

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

\* \* \* \* \*

AHED SAID SENJAB,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA, IN  
AND FOR THE COUNTY OF CLARK, AND  
THE HONORABLE T. ARTHUR RITCHIE,  
DISTRICT COURT JUDGE,

Respondents,

and

MOHAMAD ALHULAIBI,

Real Party in Interest.

S.C. No.:

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D.C. Case No.:

D-20-606093-D

Elizabeth A. Brown  
Clerk of Supreme Court

**PETITIONER'S APPENDIX**

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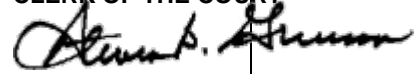
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**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**  
\* \* \* \* \*

AHED SAID SENJAB

Plaintiff,

vs.

MOHAMAD ALHULAIBI

Defendant.

CASE NO.: D-20-606093-D  
T-20-203688-T

DEPT. NO.: H

**OPPOSITION TO PLAINTIFF'S MOTION FOR TEMPORARY**  
**CUSTODY, VISITATION, AND CHILD SUPPORT AND**  
**COUNTERMOTION FOR PRIMARY PHYSICAL CUSTODY<sup>1</sup>**

COMES NOW, Defendant, MOHAMAD ALHULAIBI, by and through his counsel,  
DAVID MARKMAN, of MARKMAN LAW, and hereby files his OPPOSITION TO  
PLAINTIFF's MOTION FOR TEMPORARY CUSTODY, VISITATION, AND CHILD  
SUPPORT AND COUNTERMOTION FOR PRIMARY PHYSICAL CUSTODY.

<sup>1</sup> See NRS 125D.160(2); NRS 125.470(2); NRS 125A.335(1). The uniform acts go along way toward avoiding a "Catch-22" by providing limited immunity- a party participating in a UCCJEA proceeding has immunity from both accidental appearance and from service of civil process while litigation the proceedings or while physically present to participate in them. NRS 125A.265. This immunity provision covers a party to a child custody proceeding."



1 This opposition and countermotion are based upon the attached Points and Authorities,  
2 any and all pleadings and papers on file in this matter, and any oral representation that may take  
3 place at the hearing of this motion.  
4

5 **I.**  
6 **STATEMENT OF FACTS AND PROCEDURAL POSTURE**  
7

8 **a) Procedural Posture**

9 On June 17<sup>th</sup>, 2020, the District Court granted Mohamad's Motion to Dismiss the divorce  
10 action for lack of subject matter jurisdiction. The matter went up on appeal as Nevada Supreme  
11 Court Case No. 81515. The appeal has been decided and this Court has ordered that the temporary  
12 custody orders from the T case be instituted in the instant matter. Mohamad maintains his position  
13 that this Honorable Court does not have jurisdiction to make permanent custody orders as the  
14 Minor child did not live in Nevada for the requisite six months prior to the filing of the divorce  
15 complaint. Further, that this Honorable Court does not have jurisdiction to make permanent  
16 custodial orders while appeals remain pending before the Nevada Supreme Court in Nevada  
17 Supreme Court Case No. 82121 and 82114.  
18

19  
20 Mohamad has become aware that the remitter from Case No. 81515 was filed on  
21 November 16, 2021 and Mohamad will be filing a Motion to Dismiss based on lack of subject  
22 matter jurisdiction due to the pending appeals and six month residency requirement of the minor  
23 child. Mohamad opposes the temporary motion for custodial orders in order to address the  
24 concerns while allowing time for the remaining appeals to be decided. Again Mohamad does not  
25 wish to waiv any arguments or defenses for the remaining appeals, nor does he agree to Subject  
26 Matter Jurisdiction by any Court in the State of Nevada as it relates to custodial orders. Further,  
27

1 that Mohamad addresses the temporary motion in order to facilitate the management of child  
2 related issues and reduce litigation costs during the ongoing pandemic.

3 The divorce complaint was filed on March 24, 2020. The Minor Child moved to Nevada  
4 on or about January 13, 2020.

5  
6 Mohamad and Plaintiff are both citizens of Syria. Mohamad and Plaintiff have one son  
7 together, Ryan Mohamad Alhulaibi (“Minor Child”), born on February 16, 2019 in Saudi Arabia.  
8 The Minor is not a citizen of the United States. Mohamad has the Minor three (3) days a week.  
9 Mohamad has joint physical custody and joint legal custody. Mohamad has the minor child from  
10 Thursday at 6pm until Sunday at 5pm.  
11

12 **b) Facts Specific to Custody**

13 Ahed has lived in a shelter since February 2020. Where the Minor has had at least a few  
14 covid scares and other health related conditions. Despite having the resources, Ahed has not  
15 attempted to leave the shelter to find more permanent accommodations. It recently came to light  
16 that the minor child was hit by another child while in school either at the shelter or the school  
17 Ahed has him enrolled in. Mohamad only discovered the incident, when Mohamad asked the  
18 minor how he had fresh marks and bruises on his face and the minor informed him that he was  
19 hit by classmates. Please see attached as **Exhibit 1**, talking Parents messages between the parties  
20 regarding the bruises and other co-parenting concerns (Ahed’s responses are in white). Ahed then  
21 later confirmed the incident. Mohamad has no access to the school that Ahed has enrolled the  
22 Minor in, and she will not provide any access for Mohamad to communicate with the teachers  
23 despite there being a physical altercation involving the Minor.  
24  
25

26 In recent months the Minor child has been more scared to go with his mother at the  
27 custody exchanges prompting Mohamad to document the minor’s hesitation. On the custody drop  
28

1 off of October 24, 2021, Mohamad took a video of the minor due to his fear in which the minor  
2 said he did not want to go to his mother because she hits him, even though Mohamad tells the  
3 minor that he has to go see his mother, the minor child really did not want to go. Please see a true  
4 and accurate copy of the video attached to the google drive.

5  
6 <https://drive.google.com/drive/folders/1nKEdrwYsyV4q42kvmRUyWNDq0mubBiKC>

7 On another occasion, the minor child informed Mohamad that his mother hits him on the  
8 legs. The bruising on the minor's legs stopped occurring after Mohamad reported what he  
9 believed to be abuse by the mother to Child Protective Services.

10  
11 Moreover, it has come to Mohamad's attention that Ahed has been disparaging Mohamad  
12 to every person they both have contact with such as doctors, teachers, and presumably Donna's  
13 House.

14 That while Mohamad has remained in the United States he is prepared to leave at the  
15 beginning of 2022 and as there are no further studies that his VISA is eligible for after the  
16 completion of his current internship program.

17  
18 **c) The Purported Domestic Violence**

19 Mohamad has vehemently denied from the outset that any domestic violence has  
20 occurred. Mohamad continues to deny said allegations of domestic violence. As to any criminal  
21 charges brought against Mohamad related to the domestic violence allegations, Mohamad  
22 entered a plea of not guilty, after which negotiations continued, whereupon if Mohamad met  
23 certain conditions, the case would be dismissed. Mohamad never entered a plea other than not  
24 guilty. The case has been dismissed.

25 On February 9, 2020, Applicant called the Las Vegas Metropolitan Police Department  
26 ("LVMPD") on Mohamad. Mohamad believes the call was part of a plan for Ahed to remain in  
27

1 the United States as her brother in law was set to drive across the United States from Maryland.  
2 When LVMPD showed up to the parties apartment, Applicant alleged only that she and  
3 Mohamad had a verbal argument. Ahd also informed LVMPD that her brother in law was  
4 coming from the State of Maryland to pick her up. At which point LVMPD admonished  
5 Applicant that she cannot take the minor child from Nevada. Please see attached as **Exhibit 2**,  
6 a true and correct copy of the LVMPD record from February 9th, 2020.  
7

8 After the February 9, 2020 incident, and after Applicant had time to create a story, on  
9 February 10, 2020, Mohamad called LVMPD so that they could escort him to his residence  
10 while he retrieved some items. Please see attached as **Exhibit 3**, a true and correct copy of the  
11 LVMPD record from February 10th, 2020. While Mohamad was getting some of his items,  
12 Applicant alleged to LVMPD that Mohamad was both physically abusive and threatened to  
13 physically abuse her, even though she never brought up physical abuse or threats of violence to  
14 the responding officers on February 9th. Mohamad vehemently denies that he was ever  
15 physically abusive, used unlawful force, violence or threatened physical violence against Ahd.

16 The statements made by Ahd to LVMPD in the February 10th police report contradict  
17 her Protection Order application. In the police report she claims she called the Police on  
18 February 1, but that 911 did not answer, but in the application she said she had mixed feelings  
19 about calling the police. The police report goes on and Ahd said she possibly contacted the  
20 police on February 4<sup>th</sup>, but there is no mention of contacting the police on February 4<sup>th</sup> in the  
21 protection order application. Ahd produced nothing to show she ever contacted the Police prior  
22 to February 9<sup>th</sup>, 2020. Ahd claims in her application for a Protection Order that Mohamad hit  
23 her in the face, but neither time did the police see any marks on her face. In the police report,  
24 Ahd claims Mohamad threw a box at her legs but in the application she claims he threw a box  
25 at her face and other items at her legs.  
26

27 Text messages between the parties on February 4<sup>th</sup> also show the parties having a loving  
28 conversation throughout the day while Mohamad was working. Please see attached as **Exhibit 4**.

true and correct copies of text messages between the parties on February 4<sup>th</sup>. The texts extend throughout the day going from 1pm until 8pm, it is clear from the texts that there was no harm done throughout the day as alleged by Ahed. The texts the next day on February 5<sup>th</sup>, start the same way very pleasant and loving and extend throughout the day. Please see attached as **Exhibit 5**, true and correct copies of texts between the parties on February 5<sup>th</sup>. Nothing in the texts show any apprehension or any alleged acts of abuse on February 4<sup>th</sup> or 5<sup>th</sup> but showed a couple that was in love and co-parenting together. The text between the parties on the 6<sup>th</sup> and 7<sup>th</sup> of February also show the parents co-parenting and Mohamad inquiring about the vaccinations the Minor Child is to receive. Please see attached as **Exhibit 6**, true and correct copies of texts between the parties on February 6<sup>th</sup> and 7<sup>th</sup>.

