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Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF NEVADA

Tara Kellogg,

Appellant,

v.

Alex Ghibaudo,

Respondent.

Docket No.: 84778

**RESPONDENT’S MOTION
TO DISMISS THIS APPEAL
FOR LACK OF
JURISDICTION**

COMES NOW, Alex Ghibaudo, Respondent in proper person, and files this *motion to dismiss the above referenced matter for lack of jurisdiction – i.e., the order Appellant now challenges is not substantively appealable.*

MEMORANDUM OF POINTS AND AUTHORITIES

I. SUMMARY OF FACTS AND PROCEDURAL HISTORY

On February 7, 2022 Respondent (“Alex”) filed a motion for an order to show cause, for sanctions, and for clarification of an order sealing the case pursuant to NRS 125.110. (See Exhibit 1, Bates Stamp 001-028, Alex’s motion



filed in the district court). On March 21, 2022 a hearing was held on that motion. The Court issued its order which was filed and noticed on April 14, 2022. (See Exhibit 2, Bates Stamp 029-039). In its order, the district court made clear that the matter was stayed to allow Appellant an opportunity to appeal the order “if any appeal is appropriate under the Nevada Rules of Appellate Procedure.” (See Exhibit 2, Bates Stamp 037, lines 5-6).

Though Appellant states in her docketing statement that the district court certified its order under NRCP 54(b), it did no such thing. A motion to certify the order was never filed or considered. (See Exhibit 3, Register of Actions demonstrating that no motion to certify the order under NRCP 54(b) was ever filed or considered in a hearing, Bates Stamp 040-056 – in particular Bates Stamp 054-055). Rather, the district court stayed the order because, according to it, there was a pending appeal (Docket No. 82248 and 82248-COA) and it was “reticent” to enter any orders concerning contempt or sanctions, which was the request Alex made by motion, until that appeal was resolved. (See Exhibit 2, Bates Stamp 033, lines 27-28).

Appellant claims the order was made after a bench trial. (See Appellant’s Docketing Statement, paragraph 4). This is incorrect. The order was issued after a hearing on Alex’s motion for contempt, sanctions, and clarification of a prior order



issued October 31, 2019 sealing the case pursuant to NRS 125.110. (See Exhibit 4, order sealing file, Bates Stamp 057-061).

Furthermore, in her docketing statement, Appellant argues that the challenged order is a final order. (See Appellant's Docketing Statement, paragraph 21). It is not, as the discussion below demonstrates.

II. LEGAL ANALYSIS

a. The post-judgment order Appellant challenges is not substantively Appealable

"A final, appealable judgment is one that disposes of the issues presented in the case . . . and leaves nothing for the future consideration of the court." *Valley Bank of Nevada v. Ginsburg*, 110 Nev. 440, 445 (Nev. 1994); citing *Alper v. Posin*, 77 Nev. 328, 330, 363 P.2d 502, 503 (1961); accord *O'Neill v. Dunn*, 83 Nev. 228, 230, 427 P.2d 647, 648 (1967). The final order in this case is the judgment entered on November 10, 2020 which is the subject of the pending appeal referenced above. (See Exhibit 5, Bates Stamp 062-074).

That order disposed of all the issues presented in the underlying case. That order was appealed by both parties in the above referenced appellate matter. Though the district court's judgment was affirmed, there remains pending Appellant's petition for rehearing. It is important to note that in that appeal, neither party raised any issues related to the subject of the post-judgment order now challenged by Appellant. Appellant had an opportunity to do so, as the subject of



the order being challenged, and the reason for the request for an order to show cause (the order sealing the underlying case pursuant to NRS 125.110) issued on October 31, 2019, prior to the final judgment which is the subject of the pending appeals referenced above.

The post-judgment order now being challenged is not substantively appealable. This Court has jurisdiction to consider an appeal *only* when the appeal is authorized by statute or court rule. (Emphasis added). *Taylor Constr. Co. v. Hilton Hotels*, 100 Nev. 207, 678 P.2d 1152 (1984). No statute or court rule provides for an appeal from an order that concerns contempt and sanctions for that contemptuous behavior. See *Pengilly v. Rancho Santa Fe Homeowners Ass'n*, 116 Nev. 646, 649, 5 P.3d 569, 671 (2000) (recognizing that a contempt order entered in an ancillary proceeding is not appealable); compare *Vaile v. Vaile*, 133 Nev., Adv. Op. No. 30, 396 P.3d 791, 794 (2017); and *Lewis v. Lewis*, 132 Nev., Op. No. 46, 373 P.3d 878, 881 (2016) (considering challenges to contempt findings and sanctions in an order that modified child custody). Similarly, “[n]o statute or court rule allows an appeal from an order regarding clarification.” See *Spillino v. Russell*, 469 P.3d 187 (Nev. 2020); citing *Brown v. MHC Stagecoach, LLC*, 129 Nev. 343, 345, 301 P.3d 850, 851 (2013) (this court “may only consider appeals authorized by statute or court rule”).



The *Pengilly* decision is particularly pertinent here. There, this Court made clear that “[it] does not have jurisdiction over an appeal from a contempt order where no rule or statute provides for such an appeal. *Rather, contempt orders must be challenged by an original petition pursuant to NRS Chapter 34*” (Emphasis added). *Pengilly v. Rancho Santa Fe Homeowners Ass’n*, 116 Nev. 646, 649 (Nev. 2000). Of note, this Court stated that:

Writ petitions are also more suitable vehicles for review of contempt orders. Particularly where the purpose of the contempt order is to coerce compliance with the district court's orders, it appears preferable for the district court to be able to modify its orders to meet changing circumstances. A writ petition permits the district court this flexibility because the court retains jurisdiction over the order during the pendency of the writ petition. In contrast, the district court would be divested of jurisdiction to modify or vacate the contempt order once a notice of appeal had been filed

Pengilly v. Rancho Santa Fe Homeowners Ass’n, 116 Nev. 646, 649-50 (Nev. 2000).

Here, there is a “stipulated confidentiality agreement” that was entered on March 26, 2020. (See Exhibit 6, Bates Stamp 075-088). That confidentiality agreement was again entered and noticed on March 22, 2022. (See Exhibit 3, Bates Stamp 055). No appeal was taken from that order, either in the appellate case cited above or in the subsequent filing and notice of entry of order. The subject of



Appellant's appeal is the constitutionality of NRS 125.110 and the former EDCR 5.210.

Whether this Court determines that those rules are unconstitutional, it has no bearing on the validity of the confidentiality agreement. The United States Supreme Court held in *Cohen v. Cowles Media Co.*, 501 U.S. 663 (1991) that private parties who voluntarily enter into an agreement to restrict their own speech thereby waive their first amendment rights. See *id.*, 671. Nothing in *Cowels* suggests that such an agreement is enforceable only if it is narrowly tailored to advance a compelling state interest *Perricone v. Perricone*, 292 Conn. 187, 202 (Conn. 2009); citing *Cohen v. Cowles Media Co.*, 501 U.S. 663, 667 (1991). In *Lind v. Grimmer*, 30 F.3d 1115, 1118 (9th Cir. 1994), the 9th Circuit Court of Appeals described the holding in *Cowels* as follows:

In *Cowles*, the Supreme Court considered whether the First Amendment barred a plaintiff from recovering damages under Minnesota's promissory estoppel law when a newspaper breached its promise of confidentiality given to the plaintiff in exchange for information. The Court held that the First Amendment did not bar recovery, for two reasons. First, it noted that promissory estoppel is a law of general applicability, and its application to the press posed only an "incidental" and "constitutionally insignificant" burden on speech. *Id.* at 670-72, 111 S.Ct. at 2519. Second, the Court observed that the agreement between Cohen and the newspaper was in the nature of a contract, and that any legal obligations and restrictions on publication of truthful information therefore were "self-imposed." *Id.* The



Lind v. Grimmer, 30 F.3d 1115, 1118 (9th Cir. 1994); citing *Cohen v. Cowles Media Co.*, 501 U.S. 663, 670-72 (1991). Thus, in signing the stipulated confidentiality agreement, of which Appellant's lawyer also signed and the district court issued as an order, Appellant waived her 1st Amendment Rights.

Alex intends to pursue a claim for promissory estoppel, for injunctive relief (the confidentiality agreement provides that its violation by either party constitutes irreparable harm), and for legal remedies. This appeal bars him from doing so. A petition for a writ of mandamus or prohibition would not. Every day that the offending videos cited in Alex's motion are online, his privacy and property interests are violated. The district court already made a finding that it balanced the constitutional rights of the parties and determined that Alex's interests outweigh Appellants (See Exhibit 2, Bates Stamp 034, lines 13-16) which is the very action the ACLU is arguing should be done by the Eighth Judicial District Court before sealing a case in its writ petition cited by Appellant in her docketing statement. (See Docket No. 84947).

III. CONCLUSION

Because this appellate matter is not substantively appealable it is appropriate for it to be dismissed and Appellant to file a petition for a writ of mandamus or prohibition, which would consequently allow Alex to proceed with his contract



claims in the district court without further harm to his privacy and property interests.

DATED this 9th day of July, 2022.

/s/ Alex Ghibaud

ALEX GHIBAUDO

Respondent in Proper Person



Certificate of Service

Pursuant to NRAP 25, on July 9th, 2022 RESPONDENT’S MOTION TO DISMISS was served upon each of the parties to appeal 84778 via electronic service through the Supreme Court of Nevada’s electronic filing system.

/s/ Alex Ghibaud

Respondent in Proper Person

EXHIBIT 1



MOT

Alex B. Ghibaud, Esq.
197 E California Ave, Ste 250
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T: (702) 978-7090
E: alex@glawvegas.com
Defendant in Proper Person

**EIGHTH JUDICIAL DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA**

TARA KELLOGG,

Plaintiff,

vs.

ALEX GHIBAUDO,

Defendant.

Case Number: D-15-522043-D
Department: H

**MOTION FOR AN ORDER TO SHOW
CAUSE WHY PLAINTIFF SHOULD
NOT BE HELD IN CONTEMPT OF
COURT FOR VIOLATING THIS
COURT'S ORDER SEALING FILE AND
MOTION; FOR SANCTIONS
PURSUANT TO EDCR 7.60(b)(4) FOR
PLAINTIFF'S WILLFUL AND
DELIBERATE VIOLATION OF EDCR
2.10; AND FOR A CLARIFICATION OF
THIS COURT'S ORDER SEALING FILE**

Hearing requested: YES

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 THE 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 REQUEST FOR RELIEF BEING GRANTED BY THE COURT WITHOUT A HEARING PRIOR TO THE SCHEDULED HEARING DATE.

COMES NOW, Defendant, Alex Ghibaud, in proper person, and hereby files this *Motion for contempt and sanctions*, as titled above. This *Motion* is based upon the attached Memorandum of Points and Authorities, the attached *Declaration of Alex Ghibaud* (hereinafter "Alex" or "Defendant") any and all pleadings and papers on file herein, any further evidence or argument presented to the Court at the hearing of this matter, and the exhibits to this motion filed in conjunction with it.



As set forth herein, Alex respectfully requests that the Court:

1. Order Plaintiff to show cause why she should not be held in contempt for willfully, deliberately, and maliciously disseminating videos of proceedings in this matter and sanctioned in an amount equal to the damage Plaintiff has done to Alex's ability to practice law and to the damage done to his business;
2. Sanction Plaintiff pursuant to EDCR 7.60(b)(4) for her willful, deliberate, and malicious violation of EDCR 5.210;
3. That this Court clarify its order sealing the file in this case in order to persuade the social media companies at issue to remove the offending videos; and
4. Award Alex any further relief this Honorable Court deems just and equitable.

DATED this 7th day of February, 2022.

//s//Alex Ghibauda

ALEX GHIBAUDO

Defendant in Proper Person



NOTICE OF MOTION

TO: TARA KELLOGG, Plaintiff;
TO: J.K. NELSON, ESQ., Attorney for Plaintiff;
TO: ALL OTHER INTERESTED PARTIES

PLEASE TAKE NOTICE that a hearing on *Motion for Contempt and Sanctions, et al.*, will be held before the Eighth Judicial District Court, at the Family Court Division, Department H, located at 601 N. Pecos Road, Las Vegas, Nevada 89101.

Pursuant to recent changes to the Nevada Supreme Court Electronic Filing Rules, the Clerk's Office will electronically file a *Notice of Hearing* upon receipt of this Motion. In accordance with NEFCR 9(d), if you are not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, undersigned will serve the Clerk's *Notice of Hearing* to you by traditional means.

DATED this 7th day of February, 2022.

Respectfully Submitted,

//s//Alex Ghibaud

Alex Ghibaudo
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Defendant in Proper Person



MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

On October 31, 2019, this Court ordered this case file to be sealed and not accessible to the public, to the extent allowable under NRS 125.110. However, after the evidentiary hearing in this matter, conducted September 17, 2020, Plaintiff began disseminating videos of hearings in this matter to friends, family, other third parties on Plaintiff's personal Facebook page, which is public, and to Steve Sanson, who runs Veteran's In Politics International (VIPI). Plaintiff admitted to this in her responses to written discovery and in her deposition.

VIPI is an organization that dedicates itself to criticizing the courts and lawyers, especially judges and lawyers that operate in the Eighth Judicial District Court, Family Division, and accusing both as corrupt. VIPI runs several Facebook accounts and a Youtube channel. VIPI's Youtube channel has over 14,000 subscribers.

As will be demonstrated in more detail below, VIPI's Youtube channel, which has approximately 14,200 subscribers, has 13 videos of hearings in this sealed matter. Those videos have garnered over 38,078 number of views. In addition to the Youtube channel, those videos are posted by a Facebook denizen that goes by Jes Caruss on Facebook and on VIPI's public channel on Rumble. Those accounts have garnered an additional 391 number of views of those videos (which will be discussed, again, in more detail, below). In addition to that, Plaintiff has posted those videos on her own Facebook page.

Alex has repeatedly requested, through Plaintiff's various attorneys, that those videos be removed and that she cease and desist from further disseminating those videos. Most recently, on January 4, 2022, Plaintiff demanded, in writing, that Plaintiff remove those videos on her Facebook page and that she assist in requesting that Youtube and all other social media platforms remove those videos. Plaintiff refused. Those videos remain posted on Youtube, Facebook, and Rumble.

During this current round of litigation, written discovery has been propounded and answered, a deposition of Plaintiff conducted, and an answer and counterclaim filed in Defendant's Defamation Per Se complaint filed against Plaintiff (A-21-839156-C). The responses to discovery, the deposition, and Plaintiff's answer demonstrate that Plaintiff's



1 conduct has been knowing, malicious, and deliberate.

2 The damage done to Alex's business has been enormous. Defendant now asks that
3 Plaintiff be sanctioned pursuant to EDCR 7.60(b)(4) in an amount commiserate to Plaintiff's
4 willful and malicious efforts, which have been successful, at undermining Alex's ability to
5 practice law and the demonstrable harm she has done to Alex's business, Alex B. Ghibaud, P.C.
6 In the alternative, Alex asks that Defendant be held in contempt of court for her willful and
7 deliberate violation of this Court's orders and sanction her in an amount that will compensate the
8 damage done to Alex's ability to practice law and his business.

9 **II. SUMMARY OF FACTS**

10 On October 31, 2019, this Court ordered the file in this matter sealed. (See Defendant's
11 Exhibits (DE) 001-002). That order stated that "IT IS HEREBY ORDERED THAT the file in the
12 above matter be sealed pursuant to NRS 125.110(2)." This Court added, in its own writing, the
13 following language: "*The file is only sealed to the extent allowed by NRS 125.110.*" The full text
14 of NRS 125.110 is as follows:

15 **NRS 125.110 What pleadings and papers open to public inspection; written**
16 **request of party for sealing.**

17 *1. In any action for divorce, the following papers and pleadings in the action shall*
18 *be open to public inspection in the clerk's office:*

19 *(a) In case the complaint is not answered by the defendant, the summons,*
20 *with the affidavit or proof of service; the complaint with memorandum*
21 *endorsed thereon that the default of the defendant in not answering was*
22 *entered, and the judgment; and in case where service is made by*
23 *publication, the affidavit for publication of summons and the order*
24 *directing the publication of summons.*

25 *(b) In all other cases, the pleadings, the finding of the court, any order*
26 *made on motion as provided in Nevada Rules of Civil Procedure, and the*
27 *judgment.*

28 *2. All other papers, records, **proceedings** and evidence, including exhibits and*
transcript of the testimony, shall, upon the written request of either party to the



1 action, filed with the clerk, be sealed and shall not be open to inspection except to
2 the parties or their attorneys, or when required as evidence in another action or
3 proceeding.

4 (Emphasis added).

5 As to sealing records, EDCR 5.210(e) further provides the following:

6 **Rule 5.210. Trial and hearings may be private pursuant to NRS**
7 **125.080.**

8 (e) The court shall retain supervisory power over its own records and files,
9 including the electronic and video records of proceedings. Unless otherwise
10 ordered, the record of a private hearing, or record of a hearing in a sealed case,
11 shall be treated as confidential and not open to public inspection. Parties, their
12 attorneys, and such staff and experts as those attorneys deem necessary are
13 permitted to retain, view, and copy the record of a private hearing for their own
14 use in the representation. Except as otherwise provided by rule, statute, or court
15 order, no party or agent shall distribute, copy, or facilitate the distribution or
16 copying of the record of a private hearing or hearing in a sealed case (including
17 electronic and video records of such a hearing). Any person or entity that
18 distributes or copies the record of a private hearing shall cease doing so and
19 remove it from public access upon being put on notice that it is the record of a
20 private hearing.

21 (Emphasis added).

22 Since then, and specifically starting almost immediately after the evidentiary hearing in
23 this matter which was conducted on September 17, 2020, the following videos have been posted
24 publicly on Youtube, Facebook, and Rumble by VIPI and its President, Steve Sanson, and a
25 Facebook denizen known as Jes Caruss:

<u>URL LINK</u>	<u>No. of VIEWS</u>	<u>DATE OF HEARING</u>	<u>DATE POSTED</u>
https://www.youtube.com/watch?v=Mb9qQ3rqlfQ	3687	August 26, 2021	September 9, 2021



https://www.youtube.com/watch?v=BKTrP3I3QgU	2858	June 6, 2019	November 1, 2021
https://www.youtube.com/watch?v=uiIYddxYQO0	1961	November 13, 2017	December 7, 2021
https://www.youtube.com/watch?v=klgdJc_OMk4	2686	July 17, 2020	July 28, 2021
https://www.youtube.com/watch?v=8Lb5FpuDbQw	3275	August 12, 2020	July 28, 2021
https://www.youtube.com/watch?v=g2XflQrKQis	4629	December 12, 2017	August 16, 2021
https://www.youtube.com/watch?v=5mTYONXjWHo	2486	November 23, 2021	December 10, 2021
https://www.youtube.com/watch?v=p0HIUsP2iD8	2215	August 19, 2021	September 7, 2021
https://www.youtube.com/watch?v=laQ1ijoFYPk	4077	June 2, 2021	September 6, 2021
https://www.youtube.com/watch?v=RwqkKilBmDI	2706	August 19, 2021	September 7, 2021
https://www.youtube.com/watch?v=0kuFm6spy8Q	2722	August 19, 2021	September 9, 2021
https://www.youtube.com/watch?v=a-l4TnRuid8	3703	February 3, 2021	February 3, 2021



https://www.youtube.com/watch?v=GxvIMugOFbM	1073	August 19, 2021	September 9, 2021
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Further, there are 78 views on VIPI's Rumble account found at:
<https://rumble.com/user/Devildog1285?q=alex%20ghibaudo>. There are an additional 313 views posted by a denizen of Facebook known as Jes Caruss located at:

https://www.youtube.com/playlist?list=PLYKrMUSZsvxLuEUZqm_iqt8yhOXMYvAl-

On January 4th, 2022, and pursuant to EDCR 5.210(e), Alex emailed a detailed cease and desist email communication to Plaintiff's attorneys. (DE 003-005). Plaintiff's attorneys responded as follows: "Our client is informed of your position regarding this matter." In a conversation with one of Plaintiff's attorneys, Yasmin Khayyami, Esq., Alex was informed that Plaintiff had no intention of removing any of those videos from any social media platform.

Subsequently, on January 7th, 2022, Alex propounded written discovery. On February 2nd, 2022, Plaintiff submitted her answers to those interrogatories and requests for admissions. In an interrogatory, Plaintiff is asked: "Have you ever disseminated any videos of proceedings related to case no. D-15-522043-D, whether filed or not, to anyone, including Steve Sanson." (DE 041, lines 20-21). After lodging 2 objections,¹ Plaintiff's answer was an unambiguous and unqualified Yes. (See DE 042, lines 2-3).

¹ If an objection is lodged but, in the same response, an answer is made, with some variant of "without waiving these objections", the objection is waived. For example, in *Estridge v. Target Corp.*, the Court stated that "[d]efendant has asserted various objections and then proceeded to answer the interrogatories and responded to the requests for production 'subject to and without waiving' its objections." No. 11-61490-CIV, 2012 U.S. Dist. LEXIS 21593, 2012 WL 527051 (S.D. Fla. Feb. 16, 2012). The court further stated that "[a]lthough this practice has become commonplace, ... **whenever an answer accompanies an objection, the objection is deemed waived and the answer, if responsive, stands.**" *Id.* (citing a slew of other 11th Circuit district court orders). (Emphasis added). The Court went on to observe that such objections "preserve nothing and serve only to waste the time and resources of both the Parties and the Court. Further, such practice leaves the requesting Party uncertain as to whether the question has actually been fully answered or whether only a portion of the question has been answered." *Id.* (quoting *Consumer Elecs. Ass'n v. Compras and Buys Magazine, Inc.*, No. 08-21085-Civ, 2008 U.S. Dist. LEXIS 80465, 2008 WL 4327253 (S.D. Fla. Sept. 18, 2008)).

Similarly, in *Herrera v. AllianceOne Receivable Mgmt.*, the defendant's responses to a request for production "included a conditional response in its objection, which leaves Plaintiffs and the Court guessing as to whether all responsive documents will be produced. Conditional responses and/or the purported reservation of rights by a responding party are improper and ultimately have the effect of waiving the objections to the discovery requests." No. 14-cv-1844, 2016 U.S. Dist. LEXIS 40474 (S.D. Cal. Mar. 28, 2016). "Providing conditional responses to discovery requests



1 There is no doubt that Plaintiff is a friend and associate of Steve Sanson, who owns the
2 Youtube Channel referenced above, in which 13 videos of proceedings in this case have been
3 posted, which has at least 14,200 subscribers and in which the videos garnered 38,078 views.
4 (See, generally, <https://www.youtube.com/c/stevevsanson>). For example, in those same
5 interrogatories, Plaintiff admits that she met Mr. Sanson on or about October 2020 (when Alex
6 was issued a public reprimand for splitting fees with the very same Steve Sanson, which was a
7 blatant lie, for the record). (See DE 041, lines 6-9; 116, lines 6-9). Plaintiff also admits that she is
8 friends with Mr. Sanson. (See DE 041, lines 10-19). Indeed, Plaintiff posted a picture of she and
9 Mr. Sanson together on August 12, 2021 at what appears to be a restaurant on her Facebook
10 page. (See DE 320). It should be noted that Plaintiff identified the name on that Facebook post,
11 Tara R. Kellogg, as her own. (See DE 038, lines 9-10 and DE 040, line 6-7).

