORDER AFTER
28 HEARING REGARDING HEARING ON JANUARY 25, 2021 AND MOTION FOR LEAVE TO FILE A
RENEWED MOTION TO DISQUALIFY JUDGE PERRY; AND COUNTERMOTION FOR LEAVE OF COURT
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FOR AN AWARD OF ATTORNEY'S FEES AND COSTS. - 6

1 marriage. The mortgage was paid from Wells Fargo Checking account ending in 9522, which
2 was a joint account. In December 2020, Plaintiff closed the account to keep Defendant from
3 obtaining financial statements. (See Email from Wells Fargo, Attached hereto as Exhibit B).

4
5 As previously briefed in Defendant's Motion to Show Cause and for Sanctions against
6 Plaintiff which the court refused to entertain on April 6, 2021, the Stipulation and Order from
7 June 10, 2020 in which Plaintiff relied on during the hearing telling the Court that is who the
8 parties agreed to use was procured by FRAUD. Defendant will not use Dr. Holland for a
9 psychological evaluation.

10
11 Immediately after the hearing, Plaintiff did bring the three (3) minor children to Donna's
12 House for visitation on April 11, 2021. The next week Plaintiff paid \$4,000 to Dr. Holland's
13 office, then the next day claimed she could not come to visitation because she did not have money
14 for the visit. Defendant was never offered the option to pay the \$40. The following week
15 Defendant offered to pay the \$40 and Plaintiff agreed to bring the children to Donna's House. On
16 April 25, 2021 Blake and Brooklyn were present at visitation. Not surprisingly, Plaintiff
17 wrongfully withheld visitation of Brayden Bellisario. After running to me at Donna's House
18 Blake immediately told Defendant that Brayden pretended to have a tummy ache and say he didn't
19 want to come because mommy said so. This follows Plaintiff's egregious pattern of parental
20 alienation and withholding of the children. Year-to-date, Defendant has seen Brayden Bellisario
21 for a **TOTAL OF TWELVE (12) HOURS**. Doing some simple math, that equates to Defendant
22 having custody of Brayden Bellisario for **0.043%** out of the year. Judge Perry agreed in the
23 Hearing on April 6, 2021 that the children were being withheld, but did nothing. As such, Plaintiff

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FOR AN AWARD OF ATTORNEY'S FEES AND COSTS. - 7

1 continues to exhibit the same withholding behavior, is alienating the children, and is causing the
2 children and Defendant significant emotional distress.

3
4 **II.**
LEGAL ARGUMENT

5 **I. Defendant's Request for Relief from the Order After Hearing Should be**
6 **Granted.**

7 Plaintiff fails to oppose Defendant's request for leave to revise the Order from January
8 25, 2021 pursuant to NRCP 54. Therefore, Defendant's Motion should be GRANTED. Plaintiff's
9 Counsel intentionally failed to prepare the Order in accordance with Eighth Judicial District Court
10 Rules. Further, Plaintiff did not receive a judgement or win any position during the hearing, nor
11 the did court specify that Plaintiff prepare an Order. Plaintiff's Counsel simply prepared the
12 Order to attempt to shield Plaintiff's Counsel and Judge Perry from liability for their inappropriate
13 ex parte communications on January 25, 2021. The Order should reflect the minutes and contents
14 of the hearing for a clear record for appellate review.
15

16
17 **II. Bradley Should be Granted Leave to File a Renewed Motion to Disqualify Judge**
18 **Perry.**

19 Judge Perry should have no issue with granting leave for Defendant to file a renewed Motion
20 to Disqualify if she believes her actions are justified. As stated in the Statement of Facts Judge
21 Perry or her office is acting in concert with Plaintiff's Counsel to deprive Defendant of Due
22 Process by intentionally failing to serve Orders on Defendant which are affecting Defendant's
23 substantive rights. Failure to serve said orders is absolutely unacceptable and is completely
24 prejudicing Defendant in this litigation. If leave is not granted, Defendant will seek other
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1 remedies which will ultimately cost more time and money than simply filing a renewed motion
2 to disqualify.