Thereafter, on February 12, 2021, the parties conducted an evidentiary hearing in which Ahed alleged that there were new acts of domestic violence and/or the threat of domestic violence in order to receive an extension of the TPO. The hearing master found multiple of Ahed's allegations lacked credibility and denied her extension of the TPO. Please see attached as **Exhibit 7** the relevant pages of the Hearing Master's Report and Recommendations.

## II.

**LEGAL ARGUMENT:**

Mohamad's opposition is limited. First, Mohamad would again want the record to reflect that his opposition is limited to temporary custody as he maintains the position in which he does not oppose temporary orders while he has to remain in the United States pending the appeals as he does not believe addressing temporary custodial orders should grant any subject matter jurisdiction that should effect his arguments on appeal. It is further his position that addressing temporary custodial orders does not confer subject matter jurisdiction to any Nevada Court to

1 decide permanent custodial orders. Mohamad's arguments include the preservation of all items  
2 still remaining on appeal as set forth fully at the May 30, 2021. That his continued presence in  
3 Nevada remains temporary, that his presence is solely because he believes its in the Minor child's  
4 best interest for his father to be close, and that for the purposes of any future hearing or motion  
5 the time this matter has been on appeal should not be used against him for any purposes.  
6

7 **A) MOHAMAD CONTINUES TO DENY ANY DOMESTIC VIOLENCE**  
8 **OCCURRED. THE CRIMINAL CHARGES HAVE BEEN DISMISSED AND NO**  
9 **COURT HAS FOUND WITH CLEAR AND CONVINCING EVIDENCE THAT ANY**  
10 **DOMESTIC VIOLENCE OCCURRED**

11 Mohamad has vehemently denied from the outset that any act of domestic violence has  
12 occurred against Ahed. Mohamad has pointed out numerous inconsistencies in Ahed's statements  
13 and how they changed to best suit her purposes.

14 In relevant part 125C.0035 states:

15 (5) Except as otherwise provided in subsection 6 or NRS 125C.210, a  
16 determination by the court after an evidentiary hearing and finding by clear and  
17 convincing evidence that either parent or any other person seeking physical custody  
18 has engaged in one or more acts of domestic violence against the child, a parent of  
19 the child or any other person residing with the child creates a rebuttable  
20 presumption that sole or joint physical custody of the child by the perpetrator of the  
21 domestic violence is not in the best interest of the child. Upon making such a  
22 determination, the court shall set forth:

23 Here, no Court has determined by clear and convincing evidence that any Domestic  
24 Violence occurred. The criminal charges were ultimately dismissed. A temporary  
25 protection order was issued in March 2020 prior to Mohamad's ability to collect the police  
26 reports and records that showed Ahed's inconsistent statements. In the most recent  
27 evidentiary hearing on March 2021 to extend the protection order, the hearing master found  
28 multiple statements by Ahed to lack credibility. Therefore, no Court has determined by  
clear and convincing evidence that any domestic violence has been perpetuated by

1 Mohamad.

2       Ahed attempts to make issue about 15 incidents that occurred prior to her filing a motion  
3 in November of 2020. At the evidentiary hearing the parties addressed the matters, as most of the  
4 issues brought up by Ahed were diaper rashes and through her own testimony it was shown that  
5 she was not changing the minor's diaper often enough. Instead, the Minor would wear the same  
6 diaper for 4-6 hours before his diaper change causing the minor to have severe diaper rash.  
7

8       Nothing from the Evidentiary hearing on March 30, 2021, lent any credibility to Ahed's  
9 arguments that Mohamad was harming the minor child. Instead, it showed Ahed's repeated desire  
10 to use the Court system to her advantage in an attempt to deprive Mohamad from seeing his son  
11 and to further her plan to remain in the United States by any means necessary. No protection  
12 orders or modifications to any custodial orders were issued as a result of the evidentiary hearing  
13 and all allegations from that time predate November 2020.  
14  
15

16       **1)       BEST INTEREST OF THE CHILD**

17       Mohamad believes it is in the best interest of the child for him to have primary physical  
18 custody as Ahed remains in the shelter since February of 2020. That upon information and belief  
19 Ahed has done nothing to better her situation such as obtaining a job or using her family's  
20 resources and money to leave the shelter. That Mohamad believes that his son should no longer  
21 be in the shelter as it is not good for the Minor's long-term health. Therefore, he proposes that  
22 he have primary physical custody of the Minor until Ahed can move out of the shelter.  
23  
24  
25  
26  
27  
28

1 Nevada's Supreme Court has held in *Truax*<sup>2</sup> that the appropriate standard to modify a joint  
2 physical custody arrangement to one parent having primary physical custody is the best interest of  
3 the child standard. *Id.* at 439.

4  
5 NRS 125C.0035 requires that the sole consideration of the court be the best interest of the  
6 child when determining the custody of a minor child. NRS 125.480(4) provides that in  
7 determining the best interest of the child, the court shall take into consideration the following:

- 8 (a) The wishes of the child if the child is of sufficient age and capacity to form an  
9 intelligent preference as to his or her physical custody.  
10 (b) Any nomination of a guardian for the child by a parent.  
11 (c) Which parent is more likely to allow the child to have frequent associations and  
12 a continuing relationship with the noncustodial parent.  
13 (d) The level of conflict between the parents.  
14 (e) The ability of the parents to cooperate to meet the needs of the child.  
15 (f) The mental and physical health of the parents.  
16 (g) The physical, developmental and emotional needs of the child.  
17 (h) The nature of the relationship of the child with each parent.  
18 (i) The ability of the child to maintain a relationship with any sibling.  
19 (j) Any history of parental abuse or neglect of the child or a sibling of the child.  
20 (k) Whether either parent or any other person seeking physical custody has engaged  
21 in an act of domestic violence against the child, a parent of the child or any other  
22 person residing with the child.  
23 (l) Whether either parent or any other person seeking physical custody has  
24 committed any act of abduction against the child or any other child.

25  
26 **a. Wishes of the Child if of Sufficient Age and Capacity**

27 The minor child is two (2) years old. Therefore, the child is not of sufficient age or capacity  
28 to have any input.

**b. Any nomination by a parent or a guardian of the children**

---

<sup>2</sup> *Truax v. Truax*, 110 Nev. 437; 874 P.2d 10 (1994).



1 The parties currently share joint legal and physical custody. Mohamad now nominates  
2 himself as the primary physical custodian based upon the child's best interest as Plaintiff will  
3 make sure that the Minor Child has a stable home environment and attends preschool classes.  
4

5 **c. Parent More Likely to Allow Frequent Associations with the Other Parent**

6 Mother/Ahed withheld the child, on multiple occasions in the past. Mohamad will make  
7 sure the minor child still sees Mother/Ahed as ordered. Mohamad has facilitated facetime  
8 conversations with Ahed while having the minor child. Mohamad has also reiterated to the  
9 minor that his mother loves him even when the Minor did not want to visit her. Mohamad  
10 believes that the child's best interests will be served by living with him at the apartment, and  
11 where Mohamad can take him to a preschool on more days per week that teaches both in English  
12 and Arabic.  
13

14 **Level of Conflict Between the Parents**

15 The level of conflict between the parties is moderate at this point. Including Ahed not  
16 telling Mohamad about the incidents that happened to the Minor child. As well as differences  
17 of opinions about parenting choices.  
18

19 **d. The Ability of the Parents to Cooperate to Meet the Needs of the Children**

20 The parties have been able to cooperate to meet the child's needs. The child's needs have  
21 been and as shown by the taking parents conversations Ahed is the party that is more aggressive  
22 and controlling in the exchanges. Mohamad denies that domestic violence occurred. Denies that  
23 he treats Ahed with anything other than respect the parent of his child should have. The parties  
24 have not lived together for almost two years and have been co-parenting ever since and  
25 increasingly more since the parties have started using talking parents beginning in May 2021.  
26

27 **e. Mental and Physical Health of Parents**

1 Plaintiff is in excellent mental and physical health. Upon information and belief,  
2 Defendant is in good physical health, but he is unaware of the status of her mental health.