12 Lastly, Plaintiff has admitted that she actually disseminated videos of proceedings in the
13 above referenced case. (See DE 117. Lines 13-24; DE 118, lines 1-6). That colloquy went as
14 follows:

15 *Q: Well, let's back up. You testified – again, just to clarify—that you have*
16 *obtained videos of our hearings correct?*

17 *A: Yes.*

18 *Q: And you have disseminated those videos to Steve Sanson, correct?*

19 *A: Yes. I've already said that.*

20 *Q: Okay. And what is the purpose of that?*

21 *A: Public interest.*

22 *Q: Okay. And how does hat help you in trying to collect money from*

23 _____
is improper, the objections are deemed waived, and the response to the discovery request stands.”
Id.

24 Furthermore, in *Sprint Communs. Co., L.P. v. Comcast Cable Communs., LLC*, Sprint’s responses
25 to three requests for production “concluded with the statement, ‘[s]ubject to and without waiver of
26 the foregoing objections ... Sprint will produce non-privileged responsive documents within its
custody and control.’” This response left the court “wondering whether Sprint planned to withhold
27 certain documents based on its objections.” Spring could have appropriately replied “by objecting
to a specified part of the request (i.e., only the part seeking privileged information) and producing
28 documents requested in the rest of the request.” No. 11-2684, 2014 U.S. Dist. LEXIS 53971, 2014
WL 1569963 (D. Kan. Apr. 18, 2014). Plaintiff’s objections, therefore, are waived and her answer
should stand.



1 *[Alex]?*

2 *A: Like I said, Mr. Ghibaud, I'm not here to help or hinder you. I just*
3 *believe it is of public interest, because, he has a group called Veterans in*
4 *Politics. He's the one that – that used to, before the pandemic, would go*
5 *into courts and make, you know – you know, share with the public what*
6 *happens in courts, what happens with specific judges. There's a number of*
7 *things that his work does.*

8 Indeed, Plaintiff admits repeatedly that she disseminates videos of proceedings in this case
9 because she believes they are of “public interest” and so she believes there is nothing wrong with
10 disseminating those videos. (See DE 108, lines 4-18 – see particularly lines 13-18). Plaintiff has
11 gone so far as to have Mr. Sanson text Alex with links to videos he posts and mock him. (See DE
12 325).

13 Though Plaintiff claims she is trying to act in the “public interest”, in fact her motives are
14 to harm Alex, to embarrass him, and to disparage him publicly. For example, recently a
15 grievance was made to the State Bar of Nevada by an attorney named Karen Connolly, Esq. That
16 attorney, upon submitting the grievance, disseminated it on social media. Of course, Plaintiff
17 posted that grievance on her Facebook page. For example, the following colloquy demonstrates
18 that she in fact disseminated that grievance:

19 Q: Well let's talk about that. So any time I have a problem in my profession, for
20 example, recently there was a grievance filed by Karen Connolly, did you circulate
21 that – did you publish that on your Facebook account? Yes or No?

22 A: Yes. I – I posted it on my Facebook account.

23 (See DE 105, lines 10-16; See also DE 319 and 322). Plaintiff has also posted a screenshot of
24 Alex's disciplinary history on her Facebook page, presumably to embarrass him. (See DE 312).

25 Not only does Plaintiff disseminate the videos referenced above to Steve Sanson and
26 “Veterans in Politics”, she has sent them to “friends” and “family”. (See DE 050, lines 2-3). In
27 addition, Plaintiff has admitted that she posts those videos on her personal Facebook page “on
28 occasion” because, according to her, it is her “protected, inalienable first amendment freedom of
speech right to do so...” and everything she posted is “either true or [her] opinion.” (See DE 051,



1 lines 18-22; See also DE 308-311; DE 313-318; DE 321; DE 323). On some occasions, to
2 demonstrate her malicious intent, Plaintiff tags Alex's 20 year old daughter in her posts, to
3 further embarrass him and to disparage him to his own daughter. (See DE 318).

4 Indeed, Plaintiff's conduct is so egregious and so relentless that Alex has been compelled
5 file a complaint for defamation per se asking for money damages for separate posts that have
6 nothing to do with what Alex is requesting here. Alex's complaint is based on three separate
7 posts she made on Facebook, which are worth mentioning here to demonstrate Plaintiff's ill will,
8 bad faith, and malicious intent. For example, in paragraph 31 of Alex's complaint, he alleges that
9 Plaintiff made the following public post on her Facebook page:

10 As an example, one of many, Plaintiff posted on her Facebook page the following
11 post:

12 This is what typically happens to an average, run of the mill criminal who tries
13 desperately to mask his morally bankrupt behavior behind a fraudulent law degree
14 and law license (which I paid for no less). Always remember what a wise man once
15 told me, "Karma has no expiration date." This adage holds especially true when
16 you dedicate your life to pure evil and are devoid of the basic common sense that
17 God bestowed upon a garden variety head of lettuce. You see, when you lack a
18 moral compass in life, you will ultimately lose everything you thought you once
19 had, especially when it comes to perceived honor, dignity, integrity, loyalty, and
20 once upon a time, an actual family (rather than a cesspit of fellow junkies). In
21 conclusion, the lesson EVERYONE reading this post: Do not lose track of core
22 values.

23 (See DE 275, lines 7-15). In her answer and counterclaim, Plaintiff admits she posted this message
24 on her public Facebook page. (See DE 293, lines 14-15). The complaint also alleged that Plaintiff
25 made the following, public, statement on her personal Facebook page:

26 Hey everyone, so called "attorney" Alex Ghibardo is up to his juvenile antics again
27 on Facebook. He's created a few more fake Facebook profile (i.e., James Jones)
28 defaming me, kinda like the orgasms I used to fake when I was married to this
putrid and vile subhuman. Thanks for the additional criminal evidence, you soon to
be disbarred attorney and jailbird. Fly HIGH for as long as you can, as it's short
lived just like your law license.

(See DE 275, lines 15-20). Again, in her answer, Plaintiff admits she made that post. (See DE
293, lines 15-16). In yet another post, Alex's complaint alleged that Plaintiff made the following



1 post on her public Facebook page:

2 Hey “James Jones”, aka Alex Ghibaud, the sociopath who still refuses Doctor
3 recommended clinical therapy, maybe you should accurately set the record straight
4 for both of your Facebook “friends”. I put your ass out on the street because you’re
a piss poor excuse for a father. In addition to being a liar, cheat, thief, and JUNKIE!

5 (See DE 275, lines 20-24 and DE 276, lines 1-2). Again, in her answer to that complaint,
6 Plaintiff admits to posting that on her personal, and public, Facebook page. (See DE 293, lines
7 16-17). The exhibits to Alex’s complaint demonstrate more examples of Plaintiff’s ill will,
8 malice, and bad faith. (See DE 279-290).

9 Of note is an email Plaintiff sent to Alex directly. (See DE 288). There, Plaintiff calls
10 Alex an “idiot”, “unhinged”, “triggered by constant drug and alcohol abuse on a daily basis”, a
11 “lunatic, who is clearly on his way to inevitable disbarment and public humiliation by the sheer
12 stupidity of his own asinine words”, and a “foolish so-called “attorney”” who acts out of
13 “unprovoked and drug induced antics”. Plaintiff further states that “perhaps his forthcoming
14 incarceration and/or early retirement to join the ranks of the homeless street performers of
15 Fremont street may occur first. Who knows?” Id. Later, Plaintiff attempts to provoke a
16 confrontation, stating “You have something to say? Come say it to my face, you chicken shit
17 POS goofy looking, brain dead buffoon lol Enjoy your law license for the Next couple months,
18 you drug addict loser lol. Who loves ya, hairy ape ? Lol”. (See DE 287). This is from a person
19 that consistently files for protective orders alleging she is terrified of Alex, further demonstrating
20 her bad faith and brazen abuse of process.

21 In her deposition, Plaintiff was questioned about these statements. When asked whether
22 Alex has a moral compass, Plaintiff answered no. (DE 143, lines 9-11). When asked if it is a
23 statement of fact that Alex lacks a moral compass, Plaintiff answers yes. (DE 143, lines 12-15).
24 When asked if it is a statement of fact that Alex has no honor, dignity, integrity or loyalty she
25



1 answers that that is “her belief.” (DE 144, lines 2-7). When asked if Alex is a putrid, vile
2 subhuman, Plaintiff answered yes. (DE 146, lines 20-22). It should be noted that in her
3 deposition Plaintiff also admits that she disseminated videos of hearings in this matter to Brianna
4 Erickson, a report for the Las Vegas Review Journal. (See DE 162, lines 17-23; DE 164, line 10).
5 When asked if Plaintiff though that Alex was a “junky, a fraud, and a liar”, Plaintiff answered
6 yes. (See DE 170, lines 19-21). When asked if it is a statement of fact that Alex is pure evil,
7 Plaintiff answers yes. (DE 137, lines 5-14). When Plaintiff is asked if Alex is a fraud and not a
8 lawyer, she answers yes. (DE 132, lines 3-9).

10 Plaintiff has no intention of desisting from continuing to disparage Alex. Indeed, when
11 asked “If I pay you and you have no more reason to complain, are you going to continue to call
12 me a junky, are you going to call me a liar, and are you going to continue to send videos to Steve
13 Sanson? Yes or no?” (DE 256, lines 23-25 (next page) and DE 257, lines 1-2) Plaintiff answers
14 “I have no answer. You’re not going to control me.” (DE 257, lines 3-4). Plaintiff repeats that
15 answer after being asked the same question several times. (See DE 257, lines 8-13). When her
16 lawyer tries to clarify for her the same question, Plaintiff still refuses to commit to not further
17 disparaging or defaming Alex. (See DE 258, line 24-25 (25 is at top of next page) and DE 259,
18 lines 1-11). Plaintiff also implies that she will not assist or endeavor to remove the videos she
19 already disseminated when she states that “I have no control of any videos that are on the
20 internet.” (De 262, lines 3-13).

23 Bottom line, Plaintiff is acting in bad faith. She has no interest in collecting money. Her
24 interest is in destroying my ability to earn a living, which she claims she depends upon, her
25 intent is to further disparage me, and her intent is to destroy or devalue my business and cause
26 me to lose my license. Her endeavors are working. Alex’s paralegal, who is a 1099 employee
27 and often refers clients to Alex, has provided a declaration that states, specifically:
28



1 I, Karen Macaulay, am a paralegal for Alex Ghibauda under 1099 employment. I
2 also run a large support group for family law litigants and frequently refer people
3 seeking attorneys. On multiple occasions, I have referred people to Alex Ghibauda
4 based on the quality of work he creates and his excellent ability to advocate for his
5 clients. Unfortunately, on many occasions, the people I refer have declined to reach
6 out to Alex due to the negative social media posts concerning his personal case. I
7 have been asked if I saw the videos and am aware of his case. Many potential clients
8 were either aware of the posts before reaching out to me or became aware of them
9 when they googled Alex's name after referring them to him. The videos negatively
10 affect [the paralegals] ability to refer people to Alex and have caused potential
11 clients to hire other attorneys.

12 (See DE 307). It is a fact, therefore, that Plaintiff's endeavors, her determination to make the
13 parties private dispute public, her constant disparagement of Alex's character and her constantly
14 stating, as a matter of fact, that Alex is a fraud, a liar, a cheat, and a drug addict, have negatively
15 impacted Alex's ability to earn a living and have been a major factor in devaluing Alex as a
16 person and a lawyer, his brand, and his law firm. As such, Alex is requesting that Plaintiff be
17 sanctioned for every video she has disseminated and for every view generated by Plaintiff's
18 dissemination of those videos, which to date total 38,078 views.

19 Alex is requesting a sanction of \$10,000.00 for each and every instance in which Plaintiff
20 disseminated videos of hearings from the above referenced case directly to Steve Sanson and
21 Veteran's In Politics and an additional \$10.00 for each view generated and directly caused by
22 Plaintiff's dissemination of those videos, for a total monetary sanction of \$510,780.00. That is
23 the approximate value that Plaintiff's own expert previously determined was the value of Alex's
24 firm in September of 2020, just before Plaintiff began disseminating videos from the sealed file
25 and defaming Alex online, on a regular basis.

26 ///

27 ///

28 ///

///



III. LEGAL ANALYSIS

- a. Plaintiff should be order to show cause why she should not be held in contempt for brazenly, deliberately, and maliciously violating this Court's order sealing the file and prolifically disseminating videos of the proceedings in this matter.

This Court has the inherent authority to enforce its orders. In this regard, NRS 1.210(3) provides the Court with the power to compel obedience to its lawful judgments, orders and process, and to the lawful orders of its judge out of court in an action or proceeding pending therein. When contempt is committed outside the immediate view and presence of the court, NRS 22.030 governs, and provides in part:

If a contempt is not committed in the immediate view and presence of the court or judge at chambers, an affidavit must be presented to the court or judge of the facts constituting the contempt, or a statement of the facts by the masters or arbitrators.

Meanwhile, NRS 22.100 establishes the penalty of contempt and provides:

Upon the answer and evidence taken, the court or judge or jury, as the case may be, shall determine whether the person proceeded against is guilty of the contempt charged; and if it be found that he is guilty of the contempt, a fine may be imposed on him not exceeding \$500, or he may be imprisoned not exceeding 25 days, or both, but no imprisonment shall exceed 25 days except as provided in NRS 22.110.

Here, there is a clear Court order that is not ambiguous. On October 31, 2019, this Court ordered the file in this matter sealed. (See Defendant's Exhibits (DE) 001-002). That order stated that "IT IS HEREBY ORDERED THAT the file in the above matter be sealed pursuant to NRS 125.110(2)." Id. This Court added, in its own writing, the following language: "The file is only sealed to the extent allowed by NRS 125.110." Id. There was a notice of entry of that order. On November 1st, 2019, the order sealing file was noticed to Plaintiff's then attorney, Sigal Chattah, Esq. The order was never challenged, to this day.

Furthermore, Plaintiff made clear that she was aware that there was an order sealing the file. In her deposition, the following colloquy occurred:

Q: Okay. And in that D case, is that D case sealed?

A: Not the videos.

This indicates that Plaintiff was well aware of the order.



1 Indeed, she stated, in her deposition, that “[w]hat I do know is that videos are not included
2 in a sealed case.” (See DE 110, lines 17-19). Plaintiff then states she came to that conclusion by
3 reading the statute (DE 110, lines 18-19), that she spoke to her attorney about the matter (DE 111,
4 lines 1-3; and DE 111, lines 22-24), a district court Judge in Minnesota (DE 112, lines 1-2), and
5 her previous attorney, Chris Reed (DE 112, lines 3-4). Ultimately, she decided to disseminate the
6 videos because, she claims, it was in the public’s interest to do so. (See DE 108, lines 4-18 – see
7 particularly lines 13-18). Therefore, Plaintiff’s violation of this Court’s order was willful and
8 deliberate.

9 Furthermore, that she thought it was in the public’s interest to inform them that Alex has
10 not paid alimony or child support, contrary to her own pecuniary interests, indicates that Plaintiff
11 acted out of malice. Indeed, her canned answer to why she would try and undermine Alex’s ability
12 to earn a living was that she was not trying to either help or hinder me in earning a living and if it
13 was in the public interest to post the videos she would. (See DE 108, lines 4-24). Plaintiff’s conduct
14 is actually harming, and continues to harm, Alex’s ability to earn an income, as Karen Macaully
15 testified under penalty of perjury. Plaintiff, therefore, needs to be held in contempt and fined for
16 her prior conduct and continue to be fined until such time as those videos are removed from the
17 internet.

18 To date, the following videos are posted online:

<u>URL LINK</u>	<u>No. of VIEWS</u>	<u>DATE OF HEARING</u>	<u>DATE POSTED</u>
https://www.youtube.com/watch?v=Mb9qQ3rqlfQ	3687	August 26, 2021	September 9, 2021
https://www.youtube.com/watch?v=BKTrP3I3QgU	2858	June 6, 2019	November 1, 2021
https://www.youtube.com/watch?v=uiIYddxYQO0	1961	November 13, 2017	December 7, 2021
https://www.youtube.com/watch?v=klgdJc_OMk4	2686	July 17, 2020	July 28, 2021



https://www.youtube.com/watch?v=8Lb5FpuDbQw	3275	August 12, 2020	July 28, 2021
https://www.youtube.com/watch?v=g2XflQrKQis	4629	December 12, 2017	August 16, 2021
https://www.youtube.com/watch?v=5mTYONXjWHo	2486	November 23, 2021	December 10, 2021
https://www.youtube.com/watch?v=p0HIUsP2iD8	2215	August 19, 2021	September 7, 2021
https://www.youtube.com/watch?v=laQ1ijoFYPk	4077	June 2, 2021	September 6, 2021
https://www.youtube.com/watch?v=RwqkKilBmDI	2706	August 19, 2021	September 7, 2021
https://www.youtube.com/watch?v=0kuFm6spy8Q	2722	August 19, 2021	September 9, 2021
https://www.youtube.com/watch?v=a-l4TnRuid8	3703	February 3, 2021	February 3, 2021
https://www.youtube.com/watch?v=GxvlMugOFbM	1073	August 19, 2021	September 9, 2021



Further, there are 78 views on VIPI's Rumble account found at:
<https://rumble.com/user/Devildog1285?q=alex%20ghibaudo>. There are an additional 313 views posted by a denizen of Facebook known as Jes Caruss located at:

https://www.youtube.com/playlist?list=PLYKrMUSZsvxLuEUZqm_iqt8yhOXYvAl-

Also, Plaintiff has multiple videos of proceedings in this matter posted on her personal Facebook page. (See DE 308-311; 313-318; 321; and 323). These videos, posted on Plaintiff's personal Facebook page and all other social media platforms, need to be removed.

However, the damage is already done and Plaintiff should be fined for her wanton and deliberate conduct in the amount of \$500.00 (only because the statute caps any monetary sanction at that amount) for each video Plaintiff initially disseminated and \$10.00 for each video actually viewed. For the initial 13 videos, Plaintiff should pay \$6,500.00. For the 38,078 views of those videos, Plaintiff should pay \$380,780.00. Plaintiff should be fined \$500.00 a day for every day those videos remain online and the burden should be on her to make sure they are removed from all social media and online platforms.

b. Plaintiff should be sanctioned pursuant to EDCR 7.60(b)(4) for violating EDCR 5.210.

EDCR 5.210(e) provides the following:

Rule 5.210. Trial and hearings may be private pursuant to NRS 125.080.

(e) The court shall retain supervisory power over its own records and files, including the electronic and video records of proceedings. Unless otherwise ordered, the record of a private hearing, or record of a hearing in a sealed case, shall be treated as confidential and not open to public inspection. Parties, their attorneys, and such staff and experts as those attorneys deem necessary are permitted to retain, view, and copy the record of a private hearing for their own use in the representation. Except as otherwise provided by rule, statute, or court order, no party or agent shall distribute, copy, or facilitate the distribution or copying of the record of a private hearing or hearing in a sealed case (including electronic and video records of such a hearing). Any person or entity that distributes or copies the record of a private



1 *hearing shall cease doing so and remove it from public access upon being put*
2 *on notice that it is the record of a private hearing.*

3 (Emphasis added).

4 Here, on January 4th, 2022, and pursuant to EDCR 5.210(e), written notice was provided
5 that those videos need to be removed. Plaintiff refused. The statute is clear and leaves no room for
6 discretion: Any person or entity that distributes or copies the record of a private hearing shall cease
7 doing so and remove it from public access upon being put on notice that is is the record of a private
8 hearing. Again, that notice was provided and ignored.

9 Under EDCR 7.60(b)(4):

10 The court may, after notice and an opportunity to be heard, impose upon an attorney
11 or a party any and all sanctions which may, under the facts of the case, be
12 reasonable, including the imposition of fines, costs or attorney's fees when an
13 attorney or a party without just cause...Fails or refuses to comply with these rules.

14 Here, again, Plaintiff was given notice to remove any and all videos. Plaintiff refused but
15 failed to provide any reason to do so. Rather, Plaintiff's attorney simply stated "Our client is
16 informed of your position regarding this matter." In actual discussions, Plaintiff and her attorneys
17 actually represented that the rule cited does not apply. Thus, they failed to provide just cause for
18 their refusal to comply with EDCR 5.210, exposing both Plaintiff and her attorneys to sanctions.

19 As discussed above, and due to the permanent harm Plaintiff has caused Alex and his
20 business, and the constant attacks on his character, Alex is requesting a sanction of \$10,000.00
21 for each and every instance in which Plaintiff disseminated videos of hearings from the above
22 referenced case directly to Steve Sanson and Veteran's In Politics and an additional \$10.00 for
23 each view generated and directly caused by Plaintiff's dissemination of those videos, for a total
24 monetary sanction of \$510,780.00. That is the approximate value that Plaintiff's own expert
25 previously determined was the value of Alex's firm in September of 2020, just before Plaintiff
26 began disseminating videos from the sealed file and defaming Alex online, on a regular basis.
27
28



1 c. A note concerning Plaintiff's failure to pay the amount ordered after the parties
2 September 2020 hearing.

3 On February 3rd, 2021, this Court held a hearing on Plaintiff's motion for contempt. The
4 Court minutes from that hearing state the following:

5 Court noted on 12/14/2020, Defendant filed a Notice of Appeal, and Plaintiff filed
6 a Notice of Appeal on 12/17/2020. Court stated the only jurisdiction this Court has
7 is collateral jurisdiction. Further, the Court cannot adjudicate fees claims since the
8 issue is not collateral. **Also, the Court is not going to litigate this case while on**
9 **appeal.** Court stated it is not having a civil contempt hearing at this time. Attorney
10 Reade stated they disagree with the Court's decision. Court stated civil contempt is
11 a tool of the Court. COURT ORDERED, the following: Based on the APPEAL, the
12 Court determines the ADJUDICATING COSTS and FEES requests are NOT
13 COLLATERAL to FINANCIAL JUDGMENTS. Plaintiff's REQUESTS in her
14 MOTION shall be DENIED WITHOUT PREJUDICE.

