IN THE SUPREME COURT OF THE STATE OF NEVADA

GILBERT P. HYATT,

Appellants,

V.

FRANCHISE TAX BOARD OF THE STATE OF CALIFORNIA,

Respondents.

Docket No. 84707

Electronically Filed
Oct 11 2022 12:01 a.m.
APPENDIX OF EXHLUSTED AOBROWN
APPELLANT'S OF ENITY OF BRITISHE Court
VOLUME 40 OF 42

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Attorneys for Appellant Gilbert P. Hyatt

Chronological Index

Doc No.	Description	Date	Vo1.	Bates Range	
1	Order of Remand	8/5/2019	1	AA000001	AA000002
2	Notice of Hearing	8/13/2019	1	AA000003	AA000004
3	Court Minutes re: case remanded, dated September 3, 2019	9/3/2019	1	AA000005	AA000005
4	Recorder's Transcript of Pending Motions	9/25/2019	1	AA000006	AA000019
5	FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party	10/15/2019	1	AA000020	AA000040
6	Appendix of Exhibits in Support of FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party — Volume 1	10/15/2019	1, 2	AA000041	AA000282
7	Appendix of Exhibits in Support of FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party — Volume 2	10/15/2019	2,3	AA000283	AA000535
8	Appendix of Exhibits in Support of FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party — Volume 3	10/15/2019	3,4	AA000536	AA000707

9	Plaintiff Gilbert P. Hyatt's Brief in Support of Proposed Form of Judgment That Finds No Prevailing Party in the Litigation and No Award of Attorneys' Fees or Costs, filed October 15, 2019	10/15/2019	4-7	AA000708	AA001592
10	Exhibits 14-34 to Plaintiff Gilbert P. Hyatt's Brief in Support of Proposed Form of Judgment That Finds No Prevailing Party in the Litigation and No Award of Attorneys' Fees or Costs to Either Party, filed October 15, 2019	10/15/2019	7-11	AA001593	AA002438
11	Exhibits 35-66 to Plaintiff Gilbert P. Hyatt's Brief in Support of Proposed Form of Judgment That Finds No Prevailing Party in the Litigation and No Award of Attorneys' Fees or Costs to Either Party, filed October 15, 2019	10/15/2019	11-15	AA002439	AA003430
12	Exhibits 67-82 to Plaintiff Gilbert P. Hyatt's Brief in Support of Proposed Form of Judgment That Finds No Prevailing Party in the Litigation and No Award of Attorneys' Fees or Costs to Either Party, filed October 15, 2019	10/15/2019	15-19	AA003431	AA004403

13	Exhibits 83-94 to Plaintiff Gilbert P. Hyatt's Brief in Support of Proposed Form of Judgment That Finds No Prevailing Party in the Litigation and No Award of Attorneys' Fees or Costs to Either Party, filed October 15, 2019	10/15/2019	19-21	AA004404	AA004733
14	Correspondence re: 1991 state income tax balance, dated December 23, 2019	12/23/2019	21	AA004734	AA004738
15	Judgment	2/21/2020	21	AA004739	AA004748
16	Notice of Entry of Judgment	2/26/2020	21	AA004749	AA004760
17	FTB's Verified Memorandum of Costs	2/26/2020	21	AA004761	AA004772
18	Appendix to FTB's Verified Memorandum of Costs — Volume 1	2/26/2020	21, 22	AA004773	AA004977
19	Appendix to FTB's Verified Memorandum of Costs — Volume 2	2/26/2020	22, 23	AA004978	AA005234
20	Appendix to FTB's Verified Memorandum of Costs — Volume 3	2/26/2020	23, 24	AA005235	AA005596
21	Appendix to FTB's Verified Memorandum of Costs — Volume 4	2/26/2020	24, 25	AA005597	AA005802
22	Appendix to FTB's Verified Memorandum of Costs — Volume 5	2/26/2020	25, 26	AA005803	AA006001
23	Appendix to FTB's Verified Memorandum of Costs — Volume 6	2/26/2020	26, 27	AA006002	AA006250

24	Appendix to FTB's Verified Memorandum of Costs — Volume 7	2/26/2020	27, 28	AA006251	AA006500
25	Appendix to FTB's Verified Memorandum of Costs — Volume 8	2/26/2020	28, 29	AA006501	AA006750
26	Appendix to FTB's Verified Memorandum of Costs — Volume 9	2/26/2020	29, 30	AA006751	AA006997
27	Appendix to FTB's Verified Memorandum of Costs — Volume 10	2/26/2020	30, 31	AA006998	AA007262
28	Appendix to FTB's Verified Memorandum of Costs — Volume 11	2/26/2020	31-33	AA007263	AA007526
29	Appendix to FTB's Verified Memorandum of Costs — Volume 12	2/26/2020	33, 34	AA007527	AA007777
30	Appendix to FTB's Verified Memorandum of Costs — Volume 13	2/26/2020	34, 35	AA007778	AA008032
31	Appendix to FTB's Verified Memorandum of Costs — Volume 14	2/26/2020	35, 36	AA008033	AA008312
32	Appendix to FTB's Verified Memorandum of Costs — Volume 15	2/26/2020	36	AA008313	AA008399
33	Appendix to FTB's Verified Memorandum of Costs — Volume 16	2/26/2020	36, 37	AA008400	AA008591
34	Appendix to FTB's Verified Memorandum of Costs — Volume 17	2/26/2020	37	AA008592	AA008694