3 **f. The Physical, Developmental and Emotional Needs of the Children**

4 The minor child will be better served by spending time in a more stable home than  
5 continuing to live in a shelter. The minor child has lived the majority of his life in a shelter when  
6 Mohamad can provide a stable and loving environment. Moreover, the Minor does not seem to  
7 be getting the nurturing from his mother that he deserves as the Minor has been scared to see his  
8 mother over the past few months, due to her apparently striking the minor child. Mohamad has  
9 had joint physical custody of the minor child dating back to April 2020 and the minor is doing  
10 better while in his custody.  
11

12 **g. The Nature of the Relationship of the Child with Each Parent**

13 Mohamad loves his son very much and has a closely bonded relationship with his son.  
14 Mohamad believes that Ahed also loves her son but is making some self-serving choices which  
15 do not serve the child's best interests. Mohamad, also believes that Ahed is hitting the minor  
16 child on the arms and legs as a form of punishment despite the minor being less than three years  
17 old.  
18

19 **h. The ability of the child to maintain a relationship with any sibling.**

20 The minor child has no siblings.

21 **i. Any history of parental abuse or neglect of the child or a sibling of the child**

22 No history of parental abuse or neglect. Mohamad did report Ahed to CPS in June 2021  
23 after the minor told Mohamad that his mother struck him on the legs and hands. CPS was unable  
24 to substantiate the abuse but following the report bruising on the minor significantly decreased.  
25  
26  
27  
28

1           **j.     Whether either parent has engaged in acts of domestic violence against the**  
2           **children, a parent or any other person**

3           Ahed alleged domestic violence was committed by Mohamad. The criminal case against  
4           Mohamad was dismissed on August 23, 2021. Mohamad vehemently denies any abuse occurred.

5           **k.     Whether either parent or any other person seeking custody has committed**  
6           **any act of abduction against the child or any other child.**

7           Neither party has committed any act of abduction against the children or any other  
8           child(ren). Although, Defendant/Mother did withhold the Minor from Plaintiff on his custodial  
9           days.

10          Therefore, Mohamad would request that he be given primary physical custody of the  
11          minor child until mother is able to relocate from the shelter as she has been there for over a year  
12          and a half and living in the shelter is not in the best interest of the minor child. If this Court does  
13          not believe changing physical custody to Mohamad having primary physical custody is  
14          appropriate, then Mohamad would request additional time with the Minor child as it is not in the  
15          Minor's best interest to continue to grow up in a shelter when Mohamad has a stable and loving  
16          home that the minor child can live at.

17  
18          **2)     BEHAVIOR ORDER**

19          Mohamad requests a behavior order to issue. So that Ahed will stop telling the Minor  
20          child's teachers and doctors that she was abused by Mohamad especially now that the criminal  
21          case has been dismissed.

22  
23          **3)     CHILD SUPPORT**

24          Pursuant to Ahed's financial disclosure she makes no money, has no child rearing  
25          expenses and therefore has not incurred any child related expenses. Mohamad has produced his  
26          income and the amount of debt he has incurred while continuing to live in the United States  
27          despite having prospects to obtain much more lucrative opportunities if he were to leave the  
28

1 United States. Mohamad has never made more than the 150% of the federal poverty level while  
2 working in the United States. As Ahed has spent no money on the minor child's expenses,  
3 Mohamad should not be ordered to pay any back child support. If Mohamad is ordered to pay  
4 any amount of back child support it should go to any governmental entity who can come after  
5 Mohamad for back support since it could negatively affect his future immigration to the United  
6 States. Moreover, Mohamad has had the minor 3 days a week since at least April of 2020 so  
7 Ahed's argument that she has the primary responsibilities for the minor's necessities is ludicrous.  
8 Moreover, Mohamad had times where he was unemployed and making no money while waiting  
9 for a work permit.  
10

11  
12 Mohamad only recently began making \$15 per hour. Prior to that he was making \$12 per  
13 hour. Mohamad should not be ordered to pay anything more than the minimum temporary child  
14 support allowed by statute moving forward and Mohamad should only be ordered to pay the  
15 minimum amount to Ahed after she moves out from the shelter.  
16

### 17 **III. CONCLUSION**

18 For the above reasons, Mohamad respectfully requests that the Court deny Ahed's motion  
19 and instead grant him primary physical custody until Ahed can leave the shelter.  
20

21 DATED this 16<sup>th</sup> day of November, 2021.

22 **MARKMAN LAW**

23 /s/ David Markman  
24 DAVID A. MARKMAN, ESQ.  
25 Nevada Bar No. 12440  
26 **MARKMAN LAW**  
27 4484 S. Pecos Rd., Suite 130  
28 Las Vegas, NV 89121

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**From:** Mohamad Alhulaibi <alhulaib@unlv.nevada.edu>  
**Sent:** Tuesday, November 16, 2021 9:40 PM  
**To:** David Markman  
**Subject:** Re: Review Opposition to Motion For Temporary Custody

It looks good to me.

On Tue, Nov 16, 2021 at 9:39 PM David Markman <[david@markmanlawfirm.com](mailto:david@markmanlawfirm.com)> wrote:  
Mohamad,

Please review the attached opposition. Please respond that the opposition is true and correct knowing that your statement is under the penalty of perjury.

Thank you,

--

David Markman, Esq.  
Attorney

**MARKMAN LAW**

[4484 S. Pecos Rd. Suite #130](#)

[Las Vegas NV 89121](#)

Tel: 702-843-5899 / Fax: 702-843-6010

[David@Markmanlawfirm.com](mailto:David@Markmanlawfirm.com)

**MAIL CONFIDENTIALITY NOTICE:** The contents of this e-mail message and any attachments are intended solely for the addressee(s) and may contain confidential and/or legally privileged information. If you are not the intended recipient of this message or if this message has been addressed to you in error, please immediately alert the sender by reply e-mail and then delete this message and any attachments. If you are not the intended recipient, you are notified that any use, dissemination, distribution, copying, or storage of this message or any attachment is strictly prohibited. Receipt by anyone other than the named recipient(s) is not a waiver of any attorney-client, work product, or other applicable privilege.

--

Sincerely,  
**Mohamad Alhulaibi**  
Graduate Student

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I certify that I am an employee of MARKMAN LAW, and that  
3 on this 16<sup>th</sup> day of November 2021, I caused the foregoing document entitled OPPOSITION TO  
4 PLAINTIFF'S MOTION FOR TEMPORARY CUSTODY, VISITATION, AND CHILD  
5 SUPPORT AND COUNTERMOTION FOR PRIMARY PHYSICAL CUSTODY , to be served  
6 as follows:

7 [ X ] pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D) and Administrative  
8 Order 14-2 captioned "In the Administrative Matter of Mandatory Electronic  
9 Service in the Eighth Judicial District Court," by mandatory electronic service  
10 through the Eighth Judicial District Court's electronic filing system;

11 [ ] by placing same to be deposited for mailing in the United States Mail, in a sealed  
12 envelope upon which first class postage was prepaid in Las Vegas, Nevada;

13 [ ] pursuant to EDCR 7.26, to be sent via **facsimile**, by duly executed consent for  
14 service by electronic means;

15 [ ] sent out for hand-delivery via Receipt of Copy.

16 To the attorney(s) listed below at the address, email address, and/or facsimile number  
17 indicated below:

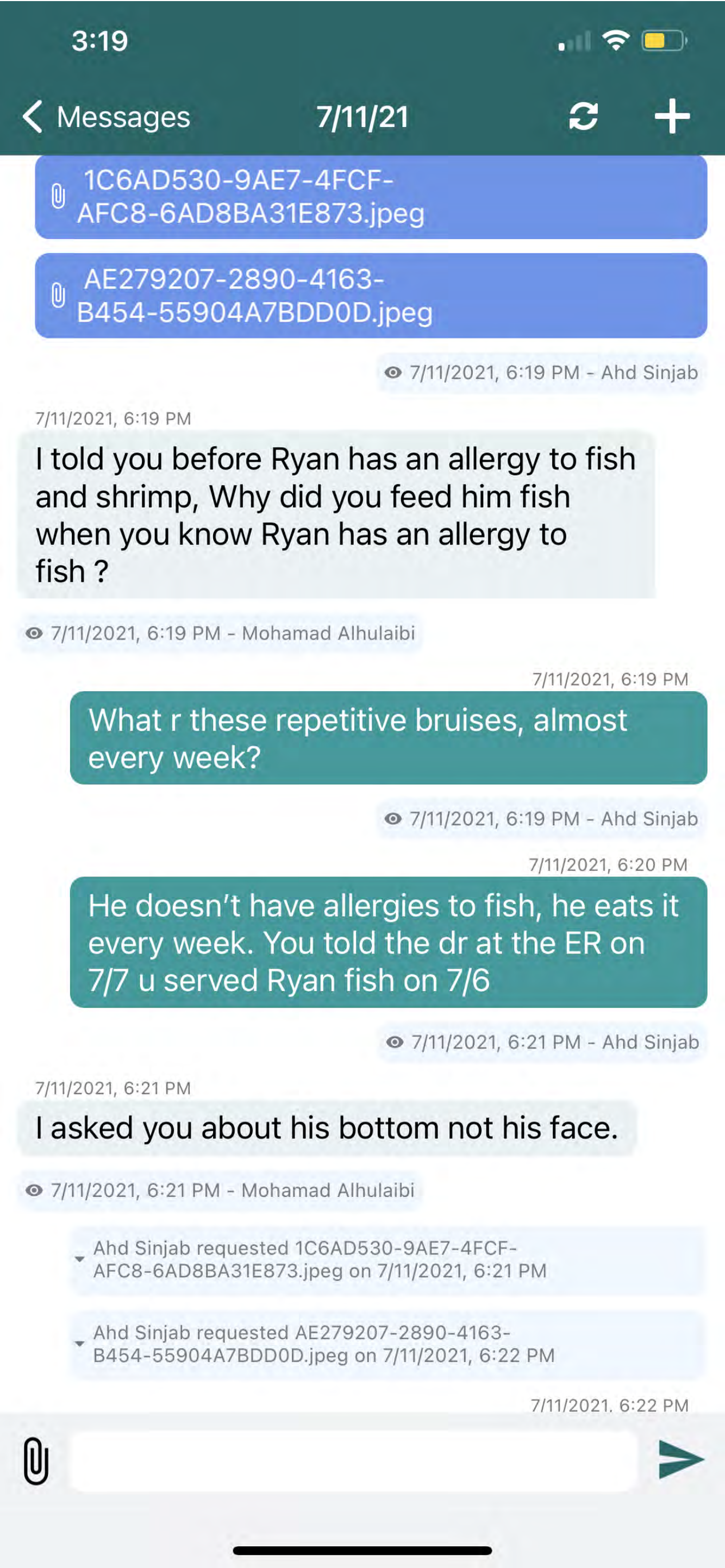
18 APRIL GREEN, ESQ.  
19 Nevada Bar 8340C  
20 BARBARA BUCKLEY  
21 Nevada Bar No. 3918  
22 LEGAL AID CENTER OF SOUTHERN NEVADA, INC.  
23 725 E. Charleston Blvd.  
24 Las Vegas, NV 89104  
25 asgreen@lacsns.org

26 /s/ David Markman  
27 David Markman, Esq.