15 It was Alex's understanding, after that hearing, and given the Court's comments, that
16 execution of the judgment issued on November 11, 2010 was stayed because both parties noticed
17 an appeal of the Court's decision. Specifically, Alex was under the impression that the Court
18 indicated that because the appeal directly challenged the order awarding alimony that it could not,
19 and would not, address that issue in any way.

20 On June 2nd, 2021, another motion for contempt for non-payment of support was heard.
21 The minutes reflect the Court's orders concerning that motion. There, this: "COURT NOTED
22 there were notices of appeal filed by Defendant 12/14 and 12/17. Court stated it only has collateral
23 jurisdiction while that is pending." Based on that, again, Alex was under the impression that
24 because the appeal challenged the order awarding periodic payments directly, that the matter was
25 stayed pending resolution of the issue by the Nevada Supreme Court.

26 When, on November 23rd, 2021 this Court reversed its position and indicated it expected
27 payment, Alex paid his Court ordered support. To date, Alex has paid \$7,500.00 toward support,
28 reflecting payments for the months of December 2021, January 2022, and February 2022. Thus,
Alex comes before this Court seeking relief with clean hands and requests that this Court enforce
its orders.



- 1 d. Alex requests that this Court clarify its order sealing the file in this matter so that
2 he may attempt to persuade the social media platforms indicated to remove the
3 videos complained of from there platforms.

4 The district court "has inherent power to construe its judgments and decrees for the
5 purpose of removing any ambiguity." *Kishner v. Kishner*, 93 Nev. 220, 225-26, 562 P.2d 493,
6 496 (1977). In this case, Alex attempted to compel Youtube to remove the offending videos by
7 providing it the order sealing the file. Youtube rejected that request without comment. Alex
8 therefore requests leave to amend the order to add language that, after proper research and
9 consideration, may persuade Youtube to remove the videos at issue. This is by no means an
10 admission that the order is ambiguous. It is not. Neither NRS 125.110 nor EDCR 5.210 has ever
11 been challenged in the Nevada Supreme Court and the language, particularly EDCR 5.210 is
12 clear as day. Also, the word "proceedings" clearly encompasses hearings, whether recorded by
13 audio/visual means or not – the plain language of the statute could yield only that one
14 interpretation.

15 Youtube and Facebook, apparently, could not understand the statute, presumably,
16 because they provided no explanation for their decision. As such, Alex asks leave of the Court to
17 attempt to clarify the order within the bounds of NRS 125.110 in an effort to utilize that order to
18 remove the videos from the social media platforms discussed above. It is important to note that
19 Alex attempted to negotiate a stipulation and order doing just that with Plaintiff but again she
20 refused because it is her intent to keep those videos up forever to embarrass Alex and reduce his
21 ability to earn a living, out of pure spite.

22 **IV. CONCLUSION**

23 For the foregoing reasons, Alex asks this Court to sanction Plaintiff under either NRS
24 22.100 in the amount of \$380,780.00 in addition to fining Plaintiff \$500.00 a day for every day
25 those videos remain online or sanction Plaintiff AND her attorney \$510,780.00 under EDCR
26 7.60(b)(4) for refusing to remove the videos that are demonstrably harming Alex's ability to earn
27 a living and destroying the brand he has attempted to build since the firm opened in June of 2016,
28 which Plaintiff has engaged in out of pure spite (and which her current attorney appears to be
conspiring with her to do so now as well, given their advice concerning NRS 125.110(2) and
EDCR 5.210).



DECLARATION OF ALEX GHIBAUDO, ESQ.

I, Alex Ghibaud, Esq., do hereby swear under penalty of perjury that the following is true and correct:

1. On October 31, 2019, this Court ordered the file in this matter sealed. (See Defendant's Exhibits (DE) 001-002). That order stated that "IT IS HEREBY ORDERED THAT the file in the above matter be sealed pursuant to NRS 125.110(2)." This Court added, in its own writing, the following language: "*The file is only sealed to the extent allowed by NRS 125.110.*"
2. That Plaintiff has violated that order by disseminating at least 13 videos of hearings from these proceedings in violation of the Court's order sealing file.
3. Those thirteen videos are as follows:

<u>URL LINK</u>	<u>No. of VIEWS</u>	<u>DATE OF HEARING</u>	<u>DATE POSTED</u>
https://www.youtube.com/watch?v=Mb9qQ3rqlfQ	3687	August 26, 2021	September 9, 2021
https://www.youtube.com/watch?v=BKTrP3I3QgU	2858	June 6, 2019	November 1, 2021
https://www.youtube.com/watch?v=uiIYddxYQO0	1961	November 13, 2017	December 7, 2021
https://www.youtube.com/watch?v=klgdJc_OMk4	2686	July 17, 2020	July 28, 2021
https://www.youtube.com/watch?v=8Lb5FpuDbQw	3275	August 12, 2020	July 28, 2021
https://www.youtube.com/watch?v=g2XflQrKQis	4629	December 12, 2017	August 16, 2021
https://www.youtube.com/watch?v=5mTYONXjWHo	2486	November 23, 2021	December 10, 2021
https://www.youtube.com/watch?v=p0HIUsP2iD8	2215	August 19, 2021	September 7, 2021
https://www.youtube.com/watch?v=laQ1ijoFYpK	4077	June 2, 2021	September 6, 2021
https://www.youtube.com/watch?v=RwqkKilBmDI	2706	August 19, 2021	September 7, 2021
https://www.youtube.com/watch?v=0kuFm6spy8Q	2722	August 19, 2021	September 9, 2021
https://www.youtube.com/watch?v=a-l4TnRuid8	3703	February 3,	February 3,



		2021	2021
https://www.youtube.com/watch?v=GxvIMugOFbM	1073	August 19, 2021	September 9, 2021

4. Further, there are 78 views on VIPI's Rumble account found at:
<https://rumble.com/user/Devildog1285?q=alex%20ghibaudo>. There are an additional 313 views posted by a denizen of Facebook known as Jes Caruss located at:
https://www.youtube.com/playlist?list=PLYKrMUSZsvxLuEUZqm_iqt8yhOXMYvAl-
5. That the videos disseminated by Plaintiff, by her own admission (See DE 117. Lines 13-24; DE 118, lines 1-6), have been viewed 38,078 times on Veterans In Politics Youtube and Rumble page and that they have been viewed an additional 78 times on Facebook through Jes Caruss.
6. That Alex gave notice to Plaintiff pursuant to EDCR 5.210(e) to cease and desist from further posting videos and to remove those already posted but was ignored.
7. To date, the videos referenced above and those indicated are on Plaintiff's personal Facebook page remain and are visible to the general public. A simple Google search of Alex's name will reveal all said videos.
8. That as a result, Alex's business, character, and standing among the legal and general community has suffered and made it exceedingly difficult to so much as get potential clients to meet with him. (See DE 307: Declaration of Karen Macauly).
9. As a result, Alex seeks monetary sanctions against Plaintiff pursuant to NRS 22.100 in the amount of \$380,780.00 in addition to fining Plaintiff \$500.00 a day for every day those videos remain online. Alternatively, Alex asks that this Court sanction Plaintiff AND her attorney \$510,780.00 under EDCR 7.60(b)(4) for refusing to remove the videos that are demonstrably harming Alex's ability to earn a living and destroying the brand he has attempted to build since the firm opened in June of 2016, which Plaintiff has engaged in out of pure spite (and which her current attorney appears to be conspiring with her to do so now as well, given their advice concerning NRS 125.110(2) and EDCR 5.210(e).



1 10. I make this affidavit in good faith

2 **I declare under penalty of perjury under the laws of the State of Nevada (NRS 53.045 and**
3 **28 USC sec. 1746), that the foregoing is true and correct**

4 Dated this 7th day of February, 2022.

5 *//s// Alex Ghibaud*

6 _____
ALEX GHIBAUDO



CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I declare under penalty of perjury, under the law of the State of Nevada, that I served a true and correct copy of *Motion for an Order to Show Cause et al.*, on February 7th, 2022, as follows:

- ☒ Pursuant to EDCR 8.05(a), EDCR 8.05(f), NRCP 5(b)(2)(D), and Administrative Order 14-2 captioned “*In the Administrative Matter of Mandatory Electronic Service in the Eighth Judicial District Court*,” by mandatory electronic service through the Eighth Judicial District Court’s electronic filing system;
- ☐ By depositing a copy of same in a sealed envelope in the United States Mail, postage pre-paid, in Las Vegas, Nevada;
- ☐ Pursuant to EDCR 7.26, sent via facsimile by duly executed consent for service by electronic means.

To the following address:

Jonathan K. Nelson, Esq.
Nevada Bar No. 12836
10120 South Eastern Avenue, Suite 200
Henderson, Nevada 89052
Telephone: (702) 727-9900
Jonathan@jknelsonlaw.com
Attorney for Plaintiff

//s//Alex Ghibaud

Alex B. Ghibaud
Defendant in Proper Person

**EIGHTH JUDICIAL DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA**

TARA KELLOGG

Plaintiff/Petitioner

vs.

ALEX GHIBAUDO

Defendant/Respondent

Case Number: **D-15-522043-D**Department: **H**

**MOTION/OPPOSITION
FEE INFORMATION SHEET**

Notice: Motions and Oppositions 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 checked="" type="checkbox"/>	\$25	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-		
<input type="checkbox"/>	\$0	The Motion/Opposition being filed is not subject to the \$25 reopen fee because:
	<input 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 with 10 days after a final judgment or Decree was entered. The final Order was entered on: _____.
	<input type="checkbox"/>	Other Excluded Motion

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

<input checked="" type="checkbox"/>	\$0	The Motion/Opposition being filed is not subject to the \$129 or \$57 fee because:
	<input checked="" type="checkbox"/>	The Motion/Opposition is being filed in a case 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/Opposition 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 filed 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
☐ \$0 ☒ \$25 ☐ \$57 ☐ \$82 ☐ \$129 ☐ \$154

Party filing Motion/Opposition: **Defendant**Date: **2-6-22**Signature of Party or Preparer: //s//Alex Ghibauda

EXHIBIT 2



1 **NEOJ**

2 Alex B. Ghibauda, Esq.

3 Nevada Bar No. 10592

4 **ALEX B. GHIBAUDO, PC.**

5 197 E California Ave, Ste 250

6 Las Vegas, Nevada 89104

7 T: (702) 462-5888

8 E: alex@glawvegas.com

9 *Defendant in Proper Person*

10 **EIGHTH JUDICIAL DISTRICT COURT**
11 **CLARK COUNTY, NEVADA**

12 TARA KELLOGG GHIBAUDO,

13 Plaintiff,

14 vs.

15 ALEX GHIBAUDO,

16 Defendant.

Case Number: D-15-522043-D

Department: H

17 **NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW, AND**

18 **ORDER**

19 PLEASE TAKE NOTICE that on the 14th day of April 2022, a *Findings of Fact,*
20 *Conclusions of Law, and Order* was entered in the above-entitled matter, a copy of which
21 is attached hereto.

22 DATED this 14th day of April 2022.

23 By: /s/ Alex B. Ghibauda

24 Alex B. Ghibauda, Esq.

25 Nevada Bar No.: 10592

26 197 E California Ave, Ste 250

27 Las Vegas, Nevada 89104

28 *Defendant in Proper Person*



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 14th day of April 2022, I served a true and correct copy of the foregoing **NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**, via the Court designated electronic service program and/or U.S. Mail, first class postage prepaid, addressed to the following:

Yasmin Khayyami, Esq.
Yasmin.khayyami@jknelsonlaw.com

Jonathan K. Nelson, Esq.
Jonathan@jknelsonlaw.com

By: /s/ Crystal Reed
An Employee of ALEX B. GHIBAUDO, P.C.

ORDR

Alex B. Ghibaudo
197 E California Ave Suite 250
Las Vegas, Nevada 89104
T: (702) 462-5888
F: (702) 924-6553
E: alex@glawvegas.com
Defendant in Proper Person

**EIGHTH JUDICIAL DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA**

TARA KELLOGG,

Plaintiff,

vs.

ALEX GHIBAUDO,

Defendant.

Case Number: D-15-522043-D

Department: H

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

THIS MATTER came before the Honorable Judge Arthur Ritchie on March 21, 2022 for a hearing on Defendant's motion for an order to show cause and for sanctions against Plaintiff. Present before the Court was Defendant Alex Ghibaudo, appearing in proper person, and Plaintiff Tara Kellogg, by and through her attorney of record, Jonathan Nelson of Jonathan Nelson Law Firm. Having considered the pleadings and the parties' arguments, the Court makes the following findings, conclusions of law, and orders:

1 **FINDINGS OF FACT**

2 **THE COURT HEREBY FINDS** that Post-judgment proceedings are
3 divorce proceedings within the purview of NRS 125.110, EDCR 5.210, and the
4 Confidentiality Agreement and Protective Order executed by the parties, signed by
5 this Court and filed March 26, 2020.
6

7 **THE COURT FURTHER FINDS** that the Stipulated Confidentiality
8 Agreement and Protective Order filed March 26, 2020, which was signed by both
9 parties and both parties' counsel, expressly provides that both parties have an
10 expectation of privacy in these divorce proceedings as it relates to materials (which
11 encompasses videos of proceedings in this case) stemming from these divorce
12 proceedings and the decree of divorce issued February 2, 2017.
13
14

15 **THE COURT FURTHER FINDS** that the dissemination of videos of
16 hearings and proceedings in this case is a direct violation of the Confidentiality
17 Agreement and Protective Order filed in this case on March 26, 2020.
18

19 **THE COURT FURTHER FINDS** that the parties also agreed that a
20 violation of the Confidentiality Agreement and Protective Order constitutes
21 irreparable harm to the aggrieved party.
22

23 **THE COURT FURTHER FINDS** that it is persuaded that Defendant has a
24 basis to object to any and all videos of hearings in these divorce proceedings being
25 posted by Plaintiff and disseminated to third parties and posted by third-parties.
26

27 **THE COURT FURTHER FINDS** that it is reticent to proceed with show
28 cause hearings because the matter is currently on appeal.

1 **THE COURT FURTHER FINDS** that Plaintiff has admitted that she has
2 posted videos before and after the Confidentiality Agreement and Protective Order
3 was executed or that she has facilitated the dissemination and posting of videos
4 from these hearings before and after the Confidentiality Agreement was executed
5 and that Plaintiff objects to such conduct.
6

7 **THE COURT FURTHER FINDS** that a dissemination of videos from
8 hearings in these proceedings violates Nevada law (NRS 125.110), violates Eighth
9 Judicial District Court Rules (EDCR 5.210), and violates the express contract the
10 parties executed (Confidentiality Agreement and Protective Order filed March 26,
11 2020) and balanced against the constitutional rights that both parties have in this
12 case, dissemination of materials in this case, including, but not limited, to videos
13 from hearings in this case, is not allowed.
14

15 **THE COURT FURTHER FINDS** that there is no gag order in this matter.
16

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1 **CONCLUSIONS OF LAW AND ORDER**

2 **THE COURT HEREBY ORDERS** that videos of these divorce
3 proceedings which encompass post-judgment divorce proceedings in this matter
4 are private and not accessible to the public and shall be removed from public
5 inspection.
6

7 ~~**THE COURT FURTHER ORDERS** that nothing shall be disclosed from~~
8 ~~these divorce proceedings except to the parties, counsel, the authors of confidential~~
9 ~~information, expert witnesses, and no one else.~~ (TAR)

11 **THE COURT FURTHER ORDERS** that distribution of private videos
12 from these proceedings and any proceedings stemming from the parties' decree of
13 divorce shall immediately cease.
14

15 **THE COURT FURTHER ORDERS** that Plaintiff is directed to take active
16 measures to remove videos of hearings from these proceedings previously posted
17 publicly and videos stemming from the decree of divorce in these private
18 proceedings previously posted publicly from public access.
19

20 **THE COURT FURTHER ORDERS** that Plaintiff shall be given an
21 opportunity to comply with the law and take active measures to have those videos
22 from hearings in this case either posted on social media by Plaintiff or
23 disseminated and posted by third-parties on any social media platforms, including
24 but not limited, Youtube, Facebook, third party entities or other persons, before
25 this Court takes any further legal action against Plaintiff in favor of Defendant.
26
27
28

1 **THE COURT FURTHER ORDERS** that this Court adopts as an order of
2 the Court EDCR 5.210 et seq., which states:

3 (a) Except as otherwise provided by another rule or statute, the court
4 shall, upon demand of either party, direct that the hearing or trial in an
5 action for divorce be private.

6 (b) Except as otherwise provided in subsections (c) or (d), upon such
7 demand of either party, all persons must be excluded from the court or
8 chambers wherein the action is tried, except:

- 9 (1) The officers of the court;
- 10 (2) The parties;
- 11 (3) The counsel for the parties and their staff;
- 12 (4) The witnesses (including experts);
- 13 (5) The parents or guardians of the parties; and
- 14 (6) The siblings of the parties.

15 (c) The court may, upon oral or written motion of either party or on
16 its own motion, exclude the parents, guardians, or siblings of either
17 party, or witnesses for either party, from the court or chambers
18 wherein the hearing or trial is conducted. If good cause is shown for
19 the exclusion of any such person, the court shall exclude any such
20 person.

21 (d) If the court determines that the interests of justice or the best
22 interest of a child would be served, the court may permit a person to
23 remain, observe, and hear relevant portions of proceedings
24 notwithstanding the demand of a party that the proceeding be private.

25 (e) The court shall retain supervisory power over its own records and
26 files, including the electronic and video records of proceedings.
27 Unless otherwise ordered, the record of a private hearing, or record of
28 a hearing in a sealed case, shall be treated as confidential and not open
to public inspection. Parties, their attorneys, and such staff and experts
as those attorneys deem necessary are permitted to retain, view, and
copy the record of a private hearing for their own use in the
representation. Except as otherwise provided by rule, statute, or court
order, no party or agent shall distribute, copy, or facilitate the
distribution or copying of the record of a private hearing or hearing in
a sealed case (including electronic and video records of such a
hearing). Any person or entity that distributes or copies the record of a
private hearing shall cease doing so and remove it from public access
upon being put on notice that it is the record of a private hearing.

1 **THE COURT FURTHER ORDERS** that the Court is issuing a stay on
2 further proceedings concerning sanctioning or imposing any other legal remedies
3 on Plaintiff for 30 days after notice of entry of this order to allow Plaintiff time to
4 appeal this order, if any appeal is appropriate under the Nevada Rules of Appellate
5 Procedure. After that, Defendant can seek what remedy is available to him
6 pursuant to NRS 125.110, EDCR 5.210(e), the Confidentiality Agreement and
7 Protective Order, or any other appropriate legal remedy.
8

9
10 ~~**THE COURT FURTHER ORDERS** that enforcement of this Order,~~
11 ~~request for sanctions, or any other appropriate legal remedy related to this Order is~~
12 ~~a party's right and not the Court's right.~~ (TAR)
13

14 **IT IS SO ORDERED.**

15 Dated this _____ day of _____, 2022 Dated this 14th day of April, 2022



18 **DISTRICT COURT JUDGE**
19 7A9 EC3 264F 9431
20 T. Arthur Ritchie
21 District Court Judge

22 Respectfully Submitted:

23 Approved as to form and content by:

24 //s// Alex B. Ghibaudo

25 **REFUSED SIGNATURE**

26 _____
27 Alex B. Ghibaudo, Esq.
28 197 E California Ave, Ste 250
 Las Vegas, NV 89104
 Alex@glawvegas.com
 Defendant in Proper Person

Jonathan K. Nelson, Esq.
Nevada Bar No. 12836
10120 South Eastern Avenue, Suite
200 Henderson, Nevada 89052
Telephone: (702) 727-9900
Jonathan@jknelsonlaw.com
Attorney for Plaintiff

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 Tara Kellogg Ghibaud, Plaintiff | CASE NO: D-15-522043-D
7 vs. | DEPT. NO. Department H
8 Alex Ghibaud, Defendant.
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order was served via the court's electronic eFile system to all
13 recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 4/14/2022

15 "Trevor M. Creel, Esq." .	Trevor@willicklawgroup.com
16 Reception .	Email@willicklawgroup.com
17 Victoria Javiel .	victoria@willicklawgroup.com
18 R. Reade	create@crdslaw.com
19 Sigal Chattah	Chattahlaw@gmail.com
20 Alex Ghibaud	alex@glawvegas.com
21 Michancy Cramer	michancy@glawvegas.com
22 Ashanti Hargis	ashanti@jknelsonlaw.com
23 Elizabeth Arthur	earthur@crdslaw.com
24 Elizabeth Paul	elizabeth@jknelsonlaw.com
25 Jonathan Nelson	courts@jknelsonlaw.com

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Andrew David	adavid@crdslaw.com
Yasmin Khayyami	yasmin.khayyami@jknelsonlaw.com

EXHIBIT 3

Tara Kellogg Ghibaudo, Plaintiff vs. Alex Ghibaudo, Defendant.

www.pearsoned.com

Case Type: **Divorce - Complaint**
 Subtype: **Complaint Subject Minor(s)**
 Date Filed: **10/02/2015**
 Location: **Department H**
 Case Number: **D522043**
 The Court No.: **82248**
84778

Defendant **Ghibaud, Alex**
7308 Lost Shadow CT
Las Vegas, NV 89131

Lead Attorneys
Alex Ghibaud
Retained
702-978-7090(W)

Plaintiff Kellogg Ghibaudo, Tara *Now Known*
As Kellogg, Tara
** Confidential Address **

Jonathan K Nelson
Retained
702-727-9900(W)

Subject Minor	Ghibaudo, Nicole Beatrice	Female
----------------------	----------------------------------	---------------

DISPOSITIONS

02/17/2017	Judgment (Judicial Officer: Brown, Lisa) Judgment (\$2,136.27, In Full , Medical Insurance Arrears for Minor Child) Judgment (\$3,425.18, In Full , Family Support Arrears) Judgment (\$4,225.15, In Full , Medical Insurance Arrears for PL)
05/16/2017	Judgment (Judicial Officer: Brown, Lisa) Judgment (\$2,000.00, In Full , Attorney's Fees (awarded to plaintiff))
08/23/2017	Judgment (Judicial Officer: Ritchie, T. Arthur, Jr.) Judgment (\$3,425.18, In Full , Family support)
11/13/2017	Judgment (Judicial Officer: Ritchie, T. Arthur, Jr.) Judgment (\$29,752.27, In Full , Arrears (see Order filed 11/13/2017 for breakdown - Awarded to Plaintiff))
03/16/2018	Judgment (Judicial Officer: Ritchie, T. Arthur, Jr.) Judgment (\$61,758.97, In Full , Attorneys Lien)