35	Plaintiff Gilbert P. Hyatt's Motion to Strike, Motion to Retax, and Alternatively, Motion for Extension of Time to Provide Additional Basis to Retax Costs	3/2/2020	37, 38	AA008695	AA008705
36	FTB's Motion for Attorney's Fees Pursuant to NRCP 68	3/13/2020	38	AA008706	AA008732
37	Appendix to FTB's Motion for Attorney's Fees Pursuant to NRCP 68	3/13/2020	38	AA008733	AA008909
38	FTB's Opposition to Plaintiff Gilbert Hyatt's Motion to Strike, Motion to Retax and, Alternatively, Motion for Extension of Time to Provide Additional Basis to Retax Costs	3/16/2020	38, 39	AA008910	AA008936
40	FTB's Notice of Appeal of Judgment	3/20/2020	39	AA008937	AA008949
41	Plaintiff Gilbert P Hyatt's Opposition to FTB's Motion for Attorney's Fees Pursuant to NRCP 68	3/27/2020	39	AA008950	AA008974
42	Reply in Support of Plaintiff Gilbert P. P Hyatt's Motion to Strike, Motion to Retax and, Alternatively, Motion for Extension of Time to Provide Additional Basis to Retax Costs	4/1/2020	39	AA008975	AA008980
43	Court Minutes	4/9/2020	39	AA008981	AA008982
44	FTB's Reply in Support of Motion for Attorney's Fees	4/14/2020	39	AA008983	AA009012

45	Court Minutes re: motion for attorney fees and costs	4/23/2020	39	AA009013	AA009014
46	Recorder's Transcript of Pending Motions	4/27/2020	39	AA009015	AA009053
47	Order Denying FTB's Motion for Attorney's Fees Pursuant to NRCP 68	6/8/2020	39	AA009054	AA009057
48	Notice of Entry of Order Denying FTB's Motion for Attorney's Fees Pursuant to NRCP 68	6/8/2020	39	AA009058	AA009064
49	FTB's Supplemental Notice of Appeal	7/2/2020	39	AA009065	AA009074
50	Order Affirming in Part, Reversing in Part and Remanding	4/23/2021	39	AA009075	AA009083
51	Remittitur	6/7/2021	39	AA009084	AA009085
52	Hyatt Supplemental Memo in Support of Motion to Retax Costs and Supplemental Appendix	9/29/2021	39, 40	AA009086	AA009283
53	Appendix Of Exhibits In Support Of FTBs Supplemental Brief Vol. 1	12/2/2021	40, 41	AA009284	AA009486
54	Appendix Of Exhibits In Support Of FTBs Supplemental Brief Vol. 2	12/2/2021	41, 42	AA009487	AA009689
55	FTB's Supplemental Brief re Hyatt's Motion to Retax Costs	12/3/2021	42	AA009690	AA009710

56	Minute Order re Motion to Strike Motion to Retax Alternatively Motion for Extension of Time to Provide Additional Basis to Retax Costs	3/10/2022	42	AA009711	AA009712
57	Order Denying Mtn to Strike Mtn to Retax Mtn for Ext of Time	4/6/2022	42	AA009713	AA009720
58	Hyatt Case Appeal Statement	5/6/2022	42	AA009721	AA009725
59	Hyatt Notice of Appeal	5/6/2022	42	AA009726	AA009728
60	Recorder's Transcript of Motion to Retax	1/25/2022	42	AA009729	AA009774
61	Recorder's Transcript Continued Motion to Retax	1/27/2022	42	AA009775	AA009795

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6	Appendix of Exhibits in Support of FTB's Briefing re the Requirement of Entry of Judgment in FTB's Favor and Determination that FTB is Prevailing Party — Volume 1	10/15/2019	1, 2	AA000041	AA000282
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42	Reply in Support of Plaintiff Gilbert P. P Hyatt's Motion to Strike, Motion to Retax and, Alternatively, Motion for Extension of Time to Provide Additional Basis to Retax Costs	4/1/2020	39	AA008975	AA008980

CERTIFICATE OF SERVICE

I certify that I am an employee of HUTCHISON & STEFFEN, PLLC and that on this date the **APPENDIX OF EXHIBITS TO APPELLANT'S OPENING BRIEF VOLUME 40 OF 42** was filed electronically with the Clerk of the Nevada Supreme Court, and therefore electronic service was made in accordance with the master service list.