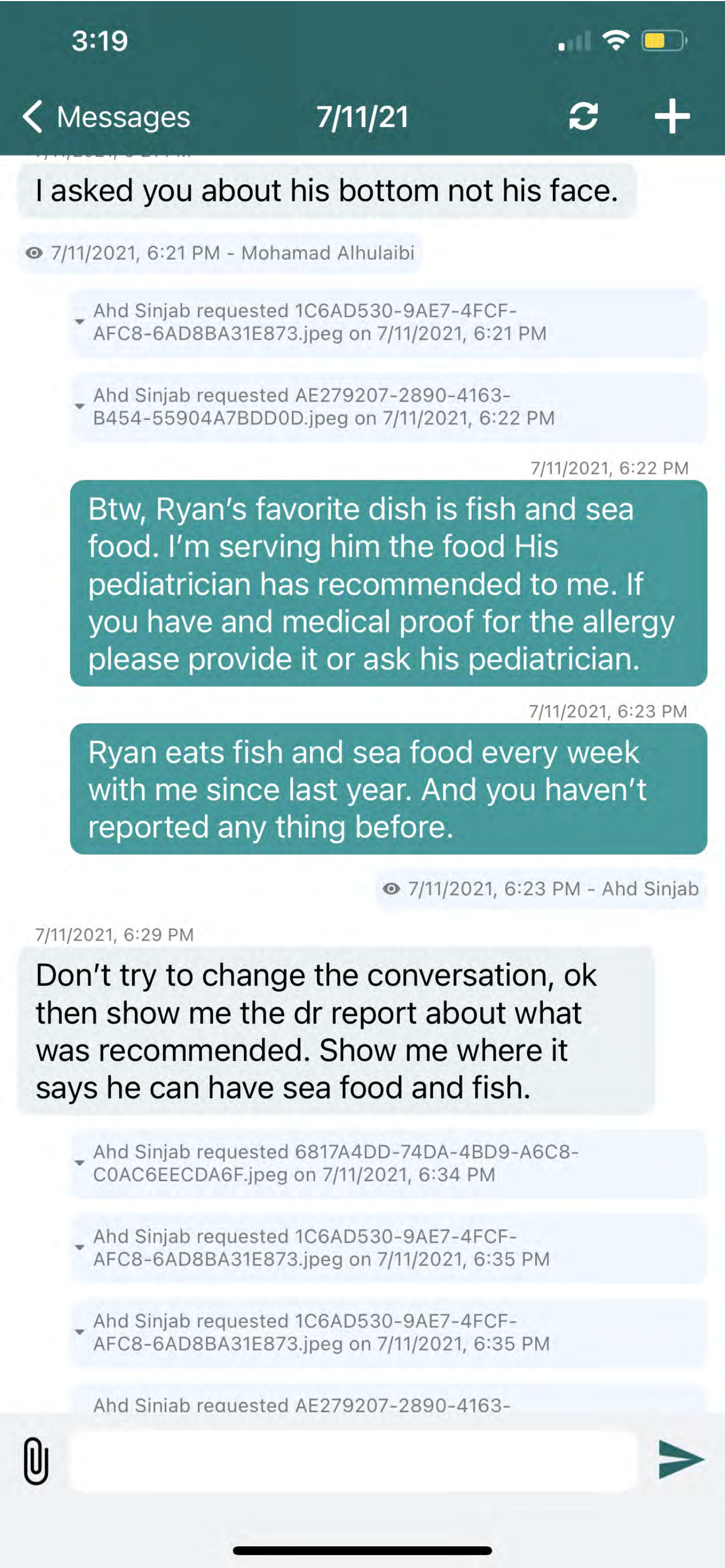
# EXHIBIT 1

# EXHIBIT 1











3:19



< Messages

7/11/21



Don't try to change the conversation, ok then show me the dr report about what was recommended. Show me where it says he can have sea food and fish.

▼ Ahd Sinjab requested 6817A4DD-74DA-4BD9-A6C8-C0AC6EECDA6F.jpeg on 7/11/2021, 6:34 PM

▼ Ahd Sinjab requested 1C6AD530-9AE7-4FCF-AFC8-6AD8BA31E873.jpeg on 7/11/2021, 6:35 PM

▼ Ahd Sinjab requested 1C6AD530-9AE7-4FCF-AFC8-6AD8BA31E873.jpeg on 7/11/2021, 6:35 PM

▼ Ahd Sinjab requested AE279207-2890-4163-B454-55904A7BDD0D.jpeg on 7/11/2021, 6:36 PM

👁 7/11/2021, 6:41 PM - Mohamad Alhulaibi

7/11/2021, 6:57 PM



07262774-118B-48D7-A3AE-0162A898B5DD.png

👁 7/11/2021, 6:57 PM - Ahd Sinjab

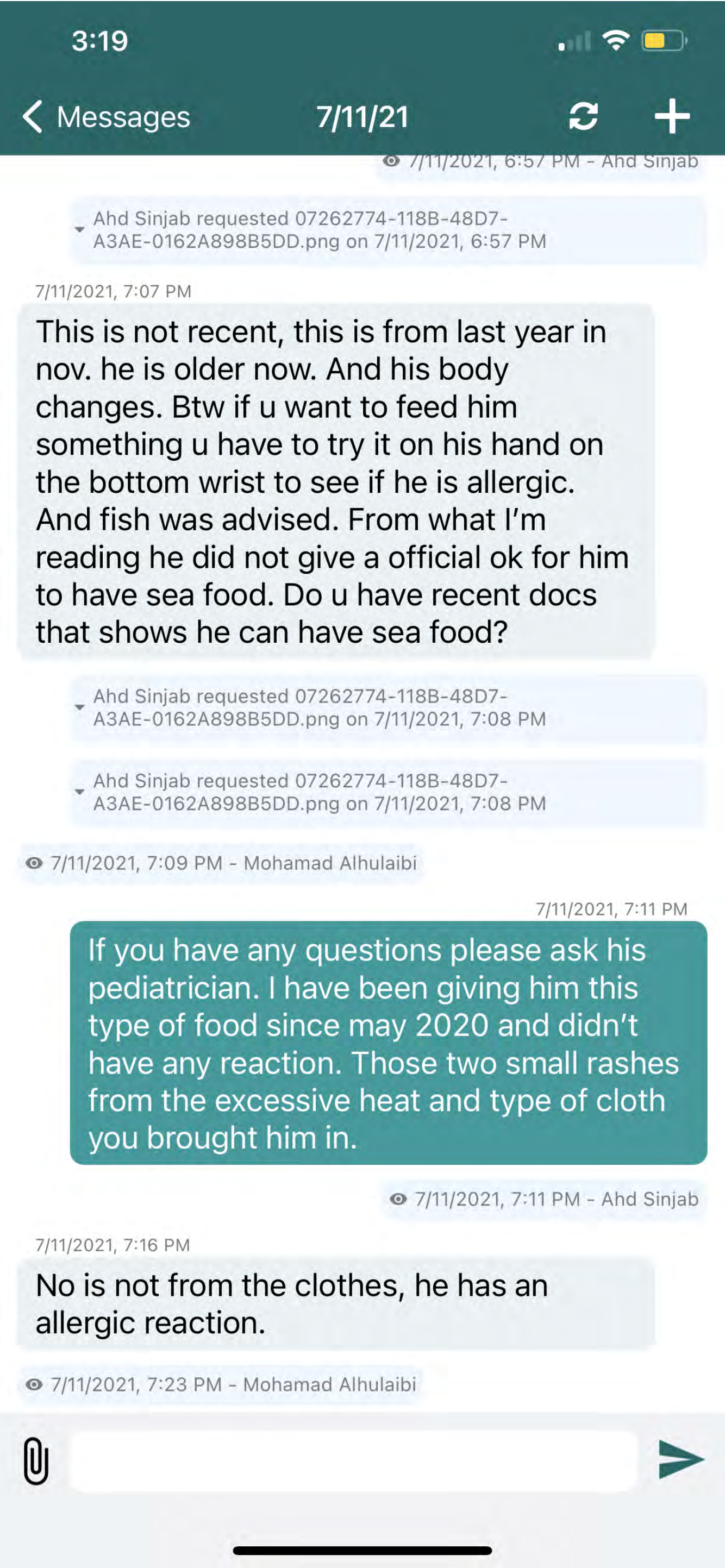
▼ Ahd Sinjab requested 07262774-118B-48D7-A3AE-0162A898B5DD.png on 7/11/2021, 6:57 PM

7/11/2021, 7:07 PM

This is not recent, this is from last year in nov. he is older now. And his body changes. Btw if u want to feed him something u have to try it on his hand on the bottom wrist to see if he is allergic. And fish was advised. From what I'm reading he did not give a official ok for him to have sea food. Do u have recent docs that shows he can have sea food?