OTHER EVENTS AND HEARINGS

10/01/2015	Complaint for Divorce	Doc ID# 1	
	<i>[1] Complaint for Divorce</i>		
10/06/2015	Verification	Doc ID# 2	
	<i>[2]</i>		
10/06/2015	Summons		Unreserved
	Ghibauda, Alex		
10/07/2015	Joint Preliminary Injunction	Doc ID# 3	
	<i>[3] Joint Preliminary Injunction</i>		
10/19/2015	Financial Disclosure Form	Doc ID# 4	
	<i>[4] General Financial Disclosure Form</i>		
10/20/2015	Affidavit	Doc ID# 5	
	<i>[5] Plaintiff Tara Kellogg Ghibauda's Affidavit in Motion for Temporary Orders to Establish Temporary Custody Child Support and Spousal Support</i>		
10/20/2015	Motion	Doc ID# 6	
	<i>[6] Plaintiff's Motion for Temporary Orders to Establish Temporary Custody Child Support and Spousal Support</i>		
10/22/2015	Notice of Motion	Doc ID# 7	
	<i>[7] Notice of Motion for Temporary Orders to Establish Temporary Custody and Child Support</i>		
11/05/2015	Three Day Notice of Intent to Default	Doc ID# 8	
	<i>[8] Three Day Notice of Intent to Default</i>		
11/11/2015	Answer - Divorce, Annulment, Separate Maintenance	Doc ID# 9	
	<i>[9] Answer to Plaintiff's Complaint for Divorce</i>		
11/19/2015	Motion (10:00 AM) (Judicial Officer Brown, Lisa)		
	<i>Pltf's Motion for Temporary Orders to Establish Temporary Custody Child Support and Spousal Support</i>		
	Parties Present		
	Minutes		
	Result: Matter Heard		
11/30/2015	NRCP 16.2 Case Management Conference Order	Doc ID# 10	
	<i>[10] NRCP 16.2 Case Management Conference</i>		
02/03/2016	Order	Doc ID# 11	
	<i>[11] Order From Hearing of November 19, 2015</i>		

Respondent's Exhibits041

02/23/2016 **Status Check** (11:00 AM) (Judicial Officer Brown, Lisa)
Decree
Result: Matter Heard

02/23/2016 **Case Management Conference** (11:00 AM) (Judicial Officer Brown, Lisa)
Result: Non Jury Trial

02/23/2016 **All Pending Motions** (11:00 AM) (Judicial Officer Brown, Lisa)
[Parties Present](#)
[Minutes](#)
Result: Matter Heard

02/25/2016 **Notice of Scheduling Settlement Conference** Doc ID# 12
[12] Notice of Settlement Conference

02/25/2016 **Order Setting Civil Non-Jury Trial** Doc ID# 13
[13] Order Setting Civil Non-Jury Trial

03/11/2016 **Financial Disclosure Form** Doc ID# 14
[14] General Financial Disclosure Form

05/01/2016 **Request** Doc ID# 15
[15] Request for Production of Documents and Entry Upon Land

05/01/2016 **Notice of Deposition** Doc ID# 16
[16] Notice of Deposition

05/01/2016 **Interrogatories** Doc ID# 17
[17] Defendant's First Request for Interrogatories

05/01/2016 **Counterclaim** Doc ID# 18
[18] Counterclaim for Divorce

05/01/2016 **Motion** Doc ID# 19
[19] Motion to Modify Custody, Motion to Modify Family Support, Motion to Dismiss, Motion to Amend Defendant's Answer, Motion in Limine, For a Behavior Order, For a motion Joining Evan D. Schwab and the Schwab Law Group, for Sanctions Against Plaintiff and Attorney Sigal Chattah, Esq.

05/03/2016 **Ex Parte Application** Doc ID# 20
[20] Ex Parte Application for an Order Shortening Time

05/03/2016 **Supplement** Doc ID# 21
[21] Supplement to Defendant's Motion

05/11/2016 **Opposition to Motion** Doc ID# 22
[22] Plaintiff Tara Kellogg Ghibaud's Opposition to Motion for Modification of Temporary Orders Etc.

05/12/2016 **Stricken Document** Doc ID# 23
[23] ***STRICKEN PER MINUTE ORDER OF 5/12/16*** Settlement Brief

05/12/2016 **Minute Order** (3:30 PM) (Judicial Officer Brown, Lisa)
[Minutes](#)
Result: Minute Order - No Hearing Held

05/18/2016 **Settlement Conference** (1:30 PM) (Judicial Officer Hardcastle, Kathy)
[Parties Present](#)
[Minutes](#)
Result: Matter Settled

06/09/2016 **CANCELED Motion to Modify Custody** (9:00 AM) (Judicial Officer Brown, Lisa)
Vacated - per Judge
Def't's Motion to Modify Custody, Motion to Modify Family Support, Motion to Dismiss, Motion to Amend Defendant's Answer, Motion in Limine, For a Behavior Order, For a motion Joining Evan D. Schwab and the Schwab Law Group, for Sanctions Against Plaintiff and Attorney Sigal Chattah, Esq.

07/28/2016 **CANCELED Non-Jury Trial** (1:30 PM) (Judicial Officer Brown, Lisa)
Vacated - per Judge

08/09/2016 **Notice of Hearing** Doc ID# 24
[24] Notice of Hearing

09/27/2016 **Substitution of Attorney** Doc ID# 25
[25] Substitution of Attorney

10/04/2016 **Status Check** (11:00 AM) (Judicial Officer Brown, Lisa)
re: Status of submission of DD from 5/18/16
[Parties Present](#)
[Minutes](#)
Result: Matter Heard

11/15/2016 **Financial Disclosure Form** Doc ID# 26
[26] General Financial Disclosure form

11/15/2016 **Motion** Doc ID# 27
[27] Plaintiff's Motion for Entry of Decree of Divorce, for a Mutual Behavioral Order, for an Order to Show Cause why Defendant Should Not be Held in Contempt, for Utilization of our Family Wizard, and For Attorney's Fees and Costs

11/16/2016 **Ex Parte Application for Order** Doc ID# 28
[28] Ex Parte Application for Order Shortening Time

11/18/2016 **Ex Parte Application** Doc ID# 29
[29] Ex Parte Application for an Order to Show Cause Why Defendant, Alex Ghibaud, Should Not be Held in Contempt for His Failure to Comply with the Terms of the Order From Hearing of November 19, 2015

11/21/2016 **Order** Doc ID# 30
[30] Order Shortening Time

11/21/2016 **Notice of Entry of Order** Doc ID# 31
[31] Notice of Entry of Order

11/22/2016 **Schedule of Arrearages** Doc ID# 32
[32] Cover Sheet for Schedules of Arrears

11/28/2016 **Affidavit** Doc ID# 33
[33] Affidavit of Attempts

11/29/2016 **Affidavit of Service** Doc ID# 34
[34] Affidavit of Service [Order Shortening Time]

11/29/2016 **Certificate of Service** Doc ID# 35
[35] Certificate of Service [Affidavit of Service-Order Shortening Time]

11/29/2016 [Opposition and Counter-motion](#) Doc ID# 37
[37] Defendant's Opposition to Plaintiff's Motion and Defendant's Counter-Motion

11/30/2016 [Motion](#) (10:00 AM) (Judicial Officer Brown, Lisa)
Plaintiff's Motion for Entry of Decree of Divorce, for a Mutual Behavioral Order, for an Order to Show Cause why Defendant Should Not be Held in Contempt, for Utilization of our Family Wizard, and For Attorney's Fees and Costs
12/22/2016 Reset by Court to 11/30/2016
Result: Matter Heard

11/30/2016 [Financial Disclosure Form](#) Doc ID# 36
[36] Financial Disclosure Form

11/30/2016 [Opposition & Counter-motion](#) (10:00 AM) (Judicial Officer Brown, Lisa)
11/30/2016, 01/10/2017
Def's Opposition and Counter-motion
Result: Matter Heard

11/30/2016 [All Pending Motions](#) (10:00 AM) (Judicial Officer Brown, Lisa)
[Parties Present](#)
[Minutes](#)
Result: Matter Heard

12/12/2016 [Reply](#) Doc ID# 38
[38] Reply to "Defendant's Opposition to Plaintiff's Motion" and Opposition to Defendant's "Counter-motion"

01/03/2017 [Reply](#) Doc ID# 39
[39] Defendant's Reply to Plaintiff's Opposition to His Counter-motion

01/06/2017 [Schedule of Arrearages](#) Doc ID# 40
[40] Cover Sheet for Updated Schedules of Arrears

01/09/2017 [Certificate of Service](#) Doc ID# 41
[41] CERTIFICATE OF SERVICE

01/10/2017 [Hearing](#) (9:00 AM) (Judicial Officer Brown, Lisa)
Plaintiff's request for arrearages; Def's GMI (scheduled for 1 hour)
Result: Matter Heard

01/10/2017 [All Pending Motions](#) (9:00 AM) (Judicial Officer Brown, Lisa)
[Parties Present](#)
[Minutes](#)
Result: Matter Heard

01/18/2017 [Memorandum](#) Doc ID# 42
[42] Memorandum of Fees and Costs

01/27/2017 [Order](#) Doc ID# 43
[43] Mutual No Contact Order

01/27/2017 [Order](#) Doc ID# 44
[44] Order from the November 30, 2016, Hearing

02/01/2017 [Notice of Entry of Order](#) Doc ID# 45
[45] Notice of Entry of Order [Mutual No Contact Order]

02/01/2017 [Notice of Entry of Order](#) Doc ID# 46
[46] Notice of Entry of Order [Order from the November 30, 2016, Hearing]

02/01/2017 [Decree of Divorce](#) Doc ID# 47
[47] Decree of Divorce

02/02/2017 [Objection](#) Doc ID# 48
[48] Objection to Plaintiff's Memorandum of Fees and Costs

02/02/2017 [Miscellaneous Filing](#) Doc ID# 49
[49] Letter to the Honorable Judge Lisa Brown with a Courtesy Copy to the Willick Law Group and Notice of Electronic Filing

02/03/2017 [Notice of Entry of Decree](#) Doc ID# 50
[50] Notice of Entry of Decree of Divorce

02/06/2017 [Reply](#) Doc ID# 51
[51] Reply to Defendant's "Objection to Plaintiff's Memorandum Of Fees and Costs"

02/17/2017 [Order](#) Doc ID# 52
[52] Order from the January 10, 2017, Hearing

02/22/2017 [Notice of Entry of Order](#) Doc ID# 53
[53] Notice of Entry of Order [Order From the January 10, 2017, Hearing]

02/27/2017 [Minute Order](#) (9:30 AM) (Judicial Officer Brown, Lisa)
Re: Plaintiff's Request for Attorney Fees
[Minutes](#)
Result: Attorney Fees Granted

03/28/2017 [Schedule of Arrearages](#) Doc ID# 54
[54] Cover Sheet for Schedules of Arrears

05/16/2017 [Order](#) Doc ID# 55
[55] Order for Attorney's Fees and Costs

05/18/2017 [Notice of Entry of Order](#) Doc ID# 56
[56] Notice of Entry of Order

06/15/2017 [Motion](#) Doc ID# 57
[57] Motion for Sanctions; For an Order to Show Cause as To Why Alex Ghibaudo Should Not Be Held in Contempt; For Joinder of Alex's Business Interests; and for Attorney's Fees and Costs

06/15/2017 [Schedule of Arrearages](#) Doc ID# 58
[58] Cover Sheet for Schedules of Arrears

06/15/2017 [Exhibits](#) Doc ID# 59
[59] Exhibits To Motion for Sanctions; For an Order to Show Cause as To Why Alex Ghibaudo Should Not Be Held in Contempt; For Joinder of Alex's Business Interests; and for Attorney's Fees and Costs

06/16/2017 [Family Court Motion Opposition Fee Information Sheet](#) Doc ID# 60
[60]

06/21/2017 [Notice of Appearance](#) Doc ID# 61
[61] Notice of Appearance

06/23/2017 [Financial Disclosure Form](#) Doc ID# 62
[62] General Financial Disclosure Form

07/06/2017 [Application](#) Doc ID# 63

	<i>[63] Ex Parte Application for an Order to Show Cause Why Defendant, Alex Ghibaud, Should Not be Held in Contempt for his Failure to Comply with the Terms of the Mutual No Contact Order, filed January 27, 2017, the Decree of Divorce, filed February 1, 2017, and the Minute Order, filed February 27, 2017</i>	
07/19/2017	Minute Order (9:00 AM) (Judicial Officer Brown, Lisa)	
	Minutes	
	Result: Minute Order - No Hearing Held	
07/19/2017	Notice of Department Reassignment	Doc ID# 64
	<i>[64]</i>	
07/25/2017	Application	Doc ID# 65
	<i>[65] Ex Parte Application for Order Shortening Time</i>	
08/21/2017	Ex Parte	Doc ID# 66
	<i>[66] Ex Parte Application to Continue Hearing and Extend Time for Briefing Matter</i>	
08/22/2017	Motion for Sanctions (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)	
	<i>Plff's Motion for Sanctions; for an Order to Show Cause as to Why Alex Ghibaud Should Not Be Held in Contempt; for Joinder of Alex's Business Interests; and for Attorney's Fees and Costs (Cont. from 8/22/17)</i>	
	Parties Present	
	Minutes	
	<i>07/25/2017 Reset by Court to 08/22/2017</i>	
	Result: Evidentiary Hearing	
08/22/2017	Opposition	Doc ID# 67
	<i>[67] Opposition to Plaintiff's Motion</i>	
08/22/2017	Family Court Motion Opposition Fee Information Sheet	Doc ID# 68
	<i>[68] Motion/Opposition Fee Information Sheet</i>	
08/22/2017	Order	Doc ID# 69
	<i>[69] Order to Show Cause</i>	
08/24/2017	Notice of Entry of Order	Doc ID# 70
	<i>[70] Notice of Entry of Order [Order to Show Cause]</i>	
08/31/2017	Order Setting Evidentiary Hearing	Doc ID# 71
	<i>[71] Order Setting Evidentiary Hearing</i>	
09/05/2017	Acceptance of Service	Doc ID# 72
	<i>[72] Acceptance of Service of Order to Show Cause</i>	
09/15/2017	Schedule of Arrearages	Doc ID# 73
	<i>[73] Updated Cover Sheet for Schedules of Arrears</i>	
09/28/2017	Reply	Doc ID# 74
	<i>[74] Reply to "Opposition to Plaintiff's Motion"</i>	
09/29/2017	Exhibits	Doc ID# 75
	<i>[75] Exhibits to Reply to "Opposition to Plaintiff's Motion"</i>	
10/02/2017	Objection	Doc ID# 76
	<i>[76] Defendant's Objection to Plaintiff's Discovery Requests</i>	
10/05/2017	Objection	Doc ID# 77
	<i>[77] Defendant's Objection to Plaintiff's Trial Exhibits</i>	
10/06/2017	Evidentiary Hearing (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)	
	<i>Re: Contempt of Defendant/Financial Matters</i>	
	Parties Present	
	Minutes	
	Result: Decision Made	
10/13/2017	Memorandum	Doc ID# 78
	<i>[78] Memorandum of Fees and Costs</i>	
10/16/2017	Status Check (11:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)	
	<i>Defendant's Financial Obligation To Plaintiff</i>	
	Parties Present	
	Minutes	
	Result: Matter Heard	
10/18/2017	Supplemental	Doc ID# 79
	<i>[79] Supplemental Exhibits</i>	
11/08/2017	Objection	Doc ID# 80
	<i>[80] Defendant's Objection To Plaintiff's Supplemental Exhibits</i>	
11/09/2017	Order	Doc ID# 81
	<i>[81] Order from the October 6, 2017, Hearing</i>	
11/13/2017	Status Check (11:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)	
	<i>11/13/2017, 11/17/2017, 12/04/2017, 12/20/2017</i>	
	<i>Defendant's Financial Obligation to Plaintiff and Filing of FDF (Cont. from 11/13/17 & 11/17/17)</i>	
	Parties Present	
	Minutes	
	Result: Matter Continued	
11/13/2017	Order	Doc ID# 82
	<i>[82] Order from the October 6, 2017, Hearing</i>	
11/13/2017	Order	Doc ID# 83
	<i>[83] Order from the October 6, 2017, Hearing</i>	
11/13/2017	Notice of Entry of Order	Doc ID# 84
	<i>[84] Notice of Entry of Order</i>	
11/27/2017	Order	Doc ID# 85
	<i>[85] Order from the October 16, 2017, hearing</i>	
11/29/2017	Notice of Entry of Order	Doc ID# 86
	<i>[86] Notice of Entry of Order [Order from the October 16, 2017, hearing]</i>	
12/04/2017	Motion	Doc ID# 87
	<i>[87] Motion to Withdraw as Attorney of Record</i>	
12/19/2017	Substitution of Attorney	Doc ID# 88
	<i>[88] Substitution of Attorney and Consent to Withdraw</i>	

01/05/2018 [Notice](#) **Doc ID# 89**
 [89] Notice to Vacate Motion to Withdraw as Attorney of Record

01/09/2018 **CANCELED Motion for Withdrawal** (11:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
 Vacated - per Attorney or Pro Per
 Motion to Withdraw as Atty of Record

01/19/2018 [Order](#) **Doc ID# 90**
 [90] Order

01/22/2018 [Affidavit](#) **Doc ID# 91**
 [91] Affidavit of Dennis M. Leavitt, Esq. in Support of Having Defendant, Alex Ghibaudo, Jailed for Blatant Contempt of Court of this Court's Orders

01/22/2018 [Notice of Entry of Order](#) **Doc ID# 92**
 [92] Notice of Entry of Order

01/22/2018 [Certificate of Service](#) **Doc ID# 93**
 [93] Certificate of Service

01/24/2018 [Notice of Attorney Lien](#) **Doc ID# 94**
 [94] Lien for Attorney's Fees

01/24/2018 [Motion](#) **Doc ID# 95**
 [95] Willick Law Group's Motion to Adjudicate Attorney's Rights, to Enforce Attorney's Lien, and For An Award of Attorney's Fees and Costs

01/25/2018 [Certificate of Service](#) **Doc ID# 96**
 [96] Certificate of Service [Lien for Attorney's Fees]

01/25/2018 [Certificate of Service](#) **Doc ID# 97**
 [97] Certificate of Service [Willick Law Group's Motion to Adjudicate Attorney's Rights, to Enforce Attorney's Lien, and for an Award of Attorney's Fees]

02/13/2018 [Order to Show Cause](#) **Doc ID# 98**
 [98] Order to Show Cause

02/14/2018 [Certificate of Service](#) **Doc ID# 99**
 [99] Certificate of Service

02/22/2018 [Affidavit of Service](#) **Doc ID# 100**
 [100] Affidavit of Process Server

02/26/2018 [Motion](#) (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
 Willick Law Group's Motion to Adjudicate Attorney's Rights, to Enforce Attorney's Lien, and For An Award of Attorney's Fees and Costs
[Parties Present](#)
[Minutes](#)
 Result: Granted

03/12/2018 [Reply](#) **Doc ID# 101**
 [101] Defendant's Reply and Objection to Mr. Leavitt's Affidavit and Counter-Motion to Terminate or in the Alternative Modify Alimony, to Modify Child Custody, To Sanction Plaintiff Under EDCR 7.60, et. seq., and to Sanction Plaintiff's Attorney Under NRS 7.085 and ECR 7.60

03/13/2018 [Order to Show Cause](#) (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
 Result: Evidentiary Hearing

03/13/2018 **Hearing** (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
 Defendant's Reply and Objection to Mr. Leavitt's Affidavit and Counter-Motion to Terminate or in the Alternative Modify Alimony, to Modify Child Custody, To Sanction Plaintiff Under EDCR 7.60, et. seq., and to Sanction Plaintiff's Attorney Under NRS 7.085 and ECR 7.60
 Result: Evidentiary Hearing

03/13/2018 [All Pending Motions](#) (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
[Parties Present](#)
[Minutes](#)
 Result: Matter Heard

03/16/2018 [Order](#) **Doc ID# 102**
 [102] Order from the February 26, 2018, Hearing

03/19/2018 [Evidentiary Hearing](#) (1:30 PM) (Judicial Officer Ritchie, T. Arthur, Jr.)
[Parties Present](#)
[Minutes](#)
 Result: Decision Made

03/20/2018 [Notice of Entry of Order](#) **Doc ID# 103**
 [103] Notice of Entry of Order [Order from the February 26, 2018, Hearing]

03/28/2018 [Order](#) **Doc ID# 104**
 [104] Order

03/28/2018 [Notice of Entry of Order](#) **Doc ID# 105**
 [105] Notice of Entry of Order

05/03/2018 [Domestic Notice to Statistically Close Case](#) **Doc ID# 106**
 [106] Domestic Notice to Statistically Close Case

05/29/2018 [Substitution of Attorney](#) **Doc ID# 107**
 [107] Substitution of Attorney

06/07/2018 [Motion](#) **Doc ID# 108**
 [108] Plaintiff's Motion to Clarify Order Filed with this Court on March 16, 2018 Awarding Attorney's Fees

06/08/2018 [Certificate of Service](#) **Doc ID# 109**
 [109] Certificate of Service

06/20/2018 [Response](#) **Doc ID# 110**
 [110] Plaintiff Tara-Kellogg-Ghibaudo's Response to Former Counsel's Motion for Clarification

06/25/2018 [Opposition](#) **Doc ID# 111**
 [111] Opposition to Plaintiff's Motion to Clarify Order Filed with this Court on March 16, 2018 Awarding Attorney's Fees and Countermotion for Sanctions

06/27/2018 [Reply to Opposition](#) **Doc ID# 112**
 [112] Plaintiff's Reply to Willick's Opposition to Plaintiff's Motion to Clarify Order Filed with this Court on March 16, 2018 Awarding Attorney's Fees

07/17/2018 **Motion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
 Plt's Motion to Clarify Order Filed With This Court on March 16, 2018 Awarding Attorney's Fees
 Result: Denied

07/17/2018 **Opposition & Countermotion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
 Plt's Opposition to Plaintiff's Motion to Clarify Order Filed with this Court on March 16, 2018 Awarding Attorney's Fees and Countermotion for Sanctions
 Result: Denied

07/17/2018 **Hearing** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)