3
4 **III.**
5 **Opposition to Countermotion**
6

7 **III. Emily's Request for Leave of Court to Refinance for Litigation Costs Should be**
8 **DENIED.**

9 The district court is required to consider the financial circumstances of both parties, not only
10 the party receiving support. Temporary maintenance awards are appropriate "when the facts,
11 circumstances, and situation of the parties are such that in fairness[, the party receiving the award]
12 should be given financial assistance for [his or] her support during the pendency of the
13 action." *Alaniz v. Eighth Judicial Dist. Court*, 473 P.3d 1052 (Nev. App. 2020)
14

15 In this matter Defendant is unemployed. Plaintiff continuously lies about her financial
16 situation, and now claims that her family cannot afford to loan her money for litigation. This is
17 false regarding Plaintiff's ability to pay as well as her multi-million dollar net worth Father who
18 has been instrumental in orchestrating this fraud upon the court. Just a simply record search shows
19 Emily is Secretary and Treasurer of The Mayday Corporation, which she has an ownership interest
20 which is holding on to at least one property worth in excess of \$1,000,000.00 (*See Exhibit C*). If
21 she wants to claim poor, she should realize when people don't have money they should probably
22 stop abusive litigation practices as Plaintiff continues to employ. However, this Court continues
23 to entertain Plaintiff's Counsel's illegal and unethical behavior. Plaintiff's only motivation behind
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1 this request is to diminish a community asset and prejudice Defendant's ability to recover property
2 duly owed to him.

3
4 Plaintiff's Counsel attempts to claim that Emily should be allowed to refinance as the title
5 is in her name. While true the title is in her name, Defendant made all payments on the mortgage
6 of the residence at 1913 Sondrio Drive, Las Vegas, NV 89134 from joint checking account ending
7 in 9522 with community property, thereby transmutation has occurred resulting in the property
8 being community property. But this shouldn't even be an issue at this point as Plaintiff's Counsel
9 herself claimed during the Hearing on April 6, 2021 that the issue of equity resulting from
10 Defendant's payments of the Mortgage is an issue for trial.

11
12
13 Additionally, given the financial situations of both parties, this Court should not allow a
14 distribution of community property to only one party, thereby forever decreasing the equity in the
15 community asset without ever having an accounting of the value and equity in the community
16 property. The Court may very well irreversibly harm Defendant by depriving Defendant of
17 community property.

18
19
20 Additionally, it would not be equitable to only allow Plaintiff to withdraw funds. Defendant
21 is unemployed and also relies on support from family members. When the Court considers fairness
22 the Court should award Defendant an equal amount of equity withdraw from the marital home if
23 a refinance is allowed. Defendant could use the money to afford an attorney to continue litigation.
24 the very same request as made by Plaintiff.

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1 Additionally, the Court should be required Plaintiff to provide an accurate copy of any
2 refinance application. No loan officer in the country is giving a refinance of a \$1,000.00 home
3 mortgage when the applicant's alleged income is less than even minimum monthly payment on
4 the loan.
5

6 Plaintiff's request to solely withdraw from a community asset, based upon fraudulent
7 representations, should be denied! If this "Honorable" court is inclined to grant her request, this
8 Court should grant Defendant an equal distribution.
9

10 **IV. Emily's Request for Bradley to be Deemed a Vexatious Litigant Should be**
11 **DENIED!**
12

13 "A party seeking reconsideration of a ruling of the court...must file a motion for such
14 relief within 14 days after service of written notice of the order or judgment unless the time is
15 shortened or enlarged by order. A motion for rehearing or reconsideration must be served,
16 noticed, filed and heard as is any other motion. A motion for reconsideration does not toll the
17 period for filing a notice of appeal from final order or judgment." EDCR 2.24(b).
18
19

20 A motion for rehearing should direct attention to some controlling matter to which the
21 court has overlooked or misapprehended. *In re Ross*, 99 Nev. 657, 659, 668 P.2d 1089, 1091
22 (1983) (Citations omitted). Rehearings are not granted as a matter of right and are not allowed
23 for the purpose to reargue, unless there is a reasonable probability the court may have arrived at
24 an erroneous conclusion. *Geller v. McCown*, 178 P.2d 380 (Nev. 1947) (Citations omitted).
25
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1 Plaintiff's Countermotion requesting reconsideration must be DENIED. Plaintiff
2 provides no legal support of any controlling matter to which the court has overlooked or
3 misapprehended. Plaintiff merely realleges the exact same allegation made in their initial motion
4 and provides no application to how the Court misinterpreted the law or applied the facts.
5

6 **V. Emily's request for the fees for Donna's House to be Waived Should be Denied.**

7 Defendant could not care less if Emily pays \$40 to Donna's House. However, the issue
8 should be moot. Pursuant to the court's instruction on April 6, 2021, Defendant contacted
9 SCRAM and SCRAM sent the Court and Plaintiff Defendant's SCRAM reports. As such
10 visitation SHOULD NOT BE AT DONNA'S HOUSE. Additionally, Plaintiff continues to lie to
11 this Court, making a fool of the Court on the record. Plaintiff has significant assets which she is
12 concealing, and further has never worked for Allied Flooring Services. Allowing Plaintiff to
13 avoid Donna's House fees would be an injustice and simply taking money from a program that
14 needs it and injuring other parties that may actually benefit from the fees paid. If the Court is
15 inclined to follow Plaintiff's fraud as they have been this entire time, Defendant would rather just
16 ask his parents for the \$40 each week. But once again this should be a moot point, as visitation
17 should be unsupervised and not at Donna's House.
18
19
20