3:22



< Messages

8.6.21



8/6/2021, 7:07 AM

Good morning, just a reminder.  
For cutting or shaving Ryan's hair, I can't allow that. You must respect Ryan's personal freedom and his love to his hair. Also his hair isn't long to hurt his eyes and you know that Ryan psychologically gets hurt when you fully cut his hair . Don't put Ryan in the disagreement that we have between us .

8/6/2021, 7:17 AM - Mohamad Alhulaibi

8/6/2021, 11:23 AM

I made an appointment for Ryan at Vol of medicine next week on Friday at 1pm and I will be there inshallah .

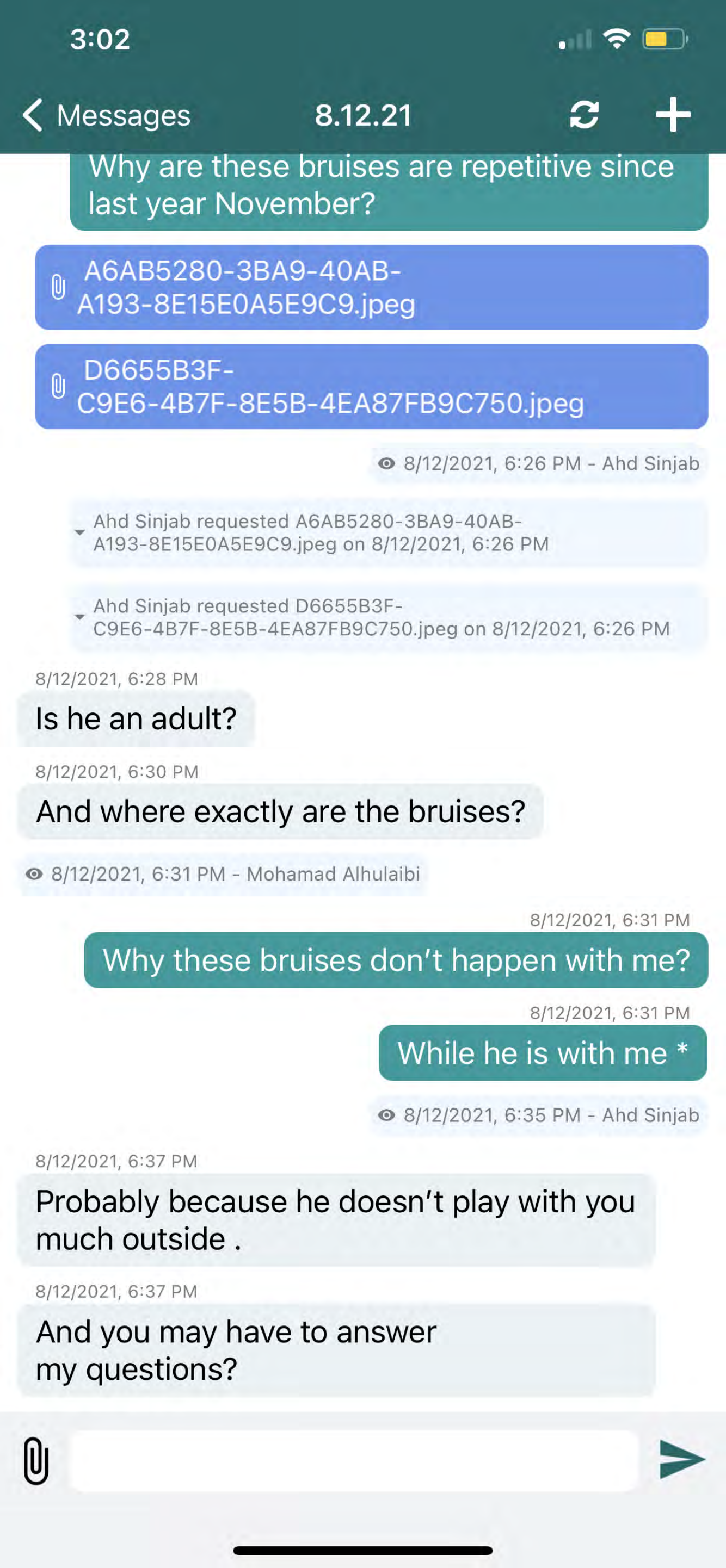
8/6/2021, 2:02 PM - Mohamad Alhulaibi

8/6/2021, 2:15 PM

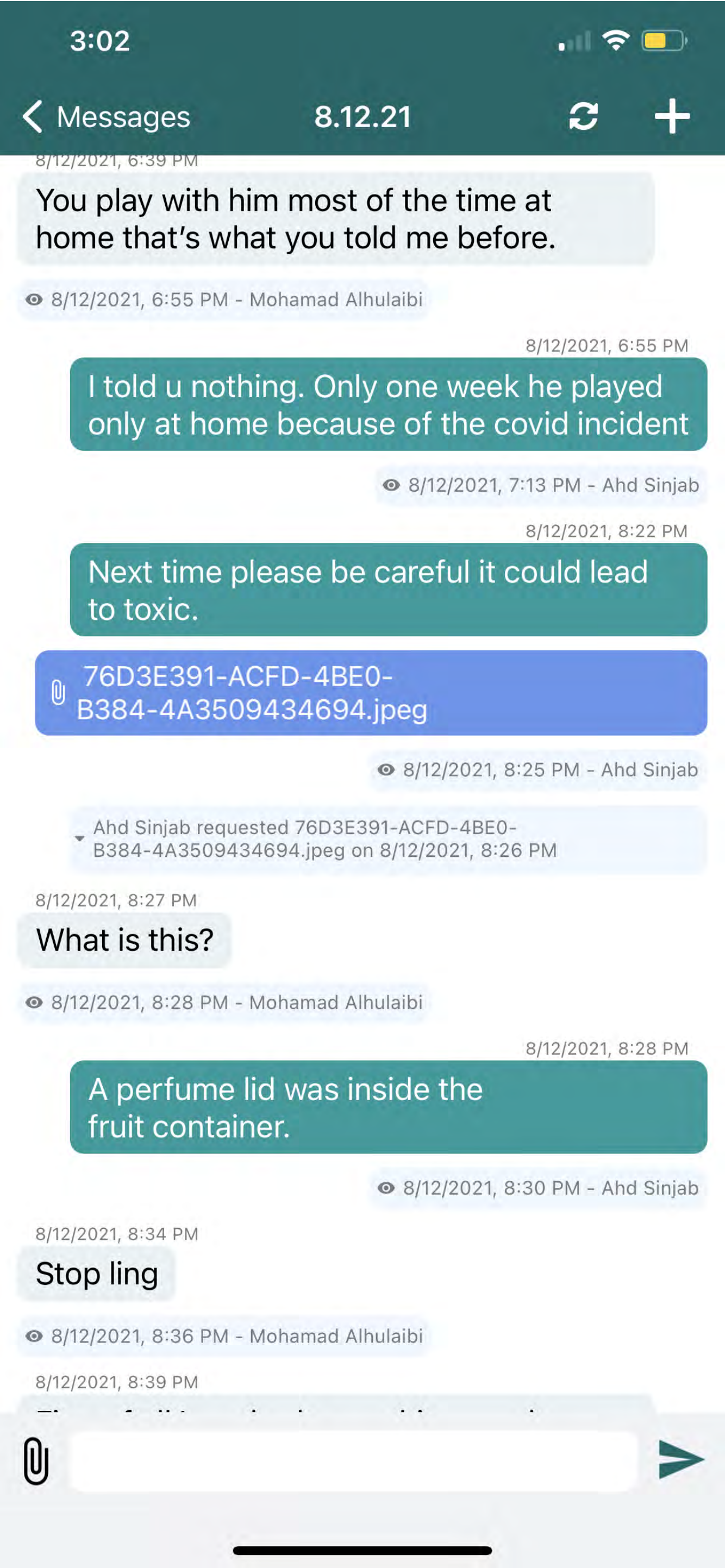
You know how much I love him and how much I care about him since the beginning