	<i>Pltf's Reply to Willick's Opposition to Pltf's Motion to Clarify Order Filed with this Court on March 16, 2018 Awarding Atty's Fees</i>	
	Result: Matter Heard	
07/17/2018	All Pending Motions (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)	
	Parties Present	
	Minutes	
	Result: Matter Heard	
07/27/2018	Notice of Change of Address Doc ID# 113	
	[113] Notice of Change of Address	
07/31/2018	Order Doc ID# 114	
	[114] Order	
08/01/2018	Notice of Entry of Order Doc ID# 115	
	[115] Notice of Entry of Order	
05/30/2019	Notice of Appearance Doc ID# 116	
	[116] Notice of Appearance	
05/30/2019	Motion Doc ID# 117	
	[117] Defendant's Motion to Modify Spousal Support	
05/30/2019	Exhibits Doc ID# 118	
	[118] Defendant's Appendix of Exhibits to His Motion to Modify Spousal Support	
05/30/2019	Financial Disclosure Form Doc ID# 119	
	[119] Defendant's Financial Disclosure Form	
05/31/2019	Notice of Hearing Doc ID# 120	
	[120] Notice of Hearing	
05/31/2019	Certificate of Service Doc ID# 121	
	[121] Certificate of Service	
06/12/2019	Schedule of Arrearages Doc ID# 122	
	[122] SCHED	
06/20/2019	Financial Disclosure Form Doc ID# 123	
	[123] FDF	
06/20/2019	Opposition Doc ID# 124	
	[124] OPPS	
07/08/2019	Motion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)	
	<i>Defendant's Motion to Modify Spousal Support</i>	
	Parties Present	
	Minutes	
	Result: Hearing Set	
07/29/2019	Subpoena Doc ID# 125	
	[125] Subpoena NV BAR	
07/29/2019	Notice Doc ID# 126	
	[126] NOTICE OF SUBPOENA	
09/16/2019	Subpoena Duces Tecum Doc ID# 127	
	[127] SUBP	
09/17/2019	Notice Doc ID# 128	
	[128] Notice of Subpoena Duces Tecum	
10/10/2019	Memorandum Doc ID# 129	
	[129] Defendant's Case Management Conference Memorandum	
10/14/2019	Schedule of Arrearages Doc ID# 130	
	[130] SCHED	
10/15/2019	Case Management Conference (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)	
	10/15/2019, 01/06/2020, 03/10/2020, 05/26/2020, 06/23/2020	
	<i>(Cont. from 10/15/19, 1/6/2020, 3/10/2020, and 5/26/2020)</i>	
	Parties Present	
	Minutes	
	<i>02/26/2020 Reset by Court to 03/10/2020</i>	
	Result: Matter Continued	
10/21/2019	Order Doc ID# 131	
	[131] Order After July 8, 2019 Hearing	
10/22/2019	Notice of Entry of Order Doc ID# 132	
	[132] Notice of Entry of Order After July 8, 2019 Hearing	
10/22/2019	Re-Notice Doc ID# 133	
	[133] RE-Notice of Countermotion	
10/23/2019	Ex Parte Doc ID# 134	
	[134] Defendant's Ex Parte Request to Seal File	
10/29/2019	Writ	
	Ghibaudo, Alex	Unreserved
10/29/2019	Writ Electronically Issued Doc ID# 135	
	[135] Writ of Execution	
10/31/2019	Order Doc ID# 136	
	[136] Order Sealing File	
11/01/2019	Order Sealing Documents Per NRS 125.110	
11/01/2019	Notice of Entry of Order Doc ID# 137	
	[137] Notice of Entry of Order Sealing File	
11/05/2019	Notice Doc ID# 138	
	[138] Notice of Intent to Appear Telephonically	
11/07/2019	Motion Doc ID# 139	
	[139] Motion for Protective Order, Attorney's Fees, and Sanctions	
11/07/2019	Exhibits Doc ID# 140	
	[140] Defendant's Appendix of Exhibits to His Motion for Protective Order, Attorney's Fees and Sanctions	
11/08/2019	Notice of Hearing Doc ID# 141	
	[141] Notice Of Hearing	
11/12/2019	Estimate of Transcript Doc ID# 142	

11/12/2019 [142] March 13, 2018; March 19, 2019
Errata Doc ID# 143
[143] Estimate Cost of Transcript March 13, 2018; March 19, 2018

11/14/2019 **Financial Disclosure Form** Doc ID# 144
[144] FDF

11/14/2019 **Opposition** Doc ID# 145
[145] Defendant's Opposition to Countermotion for Order to Show Cause, Enforcement of Current Order and Related Relief and Defendant's Countermotion for Attorney Fees and costs

11/14/2019 **Clerk's Notice of Nonconforming Document** Doc ID# 146
[146] Clerk's Notice of Nonconforming Document

11/15/2019 **Motion to Strike** Doc ID# 147
[147] Motion to Strike

11/18/2019 **Opposition** Doc ID# 148
[148] Defendant's Opposition to Plaintiff's Motion to Strike Defendant's Opposition and Countermotion

11/18/2019 **Opposition to Motion** Doc ID# 149
[149] OPPOSITION TO MOTION FOR PROTECTIVE ORDER ETC

11/18/2019 **Errata** Doc ID# 150
[150] Errata to Defendant's Opposition to Plaintiff's Motion to Strike Defendant's Opposition and Countermotion

11/19/2019 **Motion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Plaintiff's Re-Notice of Countermotion for an Order to Show Cause, Enforcement of Current Orders and Related Relief
Result: Denied

11/19/2019 **Opposition & Countermotion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Defendant's Opposition to Countermotion for Order to Show Cause, Enforcement of Current Order and Related Relief and Defendant's Countermotion for Attorney Fees and costs
Result: Matter Heard

11/19/2019 **Opposition & Countermotion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Defendant's Opposition to Plaintiff's Motion to Strike Defendant's Opposition and Countermotion
Result: Matter Heard

11/19/2019 **All Pending Motions** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
[Parties Present](#)
[Minutes](#)
Result: Matter Heard

11/22/2019 **Affidavit of Service** Doc ID# 151
[151] AFFIDAVITS OF SERVICE

11/22/2019 **Affidavit of Service** Doc ID# 152
[152] AOS

12/12/2019 **Application** Doc ID# 153
[153] Application for Judgment Debtor Examination of Alex Ghibaudo and for Responses to and Production of Post Judgment Documents Pursuant to NRCP 69

12/17/2019 **Order** Doc ID# 154
[154] Order After November 19, 2019 Hearing

12/17/2019 **Notice of Entry of Order** Doc ID# 155
[155] Notice of Entry of Order After November 19, 2019 Hearing

12/20/2019 **CANCELED Motion** (1:00 PM) (Judicial Officer Fic, Holly)
Vacated
Defendant's Motion for Protective Order, Attorney's Fees, and Sanctions

12/20/2019 **CANCELED Opposition** (1:00 PM) (Judicial Officer Fic, Holly)
Vacated
Plaintiff's Opposition to Motion for Protective Order, Attorney's Fees and Sanctions

12/23/2019 **Stipulation and Order** Doc ID# 156
[156] Stipulation Resolving Outstanding Discovery Issues and Vacating Hearing Scheduled December 20, 2019 at 1 pm with Discovery Commissioner

12/23/2019 **Notice of Entry of Stipulation and Order** Doc ID# 157
[157] Notice of Entry of Stipulation Resolving Outstanding Discovery Issues and Vacating Hearing Scheduled December 20, 2019 at 1 p.m. with Discovery Commissioner

12/23/2019 **Motion** Doc ID# 158
[158] Motion for Judgment Debtor Examination of Alex Ghibaudo and for Responses to and Production of Post-Judgment Documents Pursuant to NRCP 69

12/24/2019 **Notice of Hearing** Doc ID# 159
[159] Notice of Hearing

12/24/2019 **Notice of Hearing** Doc ID# 160
[160] Notice of Hearing

12/30/2019 **Notice of Hearing** Doc ID# 161
[161] Notice of Hearing

01/06/2020 **Opposition** Doc ID# 162
[162] Defendant's Opposition to Plaintiff's Motion for Judgment Debtor Examination and for Responses to and Production of Post-Judgment Documents Pursuant to NRCP 69 and Countermotion for Protective Order and Attorney Fees and Costs

01/17/2020 **Motion to Compel** Doc ID# 163
[163] Defendant's Motion to Compel Discovery, for Sanctions and for Attorney's Fees and Costs

01/17/2020 **Exhibits** Doc ID# 164
[164] Appendix of Exhibits to Defendant's Motion to Compel Discovery, for Sanctions and for Attorney's Fees and Costs

01/17/2020 **Notice of Hearing** Doc ID# 165
[165] Notice of Hearing

01/17/2020 **Substitution of Attorney** Doc ID# 166
[166] SUBT

01/27/2020 **Reply** Doc ID# 167
[167] Reply to Opposition to Motion for Judgment Debtor Examination of Alex Ghibaudo and for Responses to and Production of Post-Judgment Documents Pursuant to NRCP 69 and Opposition to Countermotion for Protective Order and Attorneys Fees and Costs

01/29/2020 **Order** Doc ID# 168
[168] Order After October 15, 2019 Hearing

01/29/2020 **Notice of Entry of Order** Doc ID# 169
[169] Notice of Entry of Order After October 15, 2019 Hearing

01/31/2020 **Opposition** Doc ID# 170

02/04/2020 [170] **Opposition to Defendant's Motion to Compel Discovery, For Sanctions and for Attorney's Fees and Costs**
Motion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Motion for Judgment Debtor Examination of Alex Ghibaudo and for Responses to and Production of Post-Judgment Documents Pursuant to NRCP 69
Result: Matter Heard

02/04/2020 **Opposition & Countermotion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Defendant's Opposition to Plaintiff's Motion for Judgment Debtor Examination and for Responses to and Production of Post-Judgment Documents Pursuant to NRCP 69 and Countermotion for Protective Order and Attorney Fees and Costs
Result: Matter Heard

02/04/2020 **Hearing** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Reply to Opposition to Motion for Judgment Debtor Examination of Alex Ghibaudo and for Responses to and Production of Post-Judgment Documents Pursuant to NRCP 69 and Opposition to Countermotion for Protective Order and Attorneys Fees and Costs
Result: Matter Heard

02/04/2020 **All Pending Motions** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
[Parties Present](#)
[Minutes](#)
Result: Matter Heard

02/20/2020 **Reply** **Doc ID# 171**
[171] *Defendant's Reply in Support of Motion to Compel Discovery, for Sanctions and for Attorney's Fees and Costs*

02/20/2020 **Exhibits** **Doc ID# 172**
[172] *Appendix of Exhibits to Defendant's Reply in Support of Motion to Compel Discovery, for Sanctions and for Attorney's Fees and Costs*

02/28/2020 **Motion** (1:00 PM) (Judicial Officer Fic, Holly)
Defendant's Motion to Compel Discovery, for Sanctions and for Attorney's Fees and Costs
Result: Granted

02/28/2020 **Opposition** (1:00 PM) (Judicial Officer Fic, Holly)
Pltf's Opposition to Deft's Motion to Compel Discovery, for Sanctions and for Attorney's Fees
Result: Denied

02/28/2020 **Hearing** (1:00 PM) (Judicial Officer Fic, Holly)
Defendant's Reply in Support of Motion to Compel Discovery, for Sanctions and for Attorney's Fees and Costs
Result: Matter Heard

02/28/2020 **All Pending Motions** (1:00 PM) (Judicial Officer Fic, Holly)
[Parties Present](#)
[Minutes](#)
Result: Matter Heard

03/05/2020 **Motion to Compel** **Doc ID# 173**
[173] *Plaintiff's Motion to Compel Discovery, For Sanctions and for Attorney's Fees*

03/05/2020 **Notice of Hearing** **Doc ID# 174**
[174] *Notice of Hearing*

03/06/2020 **Memorandum** **Doc ID# 175**
[175] *Defendant's Memorandum of Fees, Costs and Disbursements Pursuant to Discovery Commissioner Report and Recommendations from February 28, 2020*

03/18/2020 **Opposition and Countermotion** **Doc ID# 176**
[176] *Defendant's Opposition to Motion to Compel Discovery, For Sanctions and For Attorney's Fees and Costs and Countermotion for Protective Order and For Sanctions, Including Attorney's Fees and Costs*

03/20/2020 **Opposition** **Doc ID# 177**
[177] *Opposition to Defendant's Memorandum of Fees and Costs and Disbursements*

03/26/2020 **Stipulation and Order** **Doc ID# 178**
[178] *Stipulated Confidentiality Agreement and Protective Order*

03/27/2020 **CANCELED Status Check** (1:30 PM) (Judicial Officer Fic, Holly)
Vacated
Regarding any remaining issues

03/27/2020 **Reply** **Doc ID# 179**
[179] *Defendant's Reply in Support of Memorandum of Fees and Costs*

04/03/2020 **Discovery Commissioners Report and Recommendations** **Doc ID# 180**
[180] *DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS from 2/28/2020 Hearing*

04/03/2020 **Reply to Opposition** **Doc ID# 181**
[181] *Reply to Opposition to Plaintiff's Motion to Compel Discovery, Sanctions and for Attorney's Fees and Opposition to Counter-Motion for Protective Order and Attorney's Fees and Costs*

04/07/2020 **Discovery Commissioners Report and Recommendations** **Doc ID# 182**
[182] *Discovery Commissioners Report and Recommendations*

04/07/2020 **Addendum** **Doc ID# 183**
[183] *Electronic Signature Approval for Report and Recommendation Filed 4-7-20*

04/07/2020 **Discovery Commissioners Report and Recommendations** **Doc ID# 184**
[184] *Amended Discovery Commissioners Report and Recommendations*

04/07/2020 **Order** **Doc ID# 185**
[185] *Order After January 6, 2020 Case Management Conference*

04/07/2020 **Order** **Doc ID# 186**
[186] *Order After February 4, 2020 Hearing*

04/10/2020 **CANCELED Motion** (1:00 PM) (Judicial Officer Fic, Holly)
Vacated
Plaintiff's Motion to Compel Discovery, For Sanctions and for Attorney's Fees

04/10/2020 **CANCELED Opposition & Countermotion** (1:00 PM) (Judicial Officer Fic, Holly)
Vacated
Deft's Opposition to Motion to Compel Discovery, for Sanctions and for Attorney Fees and Costs and countermotion for Protective Order and for Sanctions, Including Attorney's Fees and Costs

04/10/2020 **CANCELED Hearing** (1:00 PM) (Judicial Officer Fic, Holly)
Vacated
Reply to Opposition to Pltf's Motion to Compel Discovery, for Sanctions and for Attorney's Fees and Opposition to Countermotion for Protective Order and Attorney's Fees and Costs

04/17/2020 **Objection to Discovery Commissioners Report and Recommend** **Doc ID# 187**
[187] *Plaintiff's Objections to April 3, 2020 Discovery Commissioner's Report and Recommendation*

04/17/2020 **Objection to Discovery Commissioners Report and Recommend** **Doc ID# 188**

Respondent's Exhibits048

	[188] Plaintiff's Objections to April 7, 2020 Discovery Commissioner's Report and Recommendation
04/17/2020	Exhibits Doc ID# 189
	[189] Exhibits to Plaintiff's Objections to the April 3, 2020 Discovery Commissioner's Report and Recommendation
04/17/2020	Exhibits Doc ID# 190
	[190] Exhibits to Plaintiff's Objections in Part to April 7, 2020 Discovery Commissioner's Report and Recommendation
06/15/2020	Reply Doc ID# 191
	[191] PLAINTIFF TARA KELLOGG S REPLY BRIEF IN SUPPORT OF PLAINTIFF TARA KELLOGG S OBJECTION TO APRIL 3, 2020 DISCOVERY COMMISSIONER S REPORT AND RECOMMENDATIONS PURSUANT TO E.D.C.R. 5.602
06/15/2020	Reply Doc ID# 192
	[192] PLAINTIFF TARA KELLOGG S REPLY BRIEF IN SUPPORT OF PLAINTIFF TARA KELLOGG S OBJECTION TO APRIL 7, 2020 DISCOVERY COMMISSIONER S REPORT AND RECOMMENDATIONS PURSUANT TO E.D.C.R. 5.602
06/24/2020	Order Setting Evidentiary Hearing Doc ID# 193
	[193]
08/04/2020	Objection Doc ID# 194
	[194] Objection to Hearing Master's Recommendation
08/14/2020	Response Doc ID# 195
	[195] Response to Defendant's Objection to Hearing Master's Recommendation and Motion for Court to Adopt the Hearing Master's Recommendation Over the Defendant's Objection Pursuant to NRCP 53, EDCR 1.40(e) and 1.40(f)
08/19/2020	Objection Doc ID# 196
	[196] Objection to Hearing Master's Recommendation
08/19/2020	Exhibits Doc ID# 197
	[197] Exhibits in Support of Defendant's Objection to Hearing Master's Recommendation
08/21/2020	Notice of Hearing Doc ID# 198
	[198] Notice of Hearing
08/24/2020	Response Doc ID# 199
	[199] Response to Defendant's Objection to Master's Recommendation and application to Court to take Action on the Master's Recommendation Dated August 12, 2020 Over Defendant's Objection Pursuant to NRCP 53., EDCR 1.10(e) and 1.40(c)
09/01/2020	Motion to Strike Doc ID# 200
	[200] Plaintiff Tara Kellogg-Ghibaudo's Motion for Sanctions Pursuant to NRCP 26 and NRCP 37, to Strike Defendant's Pleadings, Expert Witnesses, Any Expert Rebuttal Report, and to Strike Witnesses Heather Beckish and Dawn Kilmer and Award Plaintiff Attorney's Fees and Costs
09/01/2020	Ex Parte Doc ID# 201
	[201] Ex Parte Application for Order Shortening Time; Declaration in Support of Request; Order Shortening Time
09/02/2020	Notice of Hearing Doc ID# 202
	[202] Notice of hearing
09/03/2020	Order Shortening Time Doc ID# 203
	[203] Proposed OST - Kellogg
09/15/2020	Opposition Doc ID# 204
	[204] Defendant s Opposition To Plaintiff s Motion For Sanctions Pursuant To NRCP 26 And NRCP 37, To Strike Defendant s Pleadings, Expert Witnesses, Any Expert Rebuttal Report, And To Strike Witnesses Heather Beckish And Dawn Kilmer And Award Plaintiff Attorney s Fees And Costs
09/16/2020	Reply Doc ID# 205
	[205] Plaintiff's Reply in Support of Motion for Sanctions Pursuant to NRCP 26 and NRCP 37, to Strike Defendant's Pleadings, Expert Witnesses, and Expert Rebuttal Report, and To Strike Witnesses Heather Beckish and Dawn Kilmer and Award Plaintiff Attorney's Fees and Costs
09/17/2020	Evidentiary Hearing (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
	09/17/2020, 09/24/2020
	(Cont from 9/17/2020) - COURT'S FINDINGS AND DECISION
	Parties Present
	Minutes
	Result: Matter Continued
09/17/2020	Motion (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
	Plaintiff's Motion for Sanctions Pursuant to NRCP 26 and NRCP 37, to Strike Defendant's Pleadings, Expert Witness, Any Expert Rebuttal Report, and to Strike Witness Heather Beckish and Dawn Kilmer and Award Plaintiff Attorney's Fees and Costs
	10/13/2020 Reset by Court to 09/17/2020
	Result: Granted in Part
09/17/2020	All Pending Motions (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
	Parties Present
	Minutes
	Result: Matter Heard
09/23/2020	Certificate of Service Doc ID# 206
	[206] Amended Certificate of Service
09/25/2020	Estimate of Transcript Doc ID# 207
	[207] SEPTEMBER 24, 2020
09/29/2020	Transcript of Proceedings Doc ID# 208
	[208] SEPTEMBER 24, 2020
10/14/2020	CANCELED Objection (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
	Vacated
	Deft's Objection to Hearing Master's Recommendations
11/10/2020	Findings of Fact, Conclusions of Law and Judgment Doc ID# 209
	[209] Ghibaudo - Findings of Fact Conclusions of Law and Judgment (110420)
11/12/2020	Memorandum of Costs and Disbursements Doc ID# 210
	[210] Plaintiff Tara Kellogg-Ghibaudo's Memorandum of Costs and Disbursements and Attorney's Fees Pursuant to NRS 18.110
11/20/2020	Writ Doc ID# 211
	[211] Writ of Execution of Earning**NOT ISSUED**Writ Notice not attached
11/20/2020	Notice of Entry of Order Doc ID# 212
	[212] Notice of Entry of Judgment
11/25/2020	Memorandum of Costs and Disbursements Doc ID# 213
	[213] Defendant's Memorandum of Fees and Costs
12/01/2020	Motion to Strike Doc ID# 214
	[214] Plaintiff/Judgment Creditor Tara Kellogg's Motion to Retax Costs and Strike Defendant Alex Ghibaudo's Memorandum of Costs and Disbursements Pursuant to NRS 18.110
12/02/2020	Notice of Hearing Doc ID# 215

