

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

MINH NGUYET LUONG,)	Supreme Court Case No.: 84522
)	
Petitioner,)	Electronically Filed
)	Apr 20 2022 01:28 p.m.
)	Elizabeth A. Brown
v.)	Clerk of Supreme Court
)	District Ct. Case No.: D-18-58144-D
)	
THE EIGHTH JUDICIAL)	
DISTRICT COURT OF THE STATE)	
OF NEVADA, IN AND FOR THE)	
COUNTY OF CLARK, AND THE)	
HONORABLE DAWN THRONE,)	
DISTRICT COURT JUDGE,)	
)	
Respondents,)	
)	
)	
JAMES W. VAHEY,)	
)	
Real Party in Interest.)	

**SUPPLEMENT TO ANSWER TO EMERGENCY PETITION FOR WRIT
OF MANDAMUS OR PROHIBITION PER NRAP 21(a)(6) AND NRAP 27(e)**

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Attorneys for Real Party in Interest, JAMES W. VAHEY

COMES NOW, Real Party in Interest, JAMES W. VAHEY (“Jim”), by and through his attorneys, ROBERT P. DICKERSON, ESQ., and SABRINA M. DOLSON, ESQ., of THE DICKERSON KARACSONYI LAW GROUP, and hereby submits his Supplement to Answer to Emergency Petition for Writ of Mandamus or Prohibition per NRAP 21(a)(6) and NRAP 27(e), as ordered by the Court of Appeals of the State of Nevada on April 19, 2022, in the Order Directing Supplement to Answer.

On April 8, 2022, Jim traveled with Matthew and Selena and Petitioner, Minh Nguyet Luong (“Minh”), traveled with Hannah to New York to participate in the Turning Points for Families Program (the “Program”). The parties and the children met the therapist who runs the Program, Linda J. Gottlieb, LMFT, LCSW-R, at a restaurant to facilitate the exchange. After Minh left the restaurant, Hannah refused to leave with Jim and began walking around aimlessly. Jim felt he had no other option but to call the police to aid him with Hannah. The police officers who arrived were very understanding of the situation once it was explained to them and recommended that they transport Hannah to the hotel where Jim and the children were staying to help her settle in. The police stayed for approximately one to two hours, until around 1:00 a.m., in Jim’s hotel room to help Hannah settle in with him, Matthew, and Selena. Ms. Gottlieb was also present until shortly after the police left.

Unfortunately, as the morning of April 9 progressed, Hannah became physically violent with Jim. Hannah tried to punch Jim in the face several times and kick him between the legs. Jim never hit, pushed, or responded physically to Hannah's abuse. Jim only tried to protect himself by blocking Hannah's hits. Hannah also trashed the hotel room by throwing food and objects, including Cheerios, creamer, sugar, and paper. Hannah also tried to leave the hotel room and Jim blocked the door as he was fearful of Hannah running away. Hannah started yelling at Jim, which resulted in hotel staff calling the police. Police officers arrived and after learning about the situation determined that Hannah should be taken to the hospital to be seen by a mental health worker.

Hannah had a psychiatric evaluation completed and met with a social worker from New York City's Administration for Children's Services. Hannah initially refused to return to Jim's custody so Jim, Matthew, and Selena participated in a limited capacity in the Program as they were at the hospital for much of the time they should have been participating in the Program. With the help of the ACS social worker, Jim was able to convince Hannah to cooperate with returning to Nevada in his custody. Jim and the children returned to Nevada on April 12, 2022.

Although Jim did not communicate with Minh while in New York, at the recommendation of Ms. Gottlieb, for fear Minh would violate the Court order and try

to take Hannah into her custody, Minh was not honest when she informed the Court that she does not know the child's current condition or whereabouts. On Friday, April 15, 2022, prior to Minh filing her Reply, Jim and Minh exchanged the following text messages:

Jim: Everyone is safe
 Hannah is calm.
 Please bring Lena's Zuca and uniform to my office. She
 needs them for Monday.
 It distressed her that they weren't available at the time of
 her transfer and weren't at my office when we returned.
Minh: You can come to my house and pick it up

The children have been safely back in Nevada with Jim since April 12. Selena was on Spring Break until April 15 and Hannah and Matthew were on Spring Break until April 18. Selena returned to school on April 18 and Hannah and Matthew returned to school on April 19. Hannah has not been physically violent with Jim, or damaged his property, since being discharged from the hospital in New York on April 12, 2022.

Dated this 20th day of April, 2022.

Respectfully submitted by:

/s/ Sabrina M. Dolson

ROBERT P. DICKERSON, ESQ.

SABRINA M. DOLSON, ESQ.

Attorneys for Real Party in Interest

VERIFICATION

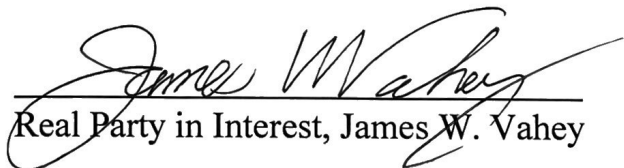
Real Party in Interest, James W. Vahey, hereby deposes and states under penalty of perjury:

1. I am over the age of eighteen (18) years, and have personal knowledge of the facts stated herein, except for those stated upon information and belief, and as to those facts, I believe them to be true.

2. This Supplement to Answer to Emergency Petition for Writ of Mandamus or Prohibition per NRAP 21(a)(6) and NRAP 27(e) ("Supplement") is verified by me because the facts set forth in the Answer are within my personal knowledge and/or are supported by citations to the district court record.

3. I have reviewed this Supplement and know the contents thereof. To the best of my knowledge, the Supplement and the facts contained therein are true and correct.

Dated this 20th day of April, 2022.


Real Party in Interest, James W. Vahey

CERTIFICATE OF COMPLIANCE

1. I hereby certify that this Supplement to Answer to Emergency Petition for Writ of Mandamus or Prohibition per NRAP 21(a)(6) and NRAP 27(e) (“Answer”) complies with the formatting requirements of NRAP 32(a)(4), the typeface requirements of NRAP 32(a)(5), and the type style requirements of NRAP 32(a)(6) because this Answer has been prepared in a proportionally spaced typeface using WordPerfect X5 in 14 point Times New Roman type style.

2. I further certify that this Supplement complies with the page limitations set forth in the Order Directing Supplement to Answer, entered by the Court of Appeals of the State of Nevada on April 19, 2022 because the Supplement does not exceed three (3) pages.

DATED this 20th day of April, 2022.

THE DICKERSON KARACSONYI
LAW GROUP

/s/ Sabrina M. Dolson

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CERTIFICATE OF SERVICE

I certify that I am an employee of THE DICKERSON KARACSONYI LAW GROUP, and that on this 20th day of April, 2022, I filed a true and correct copy of the foregoing SUPPLEMENT TO ANSWER TO EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION PER NRAP 21(a)(6) AND NRAP 27(e), with the Clerk of the Court through the Court's eFlex electronic filing system and notice will be sent electronically by the Court to the following:

MARSHAL S. WILLICK, ESQ.
WILLICK LAW GROUP
3591 East Bonanza Road, Suite 200
Las Vegas, Nevada 89110
Attorney for Petitioner, MINH NGUYET LUONG
email@willicklawgroup.com

I further certify that on this day a copy of the foregoing document will also be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage is prepaid, in Las Vegas, Nevada, addressed to the following:

HONORABLE DAWN THRONE
Eighth Judicial District Court, Department U
601 North Pecos Road
Las Vegas, Nevada 89155

/s/ Sabrina M. Dolson

An employee of The Dickerson Karacsonyi Law Group