8/6/2021, 2:28 PM - Ahd Sinjab



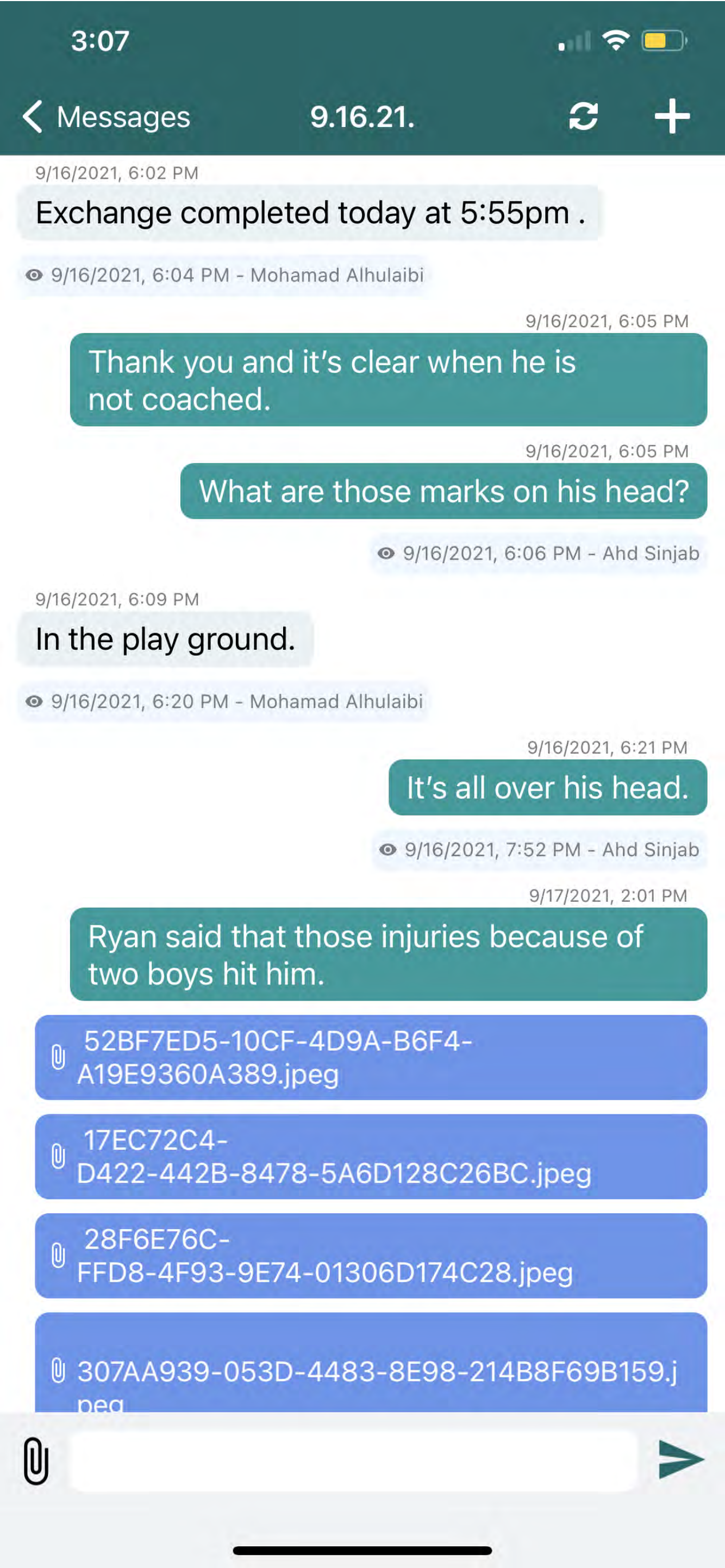




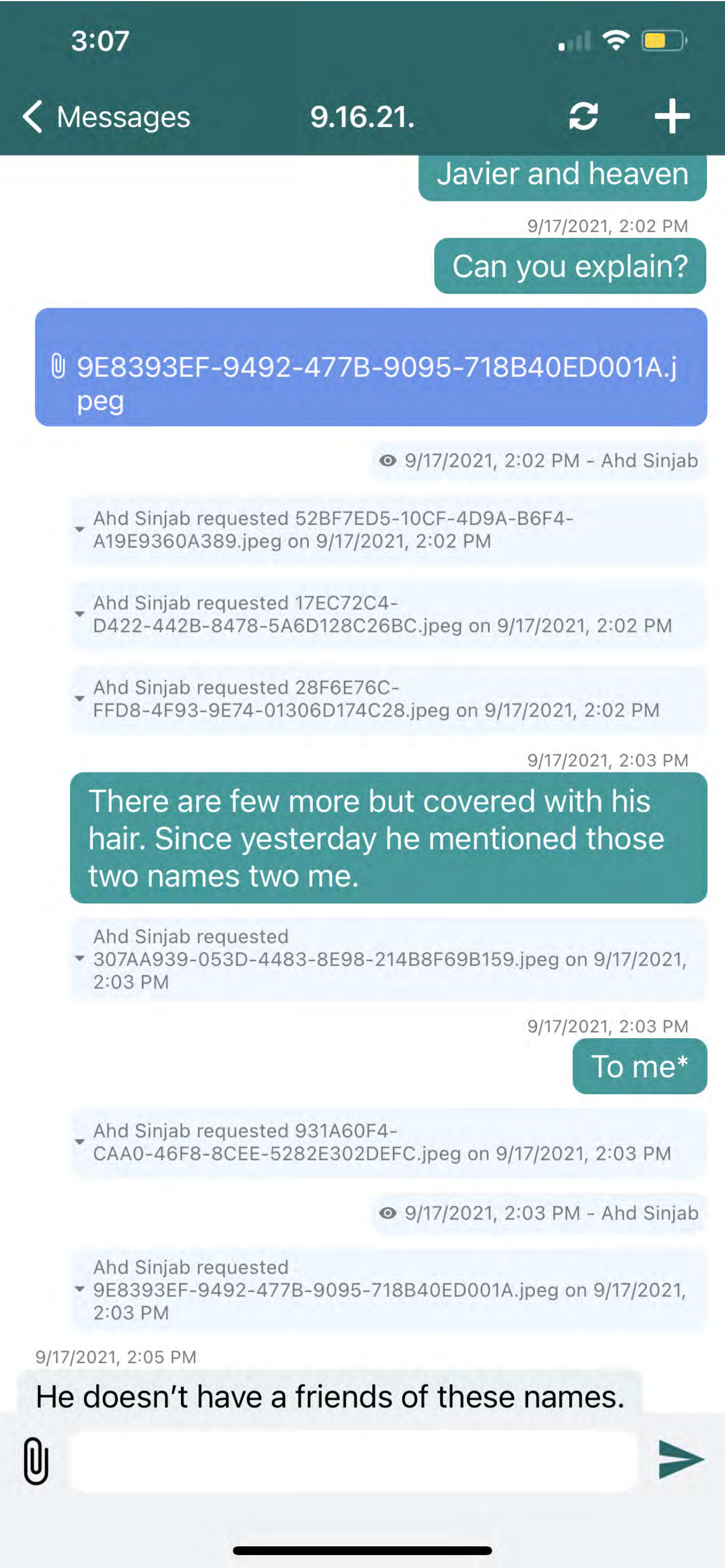






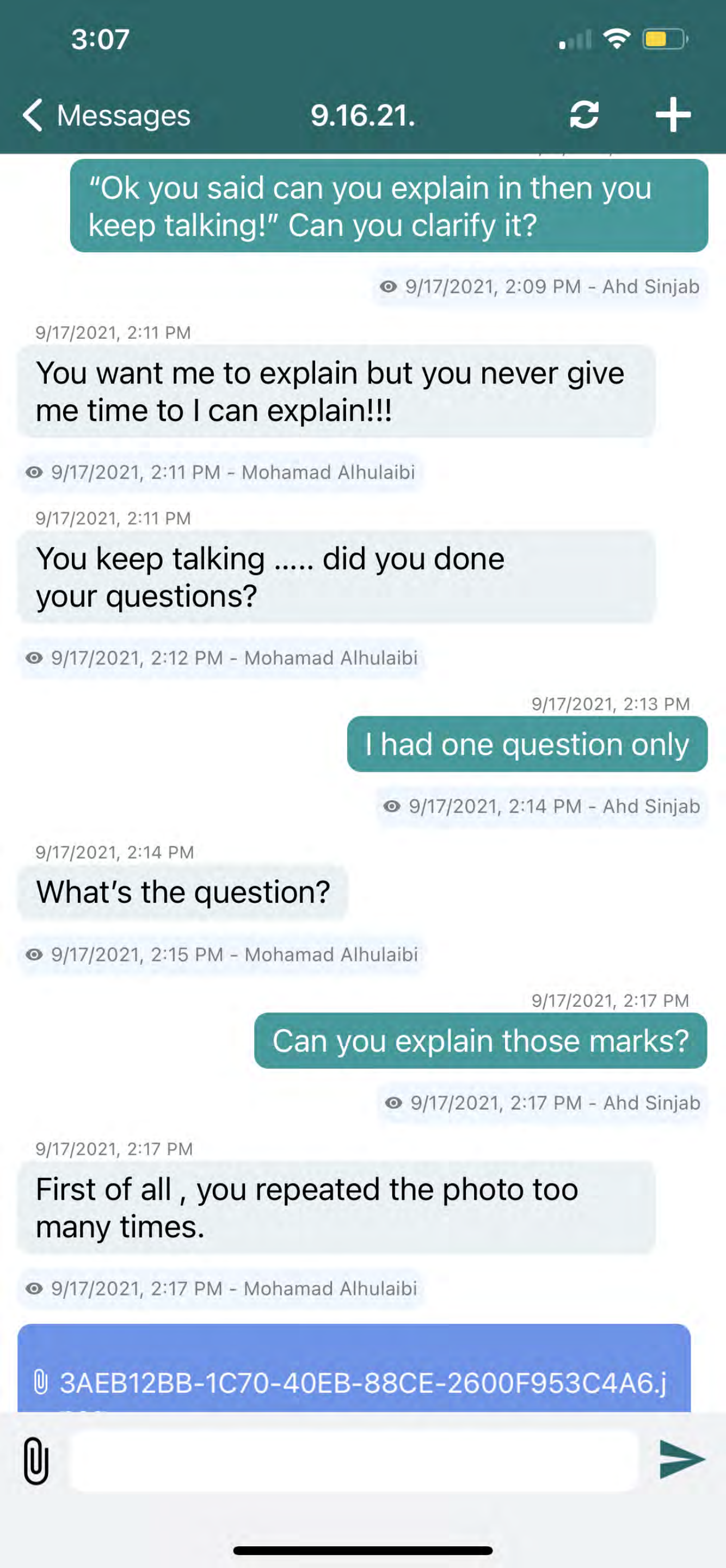














3:07



< Messages

9.16.21.



