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Respondent.

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## Docket 84832-COA Document 2022-36663

## CERTIFICATE OF SERVICE

I hereby certify that the foregoing *Appellant's Appendix* was filed electronically with the Clerk of the Court of Appeals of Nevada in the above-entitled matters on Monday, November 21, 2022. Electronic service of the foregoing document shall be made in accordance with the Master Service List, pursuant to NEFCR 9, as follows:

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Michancy Cramer, Esq.  
Attorneys for Respondent

/s/ David J. Schoen, IV, ACP  
An employee of The Abrams & Mayo Law Firm

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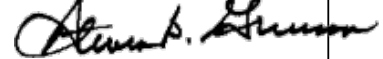
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1 **OPPC**

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

13 **Adam Michael Solinger,**

14 Plaintiff,

15 vs.

16 **Chalese Marie Solinger,**

17 Defendant.

Case No. **D-19-582245-D**

Dept. **P**

**OPPOSITION TO MOTION TO DISQUALIFY**  
**AND**  
**COUNTERMOTION FOR ATTORNEY'S FEES AND SANCTIONS**

20 Comes now, Defendant Chalese Marie Solinger ("Chalese"), by and  
21 through her counsel of record, Jack W. Fleeman, Esq. and Alicia S. Exley, Esq., of  
22 PECOS LAW GROUP, and hereby submits her Opposition to Motion to Disqualify  
23 Judge. Chalese requests that Plaintiff Adam Michael Solinger's ("Adam") Motion  
24

1 be denied in its entirety, and that he be sanctioned and ordered to pay her  
2 attorney's fees.

3 This opposition is made and based on all the papers and pleadings on  
4 file and the declaration and argument contained herein.  
5

6 DATED this 14th day of May, 2021.

7 PECOS LAW GROUP

8  
9 /s/ Jack W. Fleeman

10 **Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

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1 **POINTS AND AUTHORITIES**

2 **I. INTRODUCTION**

3 Adam's Motion to Disqualify Judge Perry is a naked, improper attempt to  
4 remove a judge in the middle of trial because he disagrees with the temporary  
5 orders that the judge entered pending the next trial date of June 14, 2021. This  
6 type of conduct is improper and sanctionable.<sup>1</sup>

7  
8 Adam's impropriety is evidenced by his complete failure to provide any  
9 argument that Judge Perry is impermissibly biased against him, or that she showed  
10 any lack of impartiality against him. Instead, Adam frivolously asserts that Judge  
11 Perry's alleged comments off the record, and her subsequent temporary order  
12 shows that her impartiality must be questioned.<sup>2</sup> Adam argues this while  
13 completely ignoring the pertinent and thoughtful comments Judge Perry made in  
14 support of her ruling, and in direct response to Adam's opposition arguments.  
15

16 In other words, Adam argues, in direct contravention of Nevada law, that  
17 Judge Perry's temporary order, made during her official duties, should disqualify  
18 her.<sup>3</sup> Such an argument, even if only "partially founded upon a justice's  
19  
20

---

21 <sup>1</sup> Adam is a licensed Nevada attorney and is well aware of the ethical standards and rules  
22 that he must follow. Despite this, he has behaved very poorly throughout this case, with this  
latest frivolous motion being just the latest example.

23 <sup>2</sup> As detailed below, Adam's recollection of the judge's comments, his convenient  
24 interpretation of them, and their claimed "chilling impact upon negotiations," is nothing more  
than a pretext to shop for a new judge well after the statute permits.