21 **VI. Request for Attorney's Fees**

22 Plaintiff's request for attorney's fees should be DENIED. Plaintiff attempts to claim that
23 attorney's fees should be granted because Defendant failed to follow EDCR 5.501. However,
24 Defendant stated in his Declaration his compliance with EDCR 5.501. Plaintiff herself made no
25 attempt to resolve this matter pursuant to EDCR 5.501.
26

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1 Plaintiff's next contention is that attorney's fees should be awarded pursuant to *Sargeant*
2 *v. Sargeant*, (88 Nev. 223, 495 P.2d 618 (1972) and *Wright v. Osborn*, 114 Nev. 1367, 970 P.2d
3 1071 (1998). Neither case demonstrates that Plaintiff is entitled to her request of attorney's fees.

4 First, the *Sargeant* matter refers to a case in which in District Court awarded preliminary
5 fees to the wife when there was a disparity in assets of \$3,000,000 in possession of the husband
6 and \$50,000 in possession of the wife. The Court concluded that because of the great disparity of
7 assets, the wife was awarded preliminary attorney's fees.

8 In this instance, Plaintiff is holding on to the largest marital asset (the residence at 1913
9 Sondrio Drive) and has failed to disclose a significant amount of assets on her Financial Disclosure
10 Forms. Pursuant to the parties' financial disclosure forms Plaintiff is not suffering from a great
11 disparity of assets compared to Defendant.

12 Secondly, the *Wright* case is also inapplicable. The *Wright* matter was one in which the
13 parties had great disparity of monthly income. The *Wright* Court determined that due to a great
14 discrepancy in monthly income attorney's fees may be applicable.

15 Here, Plaintiff once again, for the 900th time, attempts to defraud this Honorable Court and
16 provides intentional misleading representations of material fact. Plaintiff alleges that this Court
17 made a finding of fact that Defendant earns \$18,000 per month and references the Order After
18 Hearing from July 30, 2020. As a reminder to this Honorable Court, Judge Pomrenze stated no
19 findings of fact regarding Defendant's income, the Order was only procured and entered by
20 FRAUD by Counsel for Plaintiff, Defendant has since filed an updated FDF, and Defendant is
21 currently unemployed with zero income. Likewise, Plaintiff continues to promote the fallacy that

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1 she ever worked for her dad's company during the marriage. Plaintiff, like her Counsel, is a
2 compulsive liar, but they have the Court in their pocket so it doesn't matter to them if they blatantly
3 lie and make the Court into a laughing stock.

4
5 As neither the *Sargeant* or *Wright* case are applicable, Plaintiff's Countermotion for
6 attorney's fees must be denied.

7
8 **III.**
CONCLUSION

9 The Order after Hearing on January 25, 2021 was not procured or filed pursuant to the
10 Eighth Judicial District Court Rules. Plaintiff and her Counsel have continued to act in a manner
11 which attempts to skew the record and commit fraud upon the court. Defendant should be granted
12 leave to file a renewed motion to disqualify Judge Mary Perry as multiple instances since the
13 hearing with Judge Bell have demonstrated Judge Perry's bias toward Plaintiff's Counsel. Further
14 Plaintiff provides zero required analysis in support of her countermotion to deem Defendant a
15 vexatious litigant and to refinance the Marital home which is community property.
16

17
18
19 DATED this 29th day of April 2021.

20 /s/ Bradley Bellisario
21 Bradley Bellisario
22 7100 Grand Montecito Pkwy, #2054
23 Las Vegas, NV 89149
24 T: 702.936.4800
25 F: 702.936.4801
26 E: bradb@bellisariolaw.com
27 *Defendant Pro Se*

28
REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION FOR RELIEF FROM ORDER AFTER
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5 **DECLARATION IN SUPPORT REPLY TO PLAINTIFF'S OPPOSITION TO**
6 **DEFENDANT'S MOTION FOR RELIEF FROM ORDER AFTER HEARING**
7 **REGARDING HEARING ON JANUARY 25, 2021 AND MOTION FOR LEAVE TO**
8 **FILE A RENEWED MOTION TO DISQUALIFY JUDGE PERRY; AND**
9 **COUNTERMOTION FOR LEAVE OF COURT TO REFINANCE, TO DEEM**
10 **DEFENDANT VEXATIOUS LITIGANT, WAIVE DONNA'S HOUSE FEES, AND FOR**
11 **AN AWARD OF ATTORNEY'S FEES AND COSTS.**

12 I, BRADLEY BELLISARIO, declare under penalty of perjury:

- 13 1. I have read the foregoing motion, and the factual averments it contains are true and
14 correct to the best of my knowledge, except as to those matters based on information
15 and belief, and as to those matters, I believe them to be true. Those factual averments
16 contained in the referenced filing are incorporated here as if set forth in full.
17 2. This Declaration is made in good faith and not made for the purpose of delay.