9/17/2021, 2:18 PM

2. This is the picture when he fell.

📎 2EB184B1-4D59-4513-9AEB-2571771D68AE.jpeg

👁 9/17/2021, 2:20 PM - Mohamad Alhulaibi

Mohamad Alhulaibi requested

▼ 2EB184B1-4D59-4513-9AEB-2571771D68AE.jpeg on 9/17/2021, 2:20 PM

9/17/2021, 2:21 PM

But what about all the other marks and bruises all over his head. It's clear he fell on one side. Why would he mention that those guys hit him?

Mohamad Alhulaibi requested

▼ 2EB184B1-4D59-4513-9AEB-2571771D68AE.jpeg on 9/17/2021, 2:21 PM

👁 9/17/2021, 2:22 PM - Ahd Sinjab

9/17/2021, 2:25 PM

3. The one on his nose this is when he was rubbing his nose .

📎 65BDA5D4-5122-4904-942D-2B4829FA70E3.jpeg

👁 9/17/2021, 2:26 PM - Mohamad Alhulaibi

Mohamad Alhulaibi requested

▼ 65BDA5D4-5122-4904-942D-2B4829FA70E3.jpeg on 9/17/2021, 2:26 PM

9/17/2021, 2:27 PM

Why would he mention that two children did hit him?





3:08



< Messages

9.16.21.



Why would he mention that two children did hit him?

9/17/2021, 2:27 PM - Ahd Sinjab

9/17/2021, 2:28 PM

I really don't know.

9/17/2021, 2:29 PM - Mohamad Alhulaibi

9/17/2021, 2:29 PM

Can you put me in contact with his teacher Ms. Diamond?

9/17/2021, 2:29 PM - Ahd Sinjab

9/17/2021, 2:36 PM

No, I'll contact with her and let you know .

9/17/2021, 2:37 PM - Mohamad Alhulaibi

9/17/2021, 2:38 PM

Don't be surprised, because he told me her name too.

9/17/2021, 2:38 PM - Ahd Sinjab

9/17/2021, 2:38 PM

If you don't want to put me in contact I'll have to visit the school.

9/17/2021, 2:38 PM - Ahd Sinjab

9/17/2021, 2:39 PM

No , I'm not surprised.

9/17/2021, 2:39 PM - Mohamad Alhulaibi

9/17/2021, 2:40 PM

Then he told me two names and those are the guys who hit him on the other side of





3:08



< Messages

9.16.21.



9/17/2021, 4:00 PM

I contacted with Rayn's teacher. The teacher told me that he doesn't have friends with these names that you have mentioned. I got confused because Rayn never mentioned them to me before .And she told me also that the children had a fight between them and there weren't any bruising as she said . I told that teacher that I will contact with the head of this school to check the camera records to feel relieved and to assure you . And thank for your consideration.

9/17/2021, 4:01 PM - Mohamad Alhulaibi

9/17/2021, 4:03 PM

Thanks, again it doesn't have to be Javier it could be Happier or something close. Any way, for those names from the shelter not the school

9/17/2021, 4:03 PM - Ahd Sinjab

9/17/2021, 4:04 PM

Not Carlos, but the other guy. And it could be Even, Heven, not Heaven. I go by voice and what he expresses.

9/17/2021, 4:04 PM - Ahd Sinjab

9/17/2021, 4:04 PM

But you told me these names from the school.

9/17/2021, 4:05 PM - Mohamad Alhulaibi

9/17/2021, 4:06 PM





3:08



< Messages

9.16.21.



issue. But now I know there is another issue and concerns.

9/17/2021, 4:09 PM - Ahd Sinjab

9/17/2021, 5:01 PM

- 1- when you told me that there were two kids that hit him , you said that you want to contact his teacher Diamond.
- 2- I have told you that he doesn't have any friends with these names .
- 3- I have told you that I will contact the teacher and tell you .
- 4- I told you that Rayn's teacher has told me that he doesn't have any friends with these names .
- 5- I told you that Rayn's teacher has told me that the children had a fight but with no bruising.
- 6- you didn't say that you wanted to contact his teacher for following up.
- 7- we were talking about Rayn's bruising.
- 8- you said that now you have concerns about the school.
- 9- don't you see that you change your opinion every second.
- 10- you said that you wanted to ask me a single question and I answered , stop twisting around.

9/17/2021, 6:51 PM - Mohamad Alhulaibi

9/17/2021, 6:54 PM

Thank you.

9/17/2021, 6:58 PM - Ahd Sinjab





3:09



< Messages

9.19.21



9/19/2021, 7:13 PM

I told you before that you are repeating the pictures for no reason to take a million pictures on the same place. Secondly, I don't see any bruise or something in the first picture that you sent!

9/19/2021, 7:13 PM - Mohamad Alhulaibi

9/19/2021, 7:14 PM

I sent the same photos because those were taken at pick up. I did use the green color to circle the areas you are questioning about.

9/19/2021, 7:14 PM - Ahd Sinjab

9/19/2021, 7:15 PM

So do you think I have to ask you why are these? Or why did u give Ryan cheese sticks and you know he has an allergy reaction to diary products?

9/19/2021, 7:15 PM - Ahd Sinjab

9/19/2021, 7:18 PM

I told you there is no mark or wound or anything on his face where the green circles are. You already asked me did you forget?

9/19/2021, 7:19 PM

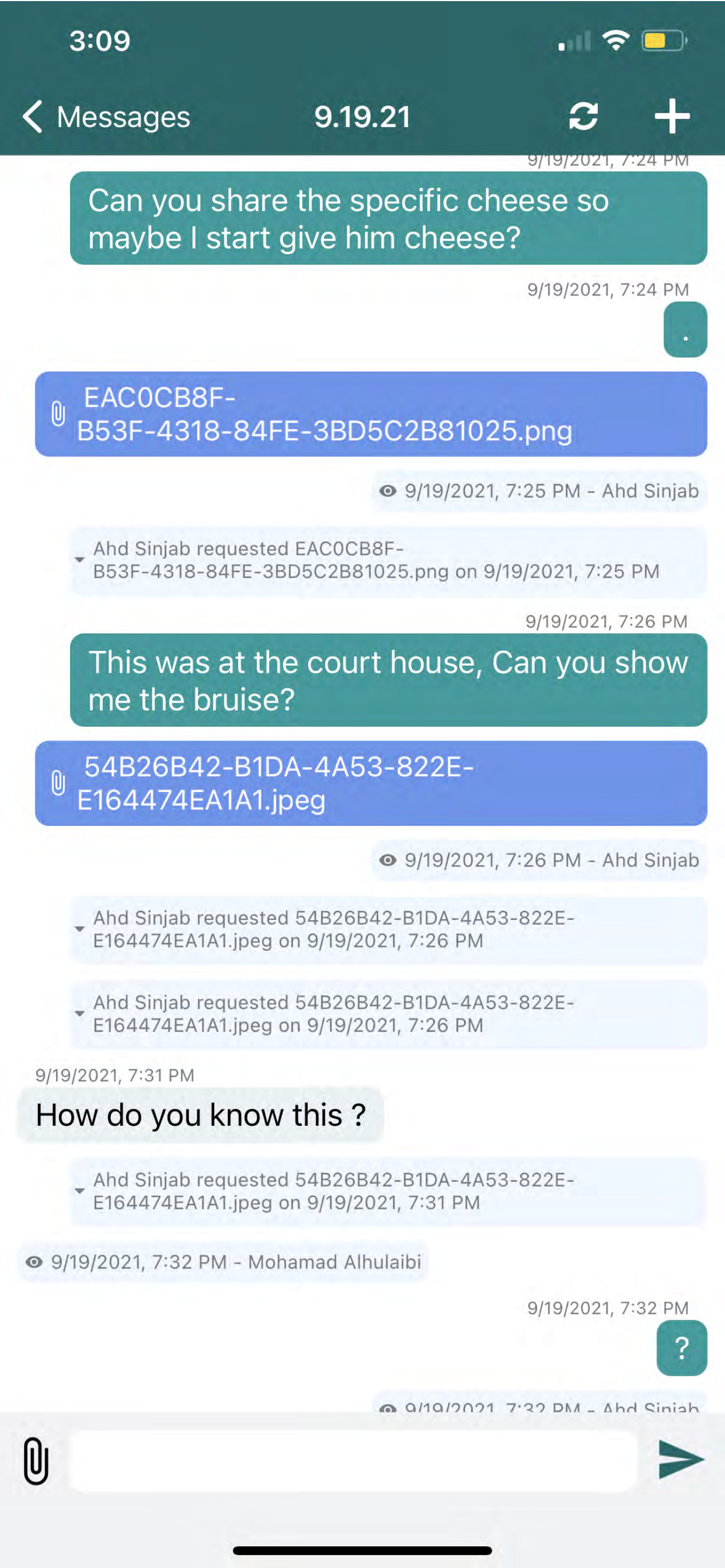
This is a specific cheese he doesn't have any allergic about it.