12/11/2020	[215] Notice of Hearing Motion for Attorney Fees Doc ID# 216 [216] Plaintiff/Judgment Creditor Tara Kellogg's Motion for Attorneys' Fees and Costs Pursuant to Decree of Divorce and for Award of Prejudgment Interest	
12/11/2020	Motion for Attorney Fees and Costs Doc ID# 217 [217] Defendant's Motion for Attorney's Fees and Costs	
12/14/2020	Notice of Hearing Doc ID# 218 [218] Notice of Hearing	
12/14/2020	Notice of Hearing Doc ID# 219 [219] Notice of Hearing	
12/14/2020	Notice of Appeal Doc ID# 220 [220] Notice of Appeal	
12/14/2020	Notice Doc ID# 221 [221] Notice of Execution After Judgement	
12/14/2020	Writ of Execution Doc ID# 222 [222] Writ of Execution of Earning	
12/14/2020	Writ Electronically Issued Doc ID# 223 [223] ***Writ Not Issued*** - Missing Notice of Execution attached to Writ	
12/15/2020	Notice Doc ID# 224 [224] Notice of Execution After Judgement	
12/15/2020	Opposition and Countermotion Doc ID# 225 [225] Defendant's Opposition to Plaintiff's Motion to Retax Costs and Strike Defendant Alex Ghibaudo's Memorandum of Costs and Disbursements Pursuant to NRS 18.110; Opposition for Attorney's Fees and Costs	
12/15/2020	Writ Electronically Issued Doc ID# 226 [226] ***Writ Not Issued*** - Notice of Execution must be attached to the WEI	
12/17/2020	Writ Ghibaudo, Alex	Unreserved
12/17/2020	Writ Electronically Issued Doc ID# 227 [227] Writ of Execution of Earning	
12/17/2020	Notice of Appeal Doc ID# 228 [228] Notice of Appeal	
12/17/2020	Case Appeal Statement Doc ID# 229 [229] Case Appeal Statement	
12/17/2020	Cost on Appeal Bond Doc ID# 230 [230] Notice of Posting Costs Bond	
12/18/2020	Financial Disclosure Form Doc ID# 231 [231] Defendant's Updated Financial Disclosure Form	
12/24/2020	Opposition Doc ID# 232 [232] Plaintiff Tara Kellogg-Ghibaudo's Opposition to Defendant Alex Ghibaudo's Motion for Attorney's Fees and Costs	
12/28/2020	Stipulation and Order Doc ID# 233 [233] Stipulation and Order to Consolidate Hearings	
12/28/2020	Opposition Doc ID# 234 [234] Defendant's Opposition to Plaintiff's Motion for Attorney's Fees and Costs	
12/29/2020	Notice of Entry Doc ID# 235 [235] Notice of Entry of Stipulation and Order to Consolidate Hearings	
12/31/2020	Financial Disclosure Form Doc ID# 236 [236] General Financial Disclosure Form	
01/05/2021	Affidavit of Due Diligence Doc ID# 237 [237] Affidavit of Due Diligence and Diligent Attempt	
01/05/2021	Writ Electronically Issued Doc ID# 238 [238] Amended Writ of Execution	
01/06/2021	Substitution of Attorney Doc ID# 239 [239] Substitution of Counsel	
01/06/2021	Writ Kellogg Ghibaudo, Tara	Unreserved
01/06/2021	Writ Electronically Issued Doc ID# 240 [240] Writ of Execution and Notice of Execution After Judgment	
01/13/2021	Motion Doc ID# 241 [241] Plaintiff Tara Kellogg-Ghibaudo's Motion for Sanctions; For an Order to Show Cause Why Defendant, Alex Ghibaudo, Should Not Be Held in Contempt for His Failure to Comply With the Terms of the Judgment Filed on November 10, 2020 and For Attorney's Fees and Costs	
01/14/2021	Case Appeal Statement Doc ID# 242 [242] Case Appeal Statement	
01/15/2021	Notice of Hearing Doc ID# 243 [243] Notice of Hearing	
01/27/2021	Reply Doc ID# 244 [244] Plaintiff Tara Kellogg-Ghibaudo's Reply in Support of Motion for Attorney's Fees and Costs Pursuant to Decree of Divorce and for Award of Prejudgment Interest	
01/27/2021	Reply Doc ID# 245 [245] Plaintiff Tara Kellogg-Ghibaudo's Reply in Support of Motion to Retax Costs and to Strike Defendant Alex Ghibaudo's Memorandum of Costs and Disbursements Pursuant to NRS 18.110	
02/03/2021	Motion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) Plaintiff/Judgment Creditor Tara Kellogg's Motion to Retax Costs and Strike Defendant Alex Ghibaudo's Memorandum of Costs and Disbursements Pursuant to NRS 18.110 01/25/2021 Reset by Court to 02/03/2021	
02/03/2021	Result: Denied Motion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) Plaintiff/Judgment Creditor Tara Kellogg's Motion for Attorneys' Fees and Costs Pursuant to Decree of Divorce and for Award of Prejudgment Interest 02/02/2021 Reset by Court to 02/03/2021	
02/03/2021	Result: Denied Motion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) Defendant's Motion for Attorney's Fees and Cost Result: Denied	

02/03/2021 **Opposition** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Defendant's Opposition to Plaintiff's Motion to Retax Costs and Strike Defendant Alex Ghibaudo's Memorandum of Costs and Disbursements Pursuant to NRS 18.110; Opposition for Attorney's Fees and Costs
 01/25/2021 Reset by Court to 02/03/2021
 Result: Matter Heard

02/03/2021 **Opposition** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Plaintiff Tara Kellogg-Ghibaudo's Opposition to Defendant Alex Ghibaudo's Motion for Attorney's Fees and Costs
 Result: Matter Heard

02/03/2021 **All Pending Motions** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
[Parties Present](#)
[Minutes](#)
 Result: Matter Heard

02/16/2021 **Transcript of Proceedings** Doc ID# 246
 [246] FEBRUARY 3, 2021

02/19/2021 **Order** Doc ID# 247
 [247] Proposed Order on February 3 2021 Hearing (021821)

02/19/2021 **Notice of Entry** Doc ID# 248
 [248] Notice of Entry of Order from February 3, 2021 Hearing

02/23/2021 **CANCELED Motion** (11:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
 Vacated - per Judge
Plaintiff Tara Kellogg-Ghibaudo's Motion for Sanctions; for an Order to Show Cause why Defendant, Alex Ghibaudo, Should not be Held in Contempt for his Failure to Comply with the Terms of the Judgment Filed November 10, 2020 and for Attorney's Fees and Costs

03/31/2021 **Request Transcript of Proceedings** Doc ID# 249
 [249] Amended Request for Transcript of Proceedings

04/16/2021 **Motion to Enforce** Doc ID# 250
 [250] Plaintiff Tara Kellogg's Renewed Motion to Enforce & Order to Show Cause Why Defendant Should Not Be Held In Contempt

04/16/2021 **Motion for Order** Doc ID# 251
 [251] Plaintiff Tara Kellogg's Renewed Motion to Enforce & Order to Show Cause Why Defendant Should Not Be Held In Contempt

04/16/2021 **Schedule of Arrearages** Doc ID# 252
 [252] Plaintiff/Judgment Creditor Tara Kellogg Schedule of Arrears

04/21/2021 **Motion for Order** Doc ID# 253
 [253] Plaintiff Tara Kellogg's Application & Motion for Entry of Order & Judgment Against Garnishee Defendant Alex B. Ghibaudo P.C.

04/22/2021 **Opposition and Countermotion** Doc ID# 254
 [254] Defendant's Consolidated Opposition to Plaintiff's Multiple Applications and Motions for entry of Order and Judgment Against Garnishee defendatn Alex B. Ghibaudo, P.C.: Countermotion to Sanction Plaintiff and Her Counsel and for Attorney Fees and Costs

04/26/2021 **Notice of Hearing** Doc ID# 255
 [255] Notice of Hearing

04/29/2021 **Ex Parte Application** Doc ID# 256
 [256] Ex-Parte Application for Coordinated and Consolidated and Hearing Dates for Pending Motions

04/30/2021 **Opposition and Countermotion** Doc ID# 257
 [257] Opposition to Plaintiff s Renewed Motion to Enforce And For An Order To Show Cause Why Defendant Alex Ghibaudo Should Not Be Held In Contempt For His Failure To Comply With The Terms Of Decree Of Divorce And November 10, 2021 Judgment; Countermotion To Terminate Alimony, To Sanction Plaintiff For Multiplying Proceedings And For Attorney Fees And Costs

04/30/2021 **Exhibits** Doc ID# 258
 [258] Exhibits in Support of Opposition to Plaintiff s Renewed Motion to Enforce And For An Order To Show Cause Why Defendant Alex Ghibaudo Should Not Be Held In Contempt For His Failure To Comply With The Terms Of Decree Of Divorce And November 10, 2021 Judgment; Countermotion To Terminate Alimony, To Sanction Plaintiff For Multiplying Proceedings And For Attorney Fees And Costs

05/10/2021 **Order** Doc ID# 259
 [259] ORDR D Case_

05/26/2021 **Reply** Doc ID# 260
 [260] Plaintiff Tara Kellogg's Reply in Support of Application & Motion for Entry of Order & Judgment Against Garnishee Defendant Alex Ghibaudo

05/26/2021 **Reply** Doc ID# 261
 [261] Plaintiff Tara Kellogg's Reply in Support of Renewed Motion to Enforce & For Order to Show Cause Why Defendant Ghibaudo Should Not Be Held in Contempt

06/01/2021 **Estimate of Transcript** Doc ID# 262
 [262] JULY 8, 2019

06/02/2021 **Motion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Plaintiff Tara Kellogg's Renewed Motion to Enforce & Order to Show Cause Why Defendant Should Not Be Held In Contempt
 Result: Evidentiary Hearing

06/02/2021 **Opposition & Countermotion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Defendant's Consolidated Opposition to Plaintiff's Multiple Applications and Motions for entry of Order and Judgment Against Garnishee defendatn Alex B. Ghibaudo, P.C.: Countermotion to Sanction Plaintiff and Her Counsel and for Attorney Fees and Costs
 Result: Evidentiary Hearing

06/02/2021 **Opposition & Countermotion** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Opposition and Countermotion
 Result: Evidentiary Hearing

06/02/2021 **All Pending Motions** (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
Plaintiff Tara Kellogg's Renewed Motion to Enforce & Order to Show Cause Why Defendant Should Not Be Held In Contempt...Defendant's Consolidated Opposition to Plaintiff's Multiple Applications and Motions for entry of Order and Judgment Against Garnishee Defendant Alex B. Ghibaudo, P.C.: Countermotion to Sanction Plaintiff and Her Counsel and for Attorney Fees and Costs...Opposition to Plaintiff's Renewed Motion to Enforce And For An Order To Show Cause Why Defendant Alex Ghibaudo Should Not Be Held In Contempt For His Failure To Comply With The Terms Of Decree Of Divorce And November 10, 2021 Judgment; Countermotion To Terminate Alimony, To Sanction Plaintiff For Multiplying Proceedings And For Attorney Fees And Costs
[Parties Present](#)
[Minutes](#)
 Result: Matter Heard

06/04/2021 **Notice of Taking Deposition** Doc ID# 263
 [263] Notice of Deposition of Tara Kellogg

06/07/2021 **Request Transcript of Proceedings** Doc ID# 264
 [264] Request for Transcript of Proceedings

06/07/2021 **Estimate of Transcript** Doc ID# 271

	[271] JUNE 2, 2021	
06/08/2021	Transcript of Proceedings	Doc ID# 265
	[265] July 8, 2019	
06/08/2021	Notice of Deposition	Doc ID# 266
	[266] Notice of Deposition	
06/08/2021	Deposition Subpoena	Doc ID# 267
	[267] Deposition Subpoena	
06/08/2021	Notice of Deposition	Doc ID# 268
	[268] Notice of Deposition	
06/08/2021	Deposition Subpoena	Doc ID# 269
	[269] Deposition Subpoena	
06/08/2021	Notice of Deposition	Doc ID# 270
	[270] Notice of Deposition (amended)	
06/08/2021	Certification of Transcripts Notification of Completion	Doc ID# 283
	[283] July 08, 2019	
06/09/2021	Notice of Deposition	Doc ID# 272
	[272] Notice of Deposition	
06/09/2021	Deposition Subpoena	Doc ID# 273
	[273] Deposition Subpoena	
06/09/2021	Notice of Deposition	Doc ID# 274
	[274] Notice of Deposition	
06/09/2021	Deposition Subpoena	Doc ID# 275
	[275] Deposition Subpoena	
06/10/2021	Errata	Doc ID# 276
	[276] ESTIMATED COST OF TRANSCRIPT(S) JUNE 2, 2021	
06/10/2021	Transcript of Proceedings	Doc ID# 280
	[280] June 2, 2021	
06/15/2021	Motion for Protective Order	Doc ID# 277
	[277] Motion for Protective Order	
06/15/2021	Ex Parte Application	Doc ID# 278
	[278] Ex Parte Application for Order Shortening Time on Motion for Protective Order	
06/16/2021	Supplement	Doc ID# 279
	[279] Supplemental Declaration of R. Christopher Reade, Esq. in Support of Motion for Protective Order	
06/16/2021	Order Shortening Time	Doc ID# 281
	[281] Order Shortening Time	
06/16/2021	Order Shortening Time	Doc ID# 282
	[282] Order Shortening Time Motion for Protective Order	
06/21/2021	Opposition and Countermotion	Doc ID# 284
	[284] Opposition and Countermotion	
06/21/2021	Exhibits	Doc ID# 285
	[285] Exhibits in Support of Opposition and Countermotion	
06/22/2021	Reply	Doc ID# 286
	[286] Plaintiff Tara Kellogg's Reply iso Motion for Protective Order & Opposition to Countermotion for Sanctions	
06/22/2021	Notice of Hearing	Doc ID# 287
	[287] Notice of Hearing	
06/23/2021	Motion (1:00 PM) (Judicial Officer Young, Jay)	
	06/23/2021, 06/30/2021	
	Per OST- Motion for Protective Order (cont. from 6/23/21)	
	Parties Present	
	Minutes	
	Result: Matter Continued	
06/24/2021	Order	Doc ID# 288
	[288] Proposed Order on June 2 2021 Hearing (061421)	
06/25/2021	Notice of Entry	Doc ID# 289
	[289] Notice of Entry of Order from June 2, 2021 Hearing	
07/09/2021	Discovery Commissioners Report and Recommendations	Doc ID# 290
	[290] Discovery Commissioner's Report and Recommendations	
07/09/2021	List of Witnesses	Doc ID# 291
	[291] List of Witnesses and Documents	
07/13/2021	Request Transcript of Proceedings	Doc ID# 292
	[292] Request for Transcript of Proceedings	
07/19/2021	Supplemental List of Witnesses and Production of Documents	Doc ID# 293
	[293] Plaintiff/Judgment Creditor Tara Kellogg's First Supplemental List of Witnesses & Production of Documents for July 27th, 2021 Evidentiary Hearing	
07/20/2021	Notice of Rescheduling of Hearing	Doc ID# 294
	[294] Notice of Rescheduling of Hearing	
07/21/2021	Affidavit of Service	Doc ID# 295
	[295] Affidavit of Service for Deputy S. Robb #9580	
07/21/2021	Affidavit of Service	Doc ID# 296
	[296] Affidavit of Service	
07/21/2021	Motion to Continue	Doc ID# 297
	[297] Defendant's First Motion to Continue Trial and First Request to Extend Discovery, and for Attorney's fees, Costs, and Sanctions against Plaintiff and Her Counsel Pursuant to EDCR 7.60(B) ET SEQ. AND NRS 7.085 (1), RESPECTIVELY	
07/22/2021	Affidavit of Service	Doc ID# 298
	[298] Affidavit of Service for Dawn Ferreria	
07/22/2021	Objection to Discovery Commissioners Report and Recommendation	Doc ID# 299
	[299] Objection to Discovery Commissioner's Report and Recommendation	
07/23/2021	Ex Parte Application	Doc ID# 300
	[300] Ex Parte Application for an Order Shortening Time on Motion to Continue Trial	
07/25/2021	Notice	Doc ID# 301
	[301] Notice of Unavailability of Counsel	
07/26/2021	Evidentiary Hearing (1:30 PM) (Judicial Officer Ritchie, T. Arthur, Jr.)	
	Re: Judgment against the professional corporation	

	Parties Present
	Minutes
	07/27/2021 Reset by Court to 07/26/2021
	Result: Matter Continued
07/27/2021	Notice of Hearing Doc ID# 302
	[302] Notice of Hearing
07/28/2021	CANCELED Motion (1:00 PM) (Judicial Officer Young, Jay)
	Vacated
	Motion for Protective Order
07/28/2021	CANCELED Opposition & Countermotion (1:00 PM) (Judicial Officer Young, Jay)
	Vacated
	Defendant's Opposition to Plaintiff's Motion for a Protective Order and Countermotion for Sanctions and Attorney Fees and Costs
07/28/2021	CANCELED Status Check (1:00 PM) (Judicial Officer Young, Jay)
	Vacated
	Status re: R&R
	07/28/2021 Reset by Court to 07/28/2021
07/29/2021	Reply Doc ID# 303
	[303] Plaintiff/Judgment Creditor Tara Kellogg's Reply to Defendant Alex Ghibaudo's Objection to DCRR
07/29/2021	Exhibits Doc ID# 304
	[304] Appendix in Support of Plaintiff/Judgement Creditor Tara Kellogg's Reply to Deft. Alex Ghibaudo's Objection to DCRR
08/06/2021	Notice of Attorney Lien Doc ID# 305
	[305] Notice of Attorney's Liens Pursuant to NRS 18.015
08/06/2021	Motion to Withdraw As Counsel Doc ID# 306
	[306] Motion to Withdraw as Counsel*****Non Conforming*****Bundled Documents
08/06/2021	Notice Doc ID# 307
	[307] Notice of Non-Opposition
08/09/2021	Ex Parte Application Doc ID# 308
	[308] Ex Parte Application for Order Shortening Time on Motion to Withdraw as Counsel for Plaintiff Tara Kellogg and to Adjudicate Attorney's Lien Pursuant to NRS 18.015 and to Reduce Attorney's Lien to Judgment
08/09/2021	Order Shortening Time Doc ID# 309
	[309] Proposed OST Withdrawl (080921) - Kellogg
08/09/2021	Notice of Entry Doc ID# 310
	[310] Notice of Entry of Order Shortening Time
08/09/2021	Transcript of Proceedings Doc ID# 314
	[314] JUNE 30, 2021
08/16/2021	Supplemental Doc ID# 311
	[311] First Supplement to Motion to Withdraw as Counsel for Plaintiff Tara Kellogg
08/17/2021	Motion (11:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
	Defendant's First Motion to Continue Trial and First Request to Extend Discovery, and for Attorney's fees, Costs, and Sanctions against Plaintiff and Her Counsel Pursuant to EDCR 7.60(B) ET SEQ. AND NRS 7.085 (1), RESPECTIVELY
	Parties Present
	Minutes
	08/31/2021 Reset by Court to 08/17/2021
	Result: Matter Heard
08/18/2021	Substitution of Attorney Doc ID# 312
	[312] Substitution of Attorney
08/18/2021	Pre-trial Memorandum Doc ID# 313
	[313] Defendant's Pretrial Memorandum
08/19/2021	Evidentiary Hearing (9:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
	08/19/2021, 08/26/2021
	Re: Judgment against the professional corporation (Firm, 1-2 Hours)
	Parties Present
	Minutes
	Result: Matter Continued
08/23/2021	Transcript of Proceedings Doc ID# 315
	[315] SEPTEMBER 17, 2020
08/24/2021	Certification of Transcripts Notification of Completion Doc ID# 316
	[316] SEPTEMBER 17, 2020
08/30/2021	CANCELED Motion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.)
	Vacated - per Judge
	Mr. Reade's Motion to Adjudicate Attorneys' Lien Pursuant to NRS 18.015 and to Reduce Attorney's Lien to Judgment
08/30/2021	Order Doc ID# 317
	[317] 223 ghibaudo ord
08/31/2021	Notice of Entry of Order Doc ID# 318
	[318] Notice of Entry of Order
09/01/2021	Judgment Doc ID# 319
	[319] Judgment (090121)
09/01/2021	Notice of Entry Doc ID# 320
	[320] Notice of Entry of Judgment on Decision and Order
10/14/2021	Schedule of Arrearages Doc ID# 321
	[321] Schedule of Arrearages
10/18/2021	Financial Disclosure Form Doc ID# 322
	[322] Financial Disclosure form
10/18/2021	Motion Doc ID# 323
	[323] Plaintiff Tara Kellogg's Renewed Motion To Enforce And For An Order To Show Cause Why Defendant Alex Ghibaudo Should Not Be Held In Contempt For His Failure To Comply With The Terms Of Decree Of Divorce And November 10, 2021 Judgment
10/18/2021	Exhibits Doc ID# 324
	[324] Appendix of Exhibits
10/18/2021	Notice of Hearing Doc ID# 325

10/22/2021	[325] Notice of Hearing Certificate of Service Doc ID# 326
11/19/2021	[326] Certificate of Service Opposition Doc ID# 327
11/23/2021	[327] Opposition To Plaintiff's Renewed Motion For Indirect Civil Contempt To Compel Payment Motion (11:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) <i>Plaintiff Tara Kellogg's Renewed Motion To Enforce And For An Order To Show Cause Why Defendant Alex Ghibauda Should Not Be Held In Contempt For His Failure To Comply With The Terms Of Decree Of Divorce And November 10, 2021 Judgment</i> Result: Evidentiary Hearing
11/23/2021	Opposition (11:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) <i>Opposition To Plaintiff's Renewed Motion For Indirect Civil Contempt To Compel Payment</i> Result: Evidentiary Hearing
11/23/2021	All Pending Motions (11:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) Parties Present Minutes Result: Matter Heard
11/30/2021	Substitution of Attorney Doc ID# 328 [328] Substitution of Attorney
12/01/2021	Order Setting Evidentiary Hearing Doc ID# 329 [329] Order Setting Evidentiary Hearing - Kellogg v Ghibauda
12/07/2021	Order to Show Cause Doc ID# 330 [330] Order to Show Cause
12/08/2021	Notice of Taking Deposition Doc ID# 331 [331] Notice of Taking Deposition
01/05/2022	Notice of Deposition Doc ID# 332 [332] Notice of Deposition - Tara Kellogg
01/18/2022	Motion for Protective Order Doc ID# 333 [333] Motion for Protective Order
01/19/2022	Notice of Hearing Doc ID# 334 [334] Notice of Hearing
01/19/2022	Ex Parte Motion Doc ID# 335 [335] Ex Parte Motion for an Order Shortening Time
01/20/2022	Order Shortening Time Doc ID# 336 [336] Order Shortening Time
01/26/2022	Motion (1:00 PM) (Judicial Officer Young, Jay) <i>Plaintiff's Motion for Protective Order</i> Parties Present Minutes <i>02/23/2022 Reset by Court to 01/26/2022</i> Result: Denied
01/26/2022	Exhibits Doc ID# 337 [337] Exhibits
01/26/2022	Notice of Deposition Doc ID# 339 [339] Amended Notice of Deposition
02/07/2022	Motion Doc ID# 340 [340] Motion for an Order to Show Cause Why Plaintiff Should Not Be Held in Contempt of Court for Violating This Court S Order Sealing File and Motion; For Sanctions Pursuant to EDCr 7.60(B)(4) For Plaintiff S Willful and Deliberate Violation of EDCr 2.10; And for A Clarification of This Court's Order Sealing File
02/07/2022	Exhibits Doc ID# 341 [341] Defendant's Exhibits to Motion to Show Cause and for Sanctions Under EDCR 7.60(b)(4)
02/07/2022	Notice of Hearing Doc ID# 342 [342] Notice of Hearing
02/09/2022	Ex Parte Application Doc ID# 343 [343] Ex Parte Application for an Order Shortening Time
02/15/2022	Evidentiary Hearing (1:30 PM) (Judicial Officer Ritchie, T. Arthur, Jr.) <i>Order to Show Cause Re: Contempt</i> Parties Present Minutes Result: Decision Made
02/15/2022	Notice of Hearing Doc ID# 344 [344] RE-NOTICE OF HEARING - DISCOVERY
02/16/2022	Order Doc ID# 345 [345] ghibauda contempt ord
02/16/2022	Notice of Entry of Order Doc ID# 346 [346] Notice of Entry of Order
02/22/2022	Discovery Commissioners Report and Recommendations Doc ID# 347 [347] Discovery Commissioners Report and Recommendations
02/23/2022	CANCELED Status Check (1:30 PM) (Judicial Officer Young, Jay) <i>Vacated</i> <i>02/16/2022 Reset by Court to 02/23/2022</i>
03/01/2022	Notice of Entry of Order Doc ID# 348 [348] Notice of Entry of Discovery Commissioner's Report and Recommendations
03/04/2022	Opposition and Countermotion Doc ID# 349 [349] Opposition To Defendant's Motion To For An Order To Show Cause Why Plaintiff Should Not Be Held In Contempt Of Court For Violating This Court's Order Sealing File And Motion; For Sanctions Pursuant To EDCr 7.60(B)(4) For Plaintiff's Plaintiff's Countermotion For Motion For An Order To Show Cause Why Defendant Should Not Be Held In Contempt Of Court For Violating This Court's Decision And Order Issued After The February 15, 2022 Evidentiary Hearing
03/07/2022	Amended Motion Doc ID# 350 [350] Amended Opposition to Defendant's Motion to for An Order to Show Cause Why Plaintiff Should Not Be Held In Contempt of Court for Violating this Court's Order Sealing File and Motion; For Sanctions Pursuant to EDCR 7.60(B)(4) For Plaintiff's Willful and Deliberate Violation of