25 <sup>3</sup> See *Matter of Dunleavy*, 104 Nev. 784, 789, 769 P.2d 1271, 1275 (1988) citing *United States v.*  
*Board of Sch. Com'rs, Indianapolis, Ind*, 503 F.2d 68, 81 (7th Cir. 1974), *cert denied*, 439 U.S. 824

1 performance of his constitutionally mandated responsibilities, to disqualify that  
2 justice from discharging those duties would nullify the court's authority and permit  
3 manipulation of justice, as well as the court.”<sup>4</sup> This plainly appears to be Adam’s  
4 goal – he seeks to manipulate justice and the court. And for that, he should be  
5 sanctioned.  
6

## 7 II. FACTS

### 8 A. Background Facts<sup>5</sup>

9 Prior to Adam’s initiation of the case in January 2019, it is undisputed that  
10 Chalese was the primary caretaker of the parties two young children, Michael (age  
11 5), and Marie (age 3). Despite this, within a couple of months of Adam filing his  
12 complaint, he began a systematic effort to try to deprive Chalese of as much time  
13 with the children as possible – maintaining without any basis that Chalese is not  
14 only a danger to the children, but that she is also mentally ill.  
15

16 One of Adam’s efforts to deprive Chalese of her parental rights during the  
17 case included withholding the children for all but 24 hours from the last week of  
18 March 2020 until May 8, 2020. During that 40+ day timespan, Adam first used  
19  
20

---

21 (1974), stating “rulings and actions of a judge during the course of official judicial proceedings  
22 do not establish legally cognizable grounds for disqualification.”

23 <sup>4</sup> *Id.* at 790, 1275, citing *State v. Rome*, 235 Kan. 642, 685 P.2d 290, 295–96 (1984);  
24 *Tynan v. United States*, 376 F.2d 761 (D.C.Cir.1967), cert. denied, 389 U.S. 845, 88 S.Ct. 95, 19  
25 L.Ed.2d 111.

26 <sup>5</sup> These facts may not be specifically relevant for the purpose of the issue of  
disqualification, but they provide insight into Adam’s systematic improper behaviors and are  
relevant for the court’s consideration of whether the motion to disqualify is also frivolous.

1 COVID and his unfounded, supposed fear that Chalese would put the children at  
2 risk of catching the disease, as an excuse to violate the court's order and Chalese's  
3 rights.

4  
5 Once it was clear that the court was not going to permit Adam to withhold  
6 the children any longer on the basis of the risk of COVID, Adam continued to  
7 withhold the children, arguing they had fevers and needed to quarantine with him.  
8 Then, even though Chalese had the children for less than a day for that entire  
9 month, Adam accused Chalese of being the reason they were sick.

10  
11 After finally returning to the court ordered custody schedule, Adam kept up  
12 his barrage, repeatedly threatening to file emergency motions and to again  
13 withhold the children. Adam alleged that Chalese was "drugging" the children at  
14 night and that she was unsafe because he believed that she was not requiring them  
15 to wear "helmets" when they were passengers in off-road vehicles.

16  
17 Adam never produced any legitimate or admissible evidence of incessant  
18 allegations but relied instead upon improper and damaging video interrogations of  
19 the young children, during which he or his girlfriend would question the children  
20 about their time with their mother. Adam also refused to accept any assurances or  
21 explanations from Chalese, repeatedly imploring undersigned counsel to  
22 understand that Chalese was a "liar."<sup>6</sup>

23  
24  
25 <sup>6</sup> Adam, or his girlfriend, initiated multiple CPS investigations against Chalese during the  
divorce case. All were unsubstantiated.

1 In the fall of 2020, Adam filed a motion to “clarify” the court’s order that  
2 Chalese must provide him with a picture showing the natural vitamin elderberry  
3 syrup Chalese gave to the children.<sup>7</sup> Adam’s motion for clarification demanded  
4 that the court change the language of the order to state that Chalese was required  
5 to “immediately” provide the picture after that hearing, rather than allow her to  
6 provide it later that same day.<sup>8</sup> Adam’s motion was the epitome of frivolous, as  
7 Adam was aware that: (1) Chalese was excused from the attending the second half  
8 of the hearing because she had to leave for a doctor’s appointment related to a  
9 high-risk pregnancy for which she was already on bed rest; and (2) she had  
10 already provided the picture in the afternoon on the day of the hearing.  
11

12  
13 In trying to prevent Adam from filing the meritless motion to clarify the  
14 court order, undersigned counsel advised Adam that he believed that it would be  
15 frivolous. In response, rather than even consider the nature of his actions, Adam  
16 personally attacked counsel, stating that he would not accept counsel’s  
17 understanding of what is frivolous because counsel had filed an election complaint  
18 that was completely unrelated to this divorce case.<sup>9</sup>  
19  
20

---

21 <sup>7</sup> This was related to Adam’s in court accusation that Chalese was “drugging” the  
22 children. Adam made the allegation in the middle of a two and a half hour hearing without ever  
having filed a motion on the issue.