9/19/2021, 7:23 PM - Mohamad Alhulaibi

9/19/2021, 7:24 PM







# EXHIBIT 2

# EXHIBIT 2



# LVMPD - COMMUNICATION CENTER EVENT SEARCH

EVT	LLV200200041460	TYPE	416B	PRI	1
LOC	VEGAS TOWERS APTS	BLDG		APT	
ADDR	1061 E FLAMINGO RD	XST	4100 CLAYMONT ST	CITY / SD	LAS VEGAS / CC
CADD	1061 E FLAMINGO RD	CNAM	KAYLEE WILLIAMS	CPHONE	702 7338844
MAP	2825-18	S/B	N3	SRA	K424
P/U	2NTV	OFF1	J17753M	OFF2	
DATE	2020-02-09	INIT	11:34:54	AREA	SC
911	Y	CLSE	13:50:41	DISP	M

11:34:54	INC CREATE		Initiated By C14386	C004	C14386
11:34:54	PER INFO			C004	C14386
11:34:54	CM		FRONT OFC/ FEM RESIDENT CAME TO OFC W/JUV CRYING/ LANGUAGE BARRIER	C004	14386
11:35:16	CM		OFC IS TRYING TO GET SOMEONE WHO SPEAKS LANG ENR - UNK WHAT UNIT SHE IS IN/ UNK WHAT THE PROBLEM IS	C004	14386
11:35:30	CM		FEM IS FROM SAUDI ARABIA	C004	14386
12:10:57	AS	2NTV	1061 E FLAMINGO RD	C024	16478
12:10:57	AS	2N24	1061 E FLAMINGO RD	C024	16478
12:10:57	PRIM UNIT		Primary: From: To: LV/2NTV (Vehicle:10999)	C024	C16478
12:10:57	DPTCH		LV/2NTV (Officers: LV/Manzanedo Jesus)	C024	C16478
12:10:57	INC STAT		IncStatName From: Pending To: Active	C024	C16478
12:10:57	DPTCH		LV/2N24 (Officers: LV/Montes Daniela, LV/Griffin Thomas)	C024	C16478
12:11:03	ER	2N24	1061 E FLAMINGO RD	M0848	D17762M
12:11:05	ER	2NTV	1061 E FLAMINGO RD	M0851	J17753M
12:17:24	AR	2NTV	1061 E FLAMINGO RD	M0851	J17753M
12:19:25	AR	2N24	1061 E FLAMINGO RD	M0848	D17762M
12:31:56	CM		2NTV C4	C024	16478
12:55:09	CM		2NTV KNOCK AND TALK @ BLDG 2 APT 416	C024	16478
13:42:11	CL	2N24		M0848	D17762M
13:42:11	INC UPDT		Dispo: From: To: N	M0848	D17762M
13:42:11	INC UPDT		DispoFields From: To: N	M0848	D17762M
13:42:11	INC UPDT		UnitIDFields From: To: LV/2N24	M0848	D17762M
13:42:11	CM		DISPO N:2N24- Female half (Ahed, Senjab DOB [REDACTED] 1997) claimed verbal only between her and her husband. Ahed stated her Husband (Mohamad, Alhulaibi DOB [REDACTED] 1992) has been threatening her with taking their son away from her, When officers made contact with Mohamad he stated verbal only as well and said Ahed threatens him to take the baby. Ahed stated she does not want to go back home, Officers offered shelter services but were refused at this time due to Mohamad agreeing to leave the apartment and sleep at a hotel for couple days while Ahed's brother in law comes from Maryland State to pick her up.  Mohamad was advised if he needed anything from the apartment to call 311 so an officer can stand by while he gets what he needs.  Both parties are aware they have equal custody and neither can take their son till they go through Family court.  DV Blue card was provided to Ahed. Front office manager stated tenant who resides in the building (was the translator) offered to help Ahed and her contact number was provided to Ahed (Cell # 702-664-8045) (Apartment # 1-1011.)	M0848	D17762M
13:47:19	TO	2NTV	ccac	M0851	J17753M
13:47:26	AO	2NTV	ccac	M0851	J17753M
13:50:41	CL	2NTV		M0851	J17753M
13:50:41	INC UPDT		Dispo: From: To: M	M0851	J17753M



**LVMPD - COMMUNICATION CENTER  
EVENT SEARCH**

13:50:41	INC UPDT		DispoFields From: To: M	M0851	J17753M
13:50:41	INC UPDT		UnitIDFields From: To: LV/2NTV	M0851	J17753M
13:50:41	INC STAT		IncStatName From: Active To: Closed	M0851	J17753M

# EXHIBIT 3

# EXHIBIT 3



## Administrative

Location **1055 E Flamingo Rd, #416 LAS VEGAS, NV 89119**  
Occurred On (Date / Time) **Tuesday 2/4/2020 9:00:00 AM**  
Reporting Officer **14743 - Swanger, Jason**  
Entered By **B17266M - Martinez, Brenda**  
Related Cases

Or Between (Date / Time) **Tuesday 2/4/2020 12:22:03 PM**  
Reported On **2/10/2020**  
Entered On **2/10/2020 12:17:27 PM**  
Jurisdiction **Clark County**

Traffic Report **No** Place Type **Accident Involved**

## Offenses:

**Domestic Battery, (1st)(M)-NRS 200.485.1A**

Completed **Yes** Domestic Violence **Unknown (Offenders Motivation Not Known)**  
Entry **Premises Entered** Type Security **Tools**  
Weapons **Personal Weapons (Hands, Feet, Teeth, etc.)** Location Type **Residence/Home**  
Criminal Activities

## Victims:

Name: **Senjab, Ahed**

Victim Type **Individual** Written Statement **Yes** Can ID Suspect **Yes**  
Victim of **50235 - Domestic Battery, (1st)(M)-NRS 200.485.1A**  
DOB **1/12/1997** Age **23** Sex **Female** Race **Unknown** Ethnicity **Not Hispanic or Latino**  
Height **5' 4"** Weight **100** Hair Color **Brown** Eye Color **Brown**  
Employer/School **Stay at home mom.**  
Occupation/Grade  
Injury **Apparent Minor Injury** Work Schedule **Personal Weapons (Hands, Feet, Teeth, etc.)**  
Injury Weapons

## Addresses

Residence **1055 Flamingo Rd #416 Las Vegas, NV 89119 United States**

## Phones

Cellular **(702) 861-5382**

## Offender Relationships

**S - Alhabile, Mohammed** Victim Was Spouse

Notes: **Victim will call in a couple days to go to safe nest. Victim stated she needed to pack a few things for the baby before she leave the apartment.**

## Suspects:

Name: **Alhabile, Mohammed**

Alias:  
Scope ID DOB Age **27** Race **Unknown** Ethnicity **Not Hispanic or Latino**  
Sex **Male** Height **5' 5"** Weight **175** Hair Color **Black** Eye Color **Brown**  
Employer/School **unlv** Occupation/Grade **student teacher**

## Addresses

Residence

## Phones

Cellular

Notes:

## Arrestees:

## Witnesses:

## Other Entities:

Name: Contact **Senjab, Ahmed**

Written Statement **No** Can ID Suspect **No**  
DOB Age **19** Sex **Male** Race **Unknown** Ethnicity **Not Hispanic or Latino**  
Height **5' 9"** Weight **155** Hair Color **Black** Eye Color **Brown**  
Driver License Number Driver License State

2/19/2020 9:34 AM

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## Narrative

On 02/10/2020 at approximately 0943 hours, I Officer J. Swanger P#14743 and Officer B. Martinez P#17266 operating as marked patrol unit 2 Nora 12 was dispatched to Vegas Tower Apts located at 1055 Flamingo Rd, #416. Las Vegas NV 89119 in reference to a domestic battery call. The details of the call are as follows; that the person reporting wanted to pick items up from his apartment.

Upon arrival I made contact with (who you made contact with Mohamed Alhabili) who made the following statement; Officers came to the apartment yesterday reference a verbal only domestic disturbance. Yesterday, Mohamed left his residence for a few days willingly. Mohamed stated that he wanted officers to escort him to his residence to pick up a few items and see his child.

I then made contact with Ahed Senjab who made the following statement mostly in Arabic which was translated into English by her brother Ahmed Senjab ; Ahed has had multiple prior domestic battery issues beginning February 1st. On February 1st Ahed and Mohamed had a verbal argument which became physical. Ahed stated that she was hit on the left cheek of her face one time and that Mohammed took her phone away from her so she could not contact police. Ahed stated that Mohammed forcefully pulled her phone out of her hands to prevent her from calling 911. Mohammed then returned the phone to her. Ahed then locked herself in her bedroom because she was afraid. Ahed did state that she was able to attempt to call 911 on this date but that no one answered on the other line.

Ahed stated that on February 4th, 2020 another verbal argument began due to Mohamed wanting her to do his laundry. Mohamed became upset and that is when Muhammed through a cardboard box at Ahed's legs hitting them both. Ahed said that she has two green bruising on both legs, near her knees, where she was hit by the box on the date of February 4th 2020.

Ahed stated that she had possibly contacted police but that she was unsure if a report was taken due to a mark not being visible at that time.

Ahed also stated that she did not want to go to a shelter today due to needing more time to pack and possibly being able to reside with a family member but that she would call tomorrow to attempt to go to a shelter if that was not a possibility.

Officers observed green bruising on both legs, near the knees which is conducive to the statements that Ahed made to officers about the incident that occurred on February 4th 2020.



# EXHIBIT 4

# EXHIBIT 4