Respondent's Exhibits054

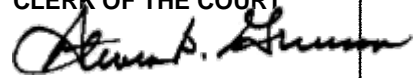
	<i>EDCR 2.10; And for Clarification of This Court's Sealing File and Plaintiff's Amended Countermotion for Motion for An Order to Show Cause Why Defendant Should Be Held in Contempt of Court for Violating This Court's Decision and Order Issued After the February 15, 2022 Evidentiary Hearing</i>
03/07/2022	Reply to Opposition Doc ID# 351 [351] Defendant's Reply to Plaintiff's Opposition and Opposition to Plaintiff's Countermotion
03/09/2022	Notice Doc ID# 352 [352] Notice of Receipt of Cashier's Check for Payment for Alimony and Receipt from Scadu for Payment for Child Support
03/09/2022	Memorandum of Costs and Disbursements Doc ID# 353 [353] Memorandum of fees and costs
03/10/2022	Response Doc ID# 354 [354] Response to Plaintiff's "Memorandum of Fees and Costs" and Motion for Sanctions Pursuant to NRS 7.085(1)(a) and/or (b) Against Attorney Jonathan Nelson
03/10/2022	Order Doc ID# 355 [355] KELLOGG GHIBAUDO VS GHIBAUDO ORDR D-15-522043-D
03/11/2022	Exhibits Doc ID# 356 [356] Supplemental Exhibits to Defendant's Reply to Plaintiff's Opposition
03/11/2022	Supplemental Doc ID# 357 [357] Defendant's Supplement to Reply to Plaintiff's Opposition
03/11/2022	Ex Parte Application Doc ID# 358 [358] Defendant's Ex Parte Request to Seal File Pursuant to NRS 125.080 and EDCR 5.210
03/11/2022	Supplement Doc ID# 359 [359] Second Supplement to Defendant's Reply
03/11/2022	Exhibits Doc ID# 360 [360] Exhibits to Second Supplement
03/21/2022	Motion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) <i>Defendant's Motion for an Order to Show Cause Why Plaintiff Should Not Be Held in Contempt of Court for Violating This Court's Order Sealing File and Motion; For Sanctions Pursuant to EDCR 7.60(B)(4) For Plaintiff's Willful and Deliberate Violation of EDCR 2.10; And for A Clarification of This Court's Order Sealing File</i> Result: Granted in Part
03/21/2022	Opposition & Countermotion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) <i>Plaintiff's Opposition To Defendant's Motion To For An Order To Show Cause Why Plaintiff Should Not Be Held In Contempt Of Court For Violating This Court's Order Sealing File And Motion; For Sanctions Pursuant To EDCR 7.60(B)(4) For Plaintiff's Countermotion For Motion For An Order To Show Cause Why Defendant Should Not Be Held In Contempt Of Court For Violating This Court's Decision And Order Issued After The February 15, 2022 Evidentiary Hearing</i> Result: Denied
03/21/2022	Motion (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) <i>Plaintiff's Amended Opposition to Defendant's Motion to for An Order to Show Cause Why Plaintiff Should Not Be Held In Contempt of Court for Violating this Court's Order Sealing File and Motion; For Sanctions Pursuant to EDCR 7.60(B)(4) For Plaintiff's Willful and Deliberate Violation of EDCR 2.10; And for Clarification of This Court's Sealing File and Plaintiff's Amended Countermotion for Motion for An Order to Show Cause Why Defendant Should Be Held in Contempt of Court for Violating This Court's Decision and Order Issued After the February 15, 2022 Evidentiary Hearing</i> Result: Denied
03/21/2022	Hearing (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) <i>Defendant's Reply to Plaintiff's Opposition and Opposition to Plaintiff's Countermotion</i> Result: Matter Heard
03/21/2022	Opposition (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) <i>Defendant's Response to Plaintiff's "Memorandum of Fees and Costs" and Motion for Sanctions Pursuant to NRS 7.085(1)(a) and/or (b) Against Attorney Jonathan Nelson</i> Result: Matter Heard
03/21/2022	All Pending Motions (10:00 AM) (Judicial Officer Ritchie, T. Arthur, Jr.) Parties Present Minutes Result: Matter Heard
03/22/2022	Notice of Entry of Order Doc ID# 361 [361] Notice of Entry of Order on Discovery Commissioner's Report and Recommendations
03/22/2022	Notice of Entry of Order Doc ID# 362 [362] Notice of Entry of Stipulated Confidentiality Agreement and Protective Order
04/14/2022	Order Doc ID# 363 [363] Order on attorney fees from March 21, 2022 - Ghibaud, Alex
04/14/2022	Order Doc ID# 364 [364] Order from March 21, 2022 - Ghibaud, Alex
04/14/2022	Notice of Entry of Order Doc ID# 365 [365] Notice of Entry of Order
04/14/2022	Notice of Entry of Order Doc ID# 366 [366] Notice of Entry of Findings of Fact, Conclusions of Law, and Order
05/13/2022	Notice of Association of Counsel Doc ID# 367 [367] Notice of Association of Counsel on Appellate Matters 5-13-2022
05/13/2022	Notice of Appeal Doc ID# 368 [368] Notice of Appeal 5-13-2022
05/13/2022	Case Appeal Statement Doc ID# 369 [369] Case Appeal Statement 5-13-2022

FINANCIAL INFORMATION

04/05/2018	Attorney Ghibaud, Alex	
	Total Financial Assessment	59.50
	Total Payments and Credits	59.50
	Balance Due as of 07/09/2022	0.00
04/05/2018	Transaction Assessment	59.50

04/05/2018	Payment (Window)	Receipt # 2018-09993-FAM	Counter Transaction	(59.50)
	Attorney Willick, Marshal Shawn			
	Total Financial Assessment			10.00
	Total Payments and Credits			10.00
	Balance Due as of 07/09/2022			0.00
02/17/2017	Transaction Assessment			10.00
02/17/2017	Payment (Window)	Receipt # 2017-05067-FAM	Marshal S. Willick, P.C.	(10.00)
	Counter Claimant Ghibaud, Alex			
	Total Financial Assessment			291.00
	Total Payments and Credits			291.00
	Balance Due as of 07/09/2022			0.00
11/12/2015	Transaction Assessment			217.00
11/12/2015	Efile Payment	Receipt # 2015-118449-CCCLK	Ghibaud, Alex	(217.00)
08/22/2017	Transaction Assessment			25.00
08/22/2017	Efile Payment	Receipt # 2017-66251-CCCLK	Ghibaud, Alex	(25.00)
05/30/2019	Transaction Assessment			25.00
05/30/2019	Efile Payment	Receipt # 2019-33046-CCCLK	Ghibaud, Alex	(25.00)
12/14/2020	Transaction Assessment			24.00
12/14/2020	Efile Payment	Receipt # 2020-70232-CCCLK	Ghibaud, Alex	(24.00)
	Counter Defendant Kellogg Ghibaud, Tara			
	Total Financial Assessment			576.00
	Total Payments and Credits			576.00
	Balance Due as of 07/09/2022			0.00
10/02/2015	Transaction Assessment			299.00
10/02/2015	Payment (Window)	Receipt # 2015-30809-FAM	Ghibaud, Tara	(299.00)
08/30/2016	Transaction Assessment			5.00
08/30/2016	Payment (Window)	Receipt # 2016-27246-FAM	Kellogg Ghibaud, Tara	(5.00)
09/21/2016	Transaction Assessment			12.00
09/21/2016	Payment (Window)	Receipt # 2016-29789-FAM	Kellogg Ghibaud, Tara	(12.00)
02/06/2017	Transaction Assessment			5.00
02/06/2017	Payment (Window)	Receipt # 2017-03638-FAM	Counter Transaction	(5.00)
06/16/2017	Transaction Assessment			25.00
06/16/2017	Efile Payment	Receipt # 2017-51033-CCCLK	Kellogg Ghibaud, Tara	(25.00)
05/16/2018	Transaction Assessment			40.00
05/16/2018	Payment (Window)	Receipt # 2018-14196-FAM	Kellogg Ghibaud, Tara	(40.00)
06/25/2018	Transaction Assessment			25.00
06/25/2018	Efile Payment	Receipt # 2018-42335-CCCLK	Kellogg Ghibaud, Tara	(25.00)
10/29/2019	Transaction Assessment			10.00
10/29/2019	Efile Payment	Receipt # 2019-65569-CCCLK	Kellogg Ghibaud, Tara	(10.00)
06/02/2020	Transaction Assessment			2.00
06/02/2020	Payment (Phone)	Receipt # 2020-09882-FAM	Kellogg Ghibaud, Tara	(2.00)
09/25/2020	Transaction Assessment			2.00
09/25/2020	Payment (Phone)	Receipt # 2020-16204-FAM	Kellogg Ghibaud, Tara	(2.00)
12/14/2020	Transaction Assessment			10.00
12/14/2020	Efile Payment	Receipt # 2020-70290-CCCLK	Kellogg Ghibaud, Tara	(10.00)
12/15/2020	Transaction Assessment			20.00
12/15/2020	Efile Payment	Receipt # 2020-70355-CCCLK	Kellogg Ghibaud, Tara	(20.00)
12/16/2020	Transaction Assessment			10.00
12/16/2020	Efile Payment	Receipt # 2020-70707-CCCLK	Kellogg Ghibaud, Tara	(10.00)
12/17/2020	Transaction Assessment			10.00
12/17/2020	Efile Payment	Receipt # 2020-70998-CCCLK	Kellogg Ghibaud, Tara	(10.00)
12/17/2020	Transaction Assessment			24.00
12/17/2020	Efile Payment	Receipt # 2020-71187-CCCLK	Kellogg Ghibaud, Tara	(24.00)
01/06/2021	Transaction Assessment			10.00
01/06/2021	Efile Payment	Receipt # 2021-00673-CCCLK	Kellogg Ghibaud, Tara	(10.00)
01/06/2021	Transaction Assessment			10.00
01/06/2021	Efile Payment	Receipt # 2021-00867-CCCLK	Kellogg Ghibaud, Tara	(10.00)
02/16/2021	Transaction Assessment			2.00
02/16/2021	Payment (Phone)	Receipt # 2021-02044-FAM	Kellogg Ghibaud, Tara	(2.00)
06/24/2021	Transaction Assessment			2.00
06/24/2021	Payment (Mail)	Receipt # 2021-10064-FAM	Kellogg Ghibaud, Tara	(2.00)
08/06/2021	Transaction Assessment			25.00
08/06/2021	Efile Payment	Receipt # 2021-49231-CCCLK	Kellogg Ghibaud, Tara	(25.00)
01/28/2022	Transaction Assessment			2.00
01/28/2022	Online Payment	Receipt # 2022-05523-CCCLK	Tara Kellogg-Ghibaud	(2.00)
03/22/2022	Transaction Assessment			2.00
03/22/2022	Online Payment	Receipt # 2022-17250-CCCLK	Tara Kellogg-Ghibaud	(2.00)
05/13/2022	Transaction Assessment			24.00
05/13/2022	Efile Payment	Receipt # 2022-28203-CCCLK	Kellogg Ghibaud, Tara	(24.00)

EXHIBIT 4



1 **NEOJ**

2 RADFORD J. SMITH, CHARTERED

3 RADFORD J. SMITH, ESQ.

4 Nevada State Bar No. 002791

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10 *Attorneys for Defendant*

11 **DISTRICT COURT**
12 **CLARK COUNTY, NEVADA**

13 TARA KELLOGG-GHIBAUDO,

14 Plaintiff,

15 vs.

16 ALEX GHIBAUDO,

17 Defendant.

CASE NO.: D-15-522043-D

DEPT NO.: H

FAMILY DIVISION

18 **NOTICE OF ENTRY OF ORDER SEALING FILE**

19 PLEASE take Notice that the Order Sealing File was entered by the above-entitled
20 Court on the 31st day of October, 2019 a copy of which is attached hereto.

21 DATED this 1 day of November, 2019.

22 RADFORD J. SMITH, CHARTERED

23 
24 _____
25 GARIMA VARSHNEY, ESQ.

26 Nevada State Bar No. 011878

27 2470 St. Rose Parkway, Suite 206

28 Henderson, Nevada 89074

Attorneys for Defendant

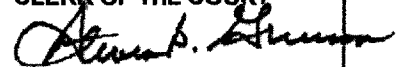
Respondent's Exhibits058

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I served the foregoing document described as Notice of Entry of Order Sealing File on this 1st day of November 2019, to all interested parties as follows:

SIGAL CHATTAH, ESQ.
CHATTAH LAW GROUP
5875 S. Rainbow Blvd #204
Las Vegas, Nevada 89118
Attorney for Plaintiff

An Employee of Radford J. Smith, Chartered



ORDR

RADFORD J. SMITH, CHARTERED
RADFORD J. SMITH, ESQ.
Nevada State Bar No. 002791
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Attorneys for Defendant

**DISTRICT COURT
CLARK COUNTY, NEVADA**

TARA KELLOGG-GHIBAUDO,

Plaintiff,

vs.

ALEX GHIBAUDO,

Defendant.

CASE NO.: D-15-522043-D

DEPT NO.: H

FAMILY DIVISION

ORDER SEALING FILE

Pursuant to the Defendant's Ex Parte Request for Order Sealing File, and good cause appearing therefore,

IT IS HEREBY ORDERED that the file in the above mater be sealed pursuant to NRS 125-110(2). *The file is only sealed to the extent allowed by NRS 125.110*

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✓ OCT 24 2019

1 NRS 125.110(2) states

2
3 All other papers, records, proceedings and evidence, including exhibits
4 and transcript of the testimony, shall, upon the written request of either
5 party to the action, filed with the clerk, be sealed and shall not be open
6 to inspection except to the parties or their attorneys, or when required as
7 evidence in another action or proceeding.

8 DATED this 24 day of October, 2019.

9
10 
11 DISTRICT COURT JUDGE
12 T ART RITCHIE, JR. 

13
14
15
16 *Respectfully Submitted:*

17 RADFORD J. SMITH, CHARTERED


18 
19
20 RADFORD J. SMITH, ESQ.
21 Nevada Bar No. 002791
22 GARIMA VARSHNEY, ESQ.
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26 *Attorneys for Defendant*
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EXHIBIT 5

1 **FFCL**

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9 creade@crdslaw.com
10 *Attorneys for Plaintiff Tara Kellogg*

7 **DISTRICT COURT**
8 **FAMILY DIVISION**
9 **CLARK COUNTY, NEVADA**

10 TARA KELLOGG-GHIBAUDO,
11
12 Plaintiff,
13
14 vs.
15 ALEX GHIBAUDO
16 Defendant.

CASE NO.: D-15-522043-D
DEPT NO.: H

16 **FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT**

17 Date of Hearing: September 17, 2020
18 Time of Hearing: 9:00 a.m.

19 This matter having come on for an evidentiary hearing on the date and time indicated above
20 regarding Defendant's Motion to Modify Spousal Support filed May 30, 2019. Plaintiff TARA
21 KELLOGG-GHIBAUDO ("Tara"), being present and represented by her attorney of record, R.
22 Christopher Reade, Esq., of Cory Reade Dows Shafer; Defendant ALEX GHIBAUDO ("Alex"),
23 being present and represented by his attorney of record, Radford J. Smith, Esq., of the law firm of
24 Radford J. Smith, Chartered; the Honorable T. Arthur Ritchie presiding.

25 The Court having heard the sworn testimony presented at the time of the hearing of this
26 matter, read the papers and pleadings on file and presented as Exhibits at the time of trial, having
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1 heard argument of counsel, and being otherwise fully advised in the premises, makes the following
2 Findings of Fact, Conclusions of Law, and Orders.

3 **FINDINGS OF FACT**

4 **THE COURT FINDS** that the parties were divorced by Decree of Divorce filed February
5 1, 2017.

6 **THE COURT FURTHER FINDS** that the Decree is a final, enforceable judgment in this
7 case.
8

9 **THE COURT FURTHER FINDS** that Defendant Alex Ghibaudo (hereinafter “Alex”)
10 reopened this matter on May 30, 2019, through his motion to modify the spousal support provisions
11 of the Decree.

12 **THE COURT FURTHER FINDS** that Plaintiff Tara Kellogg (hereinafter “Tara”) seeks
13 enforcement of the provisions of the Decree of Divorce and alleges that Alex is delinquent in his
14 payments for family support due under the Decree.
15

16 **THE COURT FURTHER FINDS** that the Court retains jurisdiction to enforce the
17 alimony provisions in the Decree and has jurisdiction to modify those provisions.

18 **THE COURT FURTHER FINDS** that there was an aggregate of judgments that were
19 entered addressing Alex’s support obligations to October 2017, and those judgments are not the
20 subject matter of this hearing since they have already been adjudicated and reduced to judgment.

21 **THE COURT FINDS** that a settlement conference was conducted on May 18th, 2016 by
22 former Judge Kathy Hardcastle.
23

24 **THE COURT FURTHER FINDS** that the settlement conference was conducted so that
25 parties could obtain a legal separation, which explains the curious orders in that there was a general
26 theme that the parties would share income because they were still married.
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1 **THE COURT FURTHER FINDS** that both parties had a right, which they
2 acknowledged, to get a divorced and turn the terms of legal separation into a divorce.

3 **THE COURT FURTHER FINDS** that the parties agreed that a Decree of Divorce could
4 be entered and that the Decree of Divorce entered in this matter adopted the agreements that were
5 part of the settlement agreement which was reduced to judgment in the Decree.

6 **THE COURT FURTHER FINDS** that the Decree of Divorce is final judgment and is the
7 law of the case.

8 **THE COURT FURTHER FINDS** that the Decree is under the continuing jurisdiction of
9 this Court.
10

11 **THE COURT FURTHER FINDS** that there was an agreement and a binding order for
12 the parties to share the income. The actual obligation pursuant to the decree was not \$2,500.00
13 but was to be the difference between the Tara's earning potential and the Alex's actual earnings
14 divided by two.

15 **THE COURT FURTHER FINDS** that the Court finds that the Tara is not employed, that
16 Tara obtained an Associates' Degree in 2017 and that Tara does not have income.

17 **THE COURT FURTHER FINDS** Tara did not present sufficient proof to support any
18 kind of finding that she is disabled and unable to earn income.
19

20 **THE COURT FURTHER FINDS** that Tara testified that she hopes to get a job earning
21 \$30,000.00 to \$40,000.00 per year but does not yet have her bachelor's degree at this time.

22 **THE COURT FURTHER FINDS** that Tara is willfully underemployed to maximize her
23 spousal support claim, that the income should be imputed to her for the period of time between
24 October 2017 to present. The Court can appropriately calculate the net support that is due during
25 this time and that e amount based on the evidence that was presented is \$2,000.00 a month.
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1 **THE COURT FURTHER FINDS** that Alex is employed as an attorney who incorporated
2 his law firm with the Nevada Secretary of State about six months after the settlement conference
3 on December 19th, 2016.

4 **THE COURT FURTHER FINDS** that Alex filed tax returns that showed income for
5 2017, 2018 and 2019. The evidence admitted and the Court's findings are that Alex's gross income
6 for the purpose of calculating support (1) for 2017 was \$148,256.00, or \$12,355.00 a month; (2)
7 for 2018, is \$180,285.00, or \$15,024.00 a month; (3) for 2019 was \$133,490.00, or \$11,124.00 a
8 month from January through May of that year.
9

10 **THE COURT FURTHER FINDS** that Alex's income, for purposes of calculating his
11 support obligation is at least \$140,000.00 per month, or at least \$12,000.00 a month in gross
12 income. Tara's expert's testimony supports that conclusion.

13 **THE COURT FURTHER FINDS** that from October 2017 to December 2017, Alex's
14 income was \$12,355.00 per month for those three months. Applying Tara's imputed income of
15 \$2,000.00, the net income to be divided pursuant to the Decree of Divorce is \$10,355.00. This sum
16 divided by two equals \$5,177.00 per month due to Tara for the three (3) months in 2017 at issue,
17 totaling \$15,532.00.
18

19 **THE COURT FURTHER FINDS** that in 2018, Alex earned \$15,024.00 per month on
20 average. Imputing an income of \$2,000.00 to Tara, the net income to be divided pursuant to the
21 Decree of Divorce is \$13,024.00. This sum divided by two equals \$6,515.00 per month due to
22 Tara, multiplied by 12 months, equals \$78,144.00 due to Tara for that year.
23

24 **THE COURT FURTHER FINDS** that in 2019, the period to be considered is from
25 January to April, when Alex's motion was filed. For that four (4) month period, Alex's gross
26 monthly income was \$11,124.00 per month on average, minus the \$2,000.00 imputed to Tara. The
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1 net income to be divided pursuant to the Decree of Divorce is \$9,124.00. This sum divided by two
2 equals \$4,562.00 per month due to Tara, multiplied by the four months at issue totals \$18,248.00.

3 **THE COURT FURTHER FINDS** that by adding those three years together, Alex should
4 have paid family support pursuant to the Decree of Divorce in the amount of \$111,924.00.

5 **THE COURT FURTHER FINDS** that the evidence supports a finding that between
6 October 2017 to April 2019 that Alex paid to Tara approximately \$42,000.00.

7 **THE COURT FURTHER FINDS** that the \$42,000.00 actually paid will be credited
8 against the \$111,924.00 owed, for a total arrears amount of \$69,924.00, which represents the
9 family support owed pursuant to the decree between October 2017 and April 2019 and which sums
10 shall be and hereby are reduced to Judgment.
11

12 **THE COURT FURTHER FINDS** that the family support provisions in the Decree of
13 Divorce are modifiable.