23 <sup>8</sup> Adam fired his attorney in the time between the hearing and the submission of the order.  
24 He would choose to represent himself for the remainder of the case leading up to the first day of  
trial on May 10, 2021.

25 <sup>9</sup> Counsel’s position is that these types of personal attacks, completely unrelated to the  
26 case, demonstrate Adam’s unreasonableness, his inability to focus on the best interests of the

1 Based on Adam's allegation that Chalese is mentally ill, and his deposition  
2 testimony that Chalese is not fit to have the children for more than a few  
3 supervised hours each week, Chalese requested a child custody evaluation. In  
4 early 2020, Dr. Paglini was selected as the expert to perform the evaluation.<sup>10</sup> The  
5 evaluation was completed in the fall of 2020.  
6

7 B. Judge Perry and Adam's Pre-Trial 2021 Litigation Tactics

8 In January 2021, Judge Moss (Dept. I), who had presided over the case  
9 since its inception, retired. The case was then administratively reassigned to  
10 Judge Dawn Throne (Dept. U). However, Judge Throne had a conflict in the case  
11 and recused herself. The case was then randomly reassigned to Judge Perry  
12 (Dept. P), who had no conflicts. Neither party chose to file a peremptory  
13 challenge against Judge Perry.  
14

15 In the months before Judge Perry was assigned the case, Adam filed a  
16 motion to terminate his temporary support obligation. Judge Perry heard Adam's  
17

---

18 children in this divorce case, and his belief that he is superior to Chalese and other people.  
19 Adam is exhibiting this same type of unreasonableness and narcissism in his instant motion to  
20 disqualify the judge. He simply cannot accept that the judge awarded Chalese one full,  
21 consecutive week of time pending the next trial date of June 14, 2021. Upon information and  
belief, Adam's behaviors may be explained by the personality testing that was performed in the  
custody evaluation in this case.

22 <sup>10</sup> Dr. Paglini's report notes that Adam referred business to him in late fall of 2019, which  
23 would have been at the exact same time Chalese filed her motion for a custody evaluation in  
November 2019. Dr. Paglini then testified that Adam had never referred business to him prior  
24 to that, nor has he since. Dr. Paglini further testified that there are "few" doctor-level child  
custody evaluators in Clark County, Nevada. Thus, it is possible that Adam, after learning of  
25 Chalese's intent to request a custody evaluation, intentionally referred business to at least one of  
the very limited number of child custody evaluators in this jurisdiction.



1 motion on February 18, 2021. At the hearing, Judge Perry reduced Adam's  
2 temporary support obligation from \$800 per month to \$500 per month. She then  
3 stated on the record that based on the facts of the case, she did not see this as a  
4 case where post-divorce alimony would be awarded at trial.<sup>11</sup>  
5

6 On March 18, 2021, less than two months before the custody trial, Adam  
7 filed yet another motion. This time he asked to modify the temporary custody  
8 orders.<sup>12</sup> He argued that Chalese's time with the children should be reduced to  
9 every other weekend because she had kept their kindergartner, Michael, in virtual  
10 learning for two days when he could have gone to in-person instruction.  
11

12 On March 30, 2021, Judge Perry denied Adam's request to reduce  
13 Chalese's custodial timeshare, noting that trial was only a little more than a month  
14 away.  
15

16 On April 9, 2021, in preparation for trial, Chalese's counsel asked Adam if  
17 he would stipulate to Chalese's expert witness, who lives in Reno, testifying  
18 virtually at trial. Adam refused. Counsel advised Adam that the expert is older  
19 and has health issues that would make testifying virtually reasonable. Again,  
20 Adam refused.  
21

---

22 <sup>11</sup> This is notable because: (1) it shows that Judge Perry does not have an impermissible  
23 bias against Adam; and (2) her pre-trial statement on likely not awarding alimony after a trial, if  
24 viewed as Adam argues these statements should be viewed, would be a violation of the NCJC.  
Of course, the statement was not a violation, and it helped narrow the scope of trial as Chalese  
reasonably considered the judge's pre-trial view on that issue.