DATED this 10th day of October, 2022.

/s/ Kaylee Conradi

An employee of Hutchison & Steffen, PLLC

SEND AM 1172,bys Account Beats		HYATT ALL - Cost Catego	HYATT vs CA FTB (PLAINTIFF COST ANALYSIS) Categorization (Summary Analysis) [All N As of November 28, 2009	HYATT vs CA FTB (PLAINTIFF COST ANALYSIS) ALL - Cost Categorization (Summary Analysis) [All NRS Codes] As of November 20, 2009	[Codes]		
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17 (g) - Trend - Deposition / Discovery	2,40525	000	990	1212	000	DC 84.65	1979
17 (b) - Miscellaneous Coals	900	800	800	900	80	4,743.77	7.4
17 DI-Parking (Count)	1,212,00	800	999	200	og o	1,282.12	4
17 01 - Office / 7-Aul Sugeties	000	M-C117	88	900	80	18,707.51	19.70
17 (il. Immallgation Services	8	000	800	900	000	13478	77
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OS-89-7 - Expert Witness (Lo.)	800	000	80	800	8 3	8 1	1
DE-10-7 - Expert Worses (Wechsele)	8.5	800	88	900	800	800	4467
05-11-7 - Expert Without (Hallschung)	630	200	888	8		8 8	31.07
CS-12-7 - Expert Witness (Neyr 963)	80		800	8 8	900	800	62.25
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11(q)7 - Document Scanning Service	000	DIG.	80	80	00'0	900	12,042.93
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17(41) · Expert Witness (Bates)	900	20.0	000	000	OT 0	180,00	1000
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17(54) - Expert Witness (Sworts)	900	000	0.0	900	000	17,087,00	17,067.00
17(12) · Expent Witness (Tray)	000	00'0	0.00	QUD.	000	41,602.19	41,502,19
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AA009168

DST ANALYSIS)	Analysis) [All Exhibits - NRS Code 1-15]	50
HYATT VS CA FTB (PLAINTIFF COST.	LL - Cost Categorization (Summary Analysis) [/	As of November 20, 20

EXTERIT 8							
02-06 - Recorders' Fees / Depocillons	143,316,13	000	142,316,13	0.00	000	00'0	13,147,25
Total EXHIBIT 6	143,316,13	900	143,318.13	0000	000	00'0	13,141.25
EXHAGIT 7							
05-97 - Expert Wilnesses Fres / Costs					:	;	ş
05-40-7 - Expert Witnesses (Price Exp)	5,619.67	000	6,612.67	00'0	000	870	900
ns.pt.7 - Expert Witnesse (Antoloi)	102,309.78	000	152,300.76	000	00'0	0.00	90'0
OC 52 3 - Const Witness (Buildes)	650.00	000	560.00	000	00:0	0.00	0.00
DC 2.1.7 - Front Witness (Coleman)	140.00	000	140,00	0.00	90'0	400	00.0
of A4.7 - Front Winners (Bringle)	248.592.85	000	248,592.85	90'0	000	000	000
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Control of the contro	23,276,33	000	73,785.13	0,00	000	00'0	010
Opening Copper Contract Contract	51 927 62	00'0	51,427.82	04.0	900	000	000
The state of the s	TA AAO 67	00:0	79,650.53	0,00	0000	00:00	000
Control of the later of the lat	255.00	000	50,225,00	0.00	600	0000	000
De Co. 2 - County Witness Milking	962.50	900	08230	0.00	90'0	00'0	000
Total 05-07 - Expert Witnesses Fees / Costs	711,160,76	0000	711,160.76	00'0	0000	00'0	000
12.47 - Photocoping Confe	3	8	28,010,44	000	800	000	040
Table and	Wolder	900	38,010,44	800	00'0	000	0.00
The latest statement and state							
Total EXHIBIT?	749,171,20	00'0	748,171.20	0000	000	9070	Orb
EXAUBIT 9	27 959 17	90'6	17,808,13	92.0	0.00	006	000
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	1 1000 843 41	157	1.086.016.85	2,132,49	114.ZJJ.KJ	32,723,68	22,19621
Total Experts	TO THE PARTY OF TH	A STATE OF THE PARTY OF THE PAR					

CHECK REOURST

Payee:	IRG	ZILLE	OOEST.		
Amount:	11.9405 4			8-28-08	
Purpose:	Lerview Hyatt	Willycon	- (()		dir Care
	0312-001	The state of the s			Food
Return check to: _	ING		Ally: JR	<u>6</u>	Hotel
Client Charged on	:_ wat				

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