14 **THE COURT FURTHER FINDS** that the Decree and NRS 125.150 allow the Court to
15 terminate alimony based on operative events such as the death of either party or the remarriage of
16 the Tara, neither of which occurred here, or modify or terminate alimony based upon a change in
17 financial circumstances.
18

19 **THE COURT FURTHER FINDS** that the agreement concerning legal separation was
20 incorporated in the decree of divorce without a trial on the issue of divorce. Certainly, spousal
21 support is what somebody pays from their separate property to their former spouse. So, in
22 evaluating whether to modify the spousal support award from May 2019 forward, the Court is
23 going to consider the required factors relevant in determining the award of alimony and the amount
24 of such award. The Court considers the financial conditions of each spouse. Other than the reported
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1 income, the Tara states that she is supported by the charity of her family; and the Alex is an attorney
2 who earns at least \$140,000.00 a year.

3 **Findings regarding Alimony Factors Codified in NRS 125.150**

4 **THE COURT FURTHER FINDS** that the Court considers the nature and value of the
5 assets of each spouse. Here, neither party has significant assets, aside from Alex, who has a law
6 practice developed over the last four (4) years.

7 **THE COURT FURTHER FINDS** that the Court considers the contribution of each
8 spouse to any property held by the spouses. Here, that is not a material factor.

9 **THE COURT FURTHER FINDS** that the Court considers the duration of the marriage,
10 which was 13 years.

11 **THE COURT FURTHER FINDS** that the Court considers the earning capacity, age, and
12 health of each spouse. Alex has an earning capacity of \$140,000.00 per year; Tara's earning
13 capacity is \$24,000.00 per year.

14 **THE COURT FURTHER FINDS** that the Court considers the standard of living during
15 the marriage and finds that during the marriage, both parties had financial and personal issues, and
16 so this is not a compelling consideration in this case.

17 **THE COURT FURTHER FINDS** that the Court considers the career before the marriage
18 of the spouse who would receive alimony. Here, Tara has been taking college courses for years
19 and has received an Associate's Degree. She is currently seeking Bachelor's degree, and she has
20 made efforts in that regard.

21 **THE COURT FURTHER FINDS** that the Court considers the award of property granted
22 in the decree of divorce. There really was not much property granted in the Decree of Divorce to
23 either party.

1 **THE COURT FURTHER FINDS** that the Court must consider the physical and mental
2 condition of each party as it relates to financial condition, health, and ability to work. The Court
3 finds that both parties have the ability to work and that the Court should consider the need to grant
4 alimony for any kind of training or education, which has been addressed herein.

5 **THE COURT FURTHER FINDS** that in terms of those factors, now that the parties are
6 divorced, and now that this matter has been raised with the Court, the Court has been asked to
7 modify the amount. Tara asked the Court to order \$6,500.00 a month in alimony without much
8 context. If Alex makes \$12,000 a month and he pays normal withholding, he probably nets about
9 \$9,000.00. In that case, \$6,500.00 would be about 70 percent of his net income which is not
10 equitable or appropriate. Considering the settlement conference and the imputed income, Tara's
11 need is about \$4,500.00. Tara lists other expenses, but Tara has done nothing to support herself as
12 it relates to the last three years after divorce.
13

14 **THE COURT FURTHER FINDS** that the Court is going to conclude that based on
15 weighing all these factors that the appropriate amount of support is \$2,500.00 a month and that is
16 an appropriate and equitable support amount that would reflect a spouse who makes \$140,000 a
17 year and a spouse who can make between \$24,000 to \$30,000.00 a year.
18

19 **THE COURT FURTHER FINDS** Alex has requests that the term of spousal support be
20 terminated or modified.

21 **THE COURT FURTHER FINDS** that, as indicated above, the Court has reviewed, and
22 played for the parties in open court, the relevant sections of the videotape transcript of the
23 settlement conference held in front of Judge Hardcastle on May 18, 2016. The Court relied on that
24 transcript to better understand the terms of the agreement of the parties that formed the basis of
25 the terms of the Decree of Divorce regarding alimony.
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1 **THE COURT FURTHER FINDS** that the video transcript of the May 18, 2016,
2 settlement conference reveals that Alex proposed the 15-year term of alimony that was then
3 incorporated into the Decree of Divorce.

4 **THE COURT FURTHER FINDS** that though the Court has discretion to reduce the term
5 as Alex has requested, the Court finds that it is not just and equitable to terminate the alimony or
6 reduce the term at this time. The Court does not find sufficient change in circumstances since
7 May of 2019 to support Alex's modification of the agreed upon term of alimony because the Alex
8 was the party that insisted upon the 15 year term when the agreement was read into the record at
9 the settlement conference and only three years have passed since the entry of the Decree of
10 Divorce.

11 **THE COURT FURTHER FINDS** that the Court is going to confirm that the term of
12 Alex's obligation of alimony to Tara shall continue through April 1, 2031.

13 **THE COURT FURTHER FINDS** that from May 2019 through September 2020 Alex
14 owes Tara another \$47,500.00 at the rate of \$2,500 per month, which shall be reduced to judgment
15 in favor of the Tara against the Alex.

16 **THE COURT FURTHER FINDS** that judgments will accrue interest at the legal rate and
17 may be collected by any lawful means.

18 **THE COURT FURTHER FINDS** that the law firm Alex operates was established after
19 the settlement conference at issue and so that practice is Alex's sole and separate property, to
20 which Tara has no claim or right.

21 The court incorporates its findings and conclusions made on the record at the
22 hearing on September 17, 2020, by reference. TAR

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The court may consider, among other factors, a parties' earning capacity, not just income, when determining a fair and equitable award of alimony. NRS 125.150.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Tara's Motion for Enforcement of the Decree of Divorce and entry of Judgment is GRANTED.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Alex owes Tara \$69,924.00 in spousal support arrears for period of October 2017 through April 2019.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that these sums so reduced to Judgment have accrued interest at the legal rate and may be collected by any lawful means.

• • • •

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IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this order takes into consideration a look-back to October 2017 in terms of any child support arrears.

DATED AND DONE this ____ day of November, 2020.

Dated this 10th day of November, 2020


DISTRICT COURT JUDGE

66A 958 EDC0 129B
T. Arthur Ritchie
District Court Judge

Prepared by:

CORY READE DOWS AND SHAFER
/s/ R. Christopher Reade

By: _____
R. Christopher Reade, Esq.
Nevada Bar No.: 006791
1333 North Buffalo Drive, Suite 210
Las Vegas, Nevada 89128
(702) 794-4411
Attorneys for Plaintiff

RADFORD J. SMITH, CHARTERED
Approval Not Received

By: _____
Radford J. Smith, Esq.
Nevada Bar No.:002791
2470 St. Rose Parkway Suite 206
Henderson, Nevada 89074
(702) 990-6448
Attorneys for Defendant

1 **CSERV**

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3 DISTRICT COURT
CLARK COUNTY, NEVADA

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6 Tara Kellogg Ghibaud, Plaintiff | CASE NO: D-15-522043-D
7 vs. | DEPT. NO. Department H
8 Alex Ghibaud, Defendant.
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Findings of Fact, Conclusions of Law and Judgment was served via the
13 court's electronic eFile system to all recipients registered for e-Service on the above entitled
case as listed below:

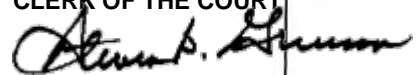
14 Service Date: 11/10/2020

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Radford Smith	rsmith@radfordsmith.com

EXHIBIT 6



1 **SAO**

2 **RADFORD J. SMITH, CHARTERED**

3 **RADFORD J. SMITH, ESQ.**

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rsmith@radfordsmith.com

Attorneys for Defendant

**DISTRICT COURT
CLARK COUNTY, NEVADA**

12 **TARA KELLOGG-GHIBAUDO,**

13 **Plaintiff,**

14 **vs.**

15 **ALEX GHIBAUDO,**

16 **Defendant.**

CASE NO.: D-15-522043-D

DEPT NO.: H

FAMILY DIVISION

18 **STIPULATED CONFIDENTIALITY AGREEMENT AND PROTECTIVE ORDER**

19
20 COME NOW the Parties, Plaintiff, TARA KELLOGG- GHIBAUDO ("Tara"),
21 being represented by R. Christopher Reade, Esq., Law Offices of Cory Reade Dows &
22 Shafer, and Defendant, ALEX GHIBAUDO ("Alex"), being represented by Radford
23 Smith, Esq., and Helen Towlernton, Esq., of Radford J. Smith, Chartered, and hereby
24 stipulate and agree as follows:
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1 WHEREAS, this action involves or may involve the disclosure of documents,
2 material, and information potentially entitled to protection under N.R.C.P. Rule 16.2, and
3 Rule 26(c), and;
4

5 WHEREAS, to facilitate the disclosure of information and to protect the confidential
6 nature of such information is in the interests of both parties;
7

8 NOW THEREFORE, it is agreed as follows:
9

10 1. Definitions:

11 (a) "Confidential Material" shall mean all nonpublic or proprietary documents,
12 material, and information potentially entitled to protection under N.R.C.P. Rule 16.2, and/or
13 Rule 26(c) and shall apply to all documents and information received by a party in response
14 to formal interrogatories, requests for production of documents, subpoena and/or as part of
15 Mandatory Disclosures, including all such documents and information received and/or
16 issued in this matter prior to the entry of this agreement.
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19 By way of example, but not limitation, Confidential Material includes the
20 information, records and data concerning a party's financial information, health care and
21 records; business or affairs of Alex B. Ghibaudo, Esq., and/or Alex B. Ghibaudo, P.C.,
22 including information concerning acquisition or business development opportunities, the
23 identities of the current, former or prospective clients, suppliers and customers of that entity,
24 development, transition and transformation plans, methodologies and methods of doing
25 business, strategic, marketing and expansion plans, financial and business plans or analysis,
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1 financial data or statements, records from financial institutions, tax returns, bank statements,
2 credit card statements, accounting records, communications by or to an Affiliate,
3 agreements, contracts, corporate records, minutes of meetings, pricing information,
4 employee lists and telephone numbers, locations of suppliers, customers or sales
5 representatives, new and existing customer or supplier programs and services, customer or
6 supplier terms, customer service and integration processes, requirements and costs of
7 providing products, service, support or equipment.

11 (b) "Requesting Party" shall mean any party to this Agreement conducting a
12 deposition pursuant to N.R.C.P. 30-31, propounding interrogatories pursuant to N.R.C.P.
13 33, requesting the production of documents pursuant to N.R.C.P. 34, N.R.C.P. 69, or
14 issuing a subpoena *duces tecum* served upon any person or entity in this proceeding, and/or
15 otherwise seeking discovery herein and/or pursuant to post-judgment collection
16 proceedings occurring contemporaneously hereto.

19 (c) "Producing Party" shall mean any person or entity on whom a discovery request
20 has been propounded in this action.

22 2. Designation of Information Produced as "Confidential Material". In
23 responding to a request for information herein, any party may designate any document,
24 material, or information produced by it as "Confidential Material". In the case of
25 documents, such designation shall be made by stamping the phrase "Confidential" or
26 "Confidential Material" on all pages of any document so designated, in a conspicuous place.
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1 In the case of deposition testimony, such designation shall be made by identifying on the
2 record those portions of the transcript designated as Confidential Material. Portions of a
3 deposition designated as Confidential Material shall be separately transcribed and
4 designated as Confidential Material. Machine readable media and other non-documentary
5 material shall be designated as Confidential Material by some suitable and conspicuous
6 means, given the form of the particular embodiment. Lastly, information may be designated
7 as "Confidential" with written notice to the Receiving Party by the Producing Party.
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11 A party may review Confidential Material in the office of his or her respective
12 counsel. All documentation produced subsequent to the date of this agreement may be
13 reviewed by a party in the office of his or her respective counsel, however he and she shall
14 not receive copies thereof in any format, hard copy or electronic. To the extent a party has
15 received copies of Confidential Material produced previous to the date of this agreement,
16 each party expressly understands, warrants and agrees that such information, documents
17 and material must be kept confidential in accordance with the terms of this agreement and
18 may not be disclosed in any manner or to any person or entity other than expressly
19 authorized in Paragraph 4, below.
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24 A party producing documents may make the designation permitted hereby either at
25 the time the document is produced or at the time it is copied for delivery to the requesting
26 party. Failure to make the designation at the time a document is made available for
27 inspection does not constitute a waiver of the right to designate a document as Confidential
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1 material. The designation of material as Confidential Material, in the manner described
2 hereunder, shall constitute a certification by the attorney making such designation that he
3 or she in good faith believes the material to be potential entitled to protection under N.R.C.P.
4 16.2.
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7 3. Treatment of Confidential Material. All documents, material, and information
8 designated as Confidential Material under paragraph 2 shall be treated in accordance with
9 the provisions of this Order unless such designation has been released by the party making
10 it or by order of the court.
11

12 4. Disclosure of Confidential Material in General. Except as provided in this
13 Stipulated Protective Order, Confidential Material and the contents of Confidential Material
14 shall not be shown to, given to, discussed with or otherwise disclosed to any person other
15 than the following:
16

17 (a) the parties to this case (except as specifically provided in Paragraph 2,
18 above);
19

20 (b) counsel or record for the parties and persons employed by them in
21 connection with this lawsuit;

22 (c) the authors, addressees or originators of confidential material;
23

24 (d) any bona fide expert witness engaged by counsel of record in the action
25 to testify as an expert or engaged as a bona fide consulting expert in this action; and

26 (e) the Court, provided that any confidential material submitted to or filed
27 with the Court, including but not necessarily limited to deposition transcripts,
28 pleadings, briefs and exhibits (except trial exhibits), shall be filed as a suppressed
document, available only to parties and counsel of record subject to release or

1 inspection only by the Court or consent of the party claiming confidentiality as to the
2 particular material pursuant to paragraph 9.

3 5. Statement Regarding Confidentiality. Prior to disclosure of any Confidential
4 Material to a party to this case or any bona fide expert witness or consultant, such individual
5 shall sign a Statement Regarding Confidentiality in the form attached hereto as Exhibit A,
6 stating the signatory's full name, address, and present employer, and acknowledging his or
7 her understanding of the terms of this Stipulated Protective Order and his or her agreement
8 to be bound by its terms. Each such signed statement shall be retained by the attorney
9 disclosing any Confidential Material pursuant to this paragraph 5 and shall be made
10 available for inspection and copying upon request by counsel for the Producing Party or by
11 Order of the Court.
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16 6. Any party shall have the right to apply to the Court, upon reasonable notice to
17 the Producing Party, for an Order permitting further disclosure or declassification of
18 Confidential Material upon a showing that such an Order is necessary to an adequate
19 preparation of said party's case or that the designation of "Confidential Material" was
20 unjustified
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23 7. Any person who receives or is afforded access to any Confidential Material
24 pursuant to the provisions of this Stipulated Protective Order shall neither use nor disclose
25 said Confidential Material for any purpose other than the purposes of preparation for and
26 conduct of this proceeding, and then solely as contemplated herein. Furthermore, such
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1 persons shall take all reasonable precautions to maintain the confidentiality of such
2 Material.

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4 8. Counsel are charged with the responsibility of advising the parties hereto, their
5 associates, legal support personnel, and experts or consultants who are participating in the
6 prosecution or defense of this proceeding to whom disclosure of Confidential Material may
7 be made pursuant to this Order, of the terms of this Order and their obligations thereunder.
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10 9. Confidential Material may be used by any party at trial or on any appeal of this
11 matter without regard to the terms of this Order; provided, however, that all parties reserve
12 their respective rights to request the Court to take appropriate measures to preserve the
13 confidentiality of such material, and provided further that the parties hereto reserve their
14 right to question, challenge, and/or object to the admissibility of such Confidential Material
15 in accordance with the Nevada Rules of Evidence and/or the Nevada Rules of Civil
16 Procedure.
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19 10. The restrictions and obligations set forth herein shall not apply to any
20 information that the Parties agree should not be designated Confidential Material, or that
21 the parties agree, or the Court rules, has become public knowledge other than as a result of
22 disclosure by the receiving party, its employees, or its agents in violation of this Order; or
23 has come or shall come into the receiving party's legitimate knowledge independently of
24 and/or prior to the production by the producing party.
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1 11. Nothing herein shall in any respect constitute a waiver of any attorney-client
2 or work product privilege of any party, nor does any provision herein affect the right of any
3 party to contest any assertion or finding of confidentiality or privilege, and/or to appeal any
4 adverse determination of the court regarding said confidentiality or privilege.
5

6 12. Nothing herein shall impose any different or greater duties or obligations upon
7 any party respecting documents, materials, or information obtained from other sources or
8 by means other than discovery solely because those documents, materials, or information
9 may have been designated as Confidential Material when produced in discovery herein;
10 provided however that the embodiment of the material that has been designated hereunder
11 shall itself be treated as Confidential Material.
12

13 13. Nothing contained herein is intended to broaden the scope of information that
14 would be entitled to protection under N.R.C.P. 26(c).
15

16 14. Nothing herein shall be construed to prevent disclosure of Confidential
17 Material if such disclosure is required by subpoena, court order or any other legal obligation.
18 Should a party be required by law, including 37 CFR 1.56, or by order of the Court to
19 disclose Confidential Material, written notice shall be provided to the Producing Party prior
20 to any such disclosure. The producing party shall have seven (7) days from the date of the
21 notice to object to any disclosure of the Confidential Material and apply for a protective
22 order. If the Producing Party makes a timely objection, the receiving party shall not produce
23 the Confidential Material absent a court order. However, the burden shall be on the
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1 objecting, Producing Party to seek protection relating to the commanded disclosure in a
2 timely manner. If the Producing Party fails to take such action within seven (7) days, it shall
3 be deemed to have waived its objection to the commanded disclosure.
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5 15. All objections to the admissibility of any documents produced, whether or not
6 such documents are ultimately determined to be confidential for purposes of this Order, are
7 preserved and may be made when any such document is tendered at a hearing or trial.
8

9 16. This Stipulated Protective Order shall be deemed severable, and if any
10 provision of this Stipulated Protective Order is rendered or deemed void, unenforceable, or
11 otherwise ineffective by operation of law, the other provisions of this Stipulated Protective
12 Order shall not be affected and shall remain in full force and effect, and the Parties shall
13 negotiate in good faith to replace such illegal, void or unenforceable provision with a
14 provision that corresponds as closely as possible to the intentions of the parties as expressed
15 by such illegal, void or unenforceable provision.
16

17 17. The parties acknowledge that any violation or threatened violation of this
18 Stipulated Protective Order would cause irreparable injury to the other party, and to any
19 other person or entity to which the particular Confidential Information belongs or relates,
20 to which such violation or threatened violation relates, and that money alone would not be
21 sufficient to redress such injury. The parties agree that any actual or threatened violation
22 of this Stipulated Protective Order may be enjoined by any court of competent jurisdiction
23 in an action seeking equitable relief or in an action to seek injunctive relief by either party
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1 as well as by any person or entity to which the particular Confidential Information belongs
2 or relates.
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4 18. This Stipulated Protective Order contains the final and complete contract of
5 the Parties to the Stipulated Protective Order, and supersedes all prior oral or written
6 promises, undertakings, understandings, or negotiations concerning the subject matter of
7 this Stipulated Protective Order. This Stipulated Protective Order shall inure to the benefit
8 of and be binding upon the Parties and their successors and assigns.
9
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11 19. This Stipulated Protective Order may be executed simultaneously in two or
12 more parts, each of which shall be deemed an original, but all of which together will
13 constitute one and the same instrument.
14

15 20. Neither the failure of any Party at any time to enforce any of the provisions of
16 this Stipulated Protective Order nor the granting at any time of any other indulgence shall
17 be construed as a waiver of that provision or of the right of either Party afterwards to enforce
18 that or any other provision.
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21 21. Should any Party to this Stipulated Protective Order or any person or entity
22 bring an action to enforce or interpret this Stipulated Protective Order, the prevailing party
23 in such action shall awarded reasonable attorney's fees and costs incurred in the action from
24 the non-prevailing party. Nothing in this Confidentiality Stipulated Protective Order shall
25 prevent the court from entering additional sanctions, fines or orders of contempt in addition
26 to the attorney's fees and costs permitted under this paragraph.
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1 22. This Stipulated Protective Order may not be amended, nor any obligation
2 waived, except by a writing signed by both the parties or an order of the Court.
3

4 23. The confidentiality of material produced in this action and designated as
5 confidential hereunder is to be preserved both during and after the final disposition of this
6 action. Confidential Material produced in this action shall be located and maintained only
7 in offices of counsel of record for the parties or offices of experts as defined in paragraph
8 4(d) above. Seven (7) years after termination or settlement of this action, including all
9 appeals, all persons in possession of Confidential Material shall return or destroy to the
10 Producing Party all such Confidential Material produced in this action by the Producing
11 Party, including any copies, upon thirty (30) days after written notice. Counsel in
12 possession of this Material shall certify to the Producing Party in writing that it has fulfilled
13 the obligations imposed by this Paragraph.
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19 Dated this 25 day of March, 2020.
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21
22 Tara Kellogg-Ghibaud
23 TARA KELLOGG-GHIBAUDO
24 Plaintiff

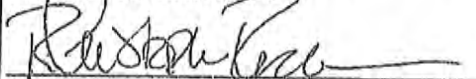
/s/ Alex Ghibaud *

ALEX GHIBAUDO
Defendant

25 / / /
26 / / /
27 / / /
28 / / /
/ / /

* Per Admin Order 20-10
Authorization email attached

1 LAW OFFICES OF CORY READE
2 DOWS & SHAFER

3 

4 R. CHRISTOPHER READE, ESQ.
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6 1333 North Buffalo Drive, Ste 210
7 Las Vegas, Nevada 89128
8 *Attorney for Plaintiff*

RADFORD J. SMITH, CHARTERED


/s/ Helen Towlerton

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2470 St. Rose Parkway, Suite 206
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Attorneys for Defendant

10 ORDER

11
12 BASED UPON THE FOREGOING STIPULATION OF THE PARTIES,

13 IT IS HEREBY ORDERED that the parties' Stipulated Confidentiality Agreement
14 and Protective Order is hereby adopted as an Order of the Court.
15

16 IT IS SO ORDERED this 26 day of March, 2020.

17 
18
19 DISTRICT COURT JUDGE

20 *Respectfully Submitted:*

21 RADFORD J. SMITH, CHARTERED

22 

23
24 RADFORD J. SMITH, ESQ.
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Attorneys for Defendant

From: Alex Ghibaudo <alex@glawvegas.com>

Sent: Tuesday, March 24, 2020 11:50 PM

To: Helen Towlerton <htowlerton@radfordsmith.com>

Subject: RE: Ghibaudo - Response needed - Please confirm receipt of this email

Responses are highlighted below. Also, you have my authority to affix my electronic signature to the confidentiality agreement. If you have questions, give me a call.

Alex G.