18
19 I declare under penalty of perjury under the law of the State of Nevada that the foregoing is
20 true and correct.

21 DATED this 29th day of April 2021.

22 /s/ Bradley Bellisario
23 Bradley Bellisario
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25
26

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6 **CERTIFICATE OF SERVICE**

7
8 I hereby certify that I am Defendant in the above-entitled matter, and on the 27th day of
9 April 2021, I served by and through Wiz-Net electronic service, pursuant to Clark County District
10 Court Administrative Order 14-2 for service of documents identified in Rule 9 of the N.E.F.C.R.,
11 the foregoing REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION:
12

13 Amanda Roberts, Esq.
14 E: efile@lvfamilylaw.com
15 *Attorney for Plaintiff*

16 By: /s/ Bradley Bellisario
17 Bradley Bellisario, *Defendant Pro Se*
18
19
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EXHIBIT A

APRIL 27, 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,

Please be advised that I am in receipt of your letter regarding the Discovery Dispute Conference dated April 27, 2021 in which you state you are not available on Friday April 30, 2021. I am available any time after noon on Thursday, April 29, 2021. Please designate a time you are available for the Discovery Dispute Conference.

Please also respond regarding visitation and mental health treatment for my children.

Additionally, I am willing to entertain a reasonable settlement offer. I have no money. I make no money. Your client can continue to throw her Father's money down toilet and hide her assets all she wants. However, ultimately, it's just a waste of her and my time and I believe you should advise her that hidden assets are discoverable after decree of divorce and divorce decrees are voidable by presentation of fraud. Your client is actively alienating the children and is exhibiting all the characteristics of pathogenic parenting. I know she feels like she needs to win, however she's only hurting the children by her actions. Alternatively, instead of settling the whole claim we can bifurcate the custody and financial. She can spend as much money as she wants searching for money that doesn't exist. I'm willing to be reasonable, but if she keeps withholding the children and alienating, I will never give up fighting to make sure my kids aren't solely in the hands of that monster.

As for makeup visitation regarding Sunday, April 11, 2021 I suggest Saturday, May 1st or Saturday, May 8th. I will not continue to postpone visitation for weeks at which time your client is going probably withhold visitation anyway. It needs to be in the near future since I have only seen Brayden for 2 hours over the past 3 months. Additionally, as your client doesn't seem to want to switch Mother's Day visitation, I will take that offer off the table and I will make plans to be there on May 9th for court Ordered visitation.

Since you have not agreed to remove Donna's House from consideration entirely, I will be filing a motion this week. It's funny how your client claims to have no money, but she continues to multiply litigation and fees. I believe you know you're getting paid regardless and are just continuing to commit fraud upon the court. It seems to be your specialty.

Can't wait to hear from you,

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

EXHIBIT B

From: **Wells Fargo Online** alerts@notify.wellsfargo.com
Subject: Your Wells Fargo account ending in 9522 is closed
Date: December 5, 2020 at 7:00 AM
To: bradb@hellmancdsw.com



View your closed account ending in 9522 online

Your deposit account ending in 9522 was closed on 12/03/2020.

You can continue to view **Statements and Documents** for this account online for approximately 90 days from the date your account was closed.

If you have any questions, please call us at 1-800-869-3557, 24 hours a day, 7 days a week, or visit a Wells Fargo banking location to speak with a banker. To find a location near you, visit us online at [wellsfargo.com/locator](https://www.wellsfargo.com/locator).

Thank you. We appreciate your business.

Wells Fargo Bank, N.A.

[wellsfargo.com](https://www.wellsfargo.com) | [Security Center](#)

Please share the content of this notice with all account owners.
Please do not reply to this automated email.
Wells Fargo Bank, N.A., Member FDIC.

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EXHIBIT C

ENTITY INFORMATION**ENTITY INFORMATION****Entity Name:** THE MAYDAY
CORPORATION**Entity Number:** C20279-2000**Entity Type:** Domestic Corporation
(78)**Entity Status:** Revoked**Formation
Date:** 07/28/2000**NV Business ID:** NV20001372608**Termination
Date:** Perpetual**Annual Report Due
Date:** 7/31/2019**REGISTERED AGENT INFORMATION****Name of
Individual or
Legal Entity:** MARISELA CARDONA**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