25 <sup>12</sup> Adam has filed numerous emergency motions in this case seeking, among other things,  
26 to reduce Chalese's custodial time and to award him sole legal custody.

1 Adam's refusal while unreasonable, was unsurprising given his conduct  
2 throughout the case. Adam did not care that Administrative Order 21-03 required  
3 the judge, "to the extent possible, accommodate requests to appear by alternative  
4 means for any attorney, party or witness who is considered a vulnerable person . . .  
5 ."<sup>13</sup> Adam took the position that he would need the expert in person so that he  
6 could cross-examine him with physical documents. Again, Adam ignored the  
7 Administrative Order that states, "[i]f possible, trial exhibits should be produced,  
8 displayed, and admitted in electronic format."<sup>14</sup>  
9

10 Due to Adam's refusal to agree that the expert could testify virtually,  
11 Chalese was forced to file a motion. In resolving that motion, the court obviously  
12 ordered that all experts could appear virtually.<sup>15</sup>  
13

14 Next, on April 22, 2021, less than three weeks before trial, Adam filed a  
15 motion in limine seeking to have Dr. Paglini declared as a neutral expert, rather  
16 than Adam's expert. Undersigned counsel had discussed this issue with Adam  
17 and explained that a formal stipulation was unnecessary because it was clear how  
18 Dr. Paglini was selected and what his role was in the case. Undersigned counsel  
19 advised that the parties could just explain it to the judge at the time of trial if it  
20  
21

---

22 <sup>13</sup> See In re Administrative Matter Regarding All Court Operations in Response to COVID-  
23 19, Administrative Order: 21-03, filed March 12, 2021, at page 5, line 5-7.

24 <sup>14</sup> See *Id.* at page 16, line 3-5

25 <sup>15</sup> Notably, after refusing to stipulate to Chalese's expert testifying virtually, Adam showed  
26 up to trial on May 10, 2021 expecting to call all of his witnesses virtually, including one who,  
upon information and belief, was in the hospital with COVID-19.

1 was even necessary. Despite all of this, Adam chose to file a motion in limine and  
2 ask for a hearing, wasting more time and money.<sup>16</sup>

3 C. The Divorce Trial

4 Counsel and the parties arrived for the custody portion of their divorce trial  
5 on May 10, 2021, as scheduled.<sup>17</sup> Before counsel was fully set up, Judge Perry  
6 explained that based on the facts and argument, as she understood them before  
7 taking evidence, she would like to explain to the parties and counsel how she  
8 viewed the custody issues. She informed the parties she would like to do this so  
9 that counsel and the parties could take some time to discuss possible settlement  
10 before the trial started.<sup>18</sup> ***The judge then specifically asked if counsel would like***  
11 ***to hear her thoughts so they could go out and discuss a possible settlement with***  
12 ***the parties. Adam and counsel all said, “yes.”***<sup>19</sup>  
13  
14  
15  
16

---

17 <sup>16</sup> It is clear to counsel that a large part of Adam’s strategy in this case has been to  
18 continually threaten motions, to file motions, and to argue against simple solutions, for the  
19 purpose of putting additional pressure on Chalese, who he knows has been diagnosed with  
20 anxiety that is exacerbated by this case. As such, Adam’s current motion to disqualify the judge  
is not a surprise in this regard.

21 <sup>17</sup> Adam brought Vince Mayo, Esq. to trial. Mr. Mayo was Adam’s attorney in the case  
prior to fall of 2020. Mr. Mayo was introduced as Adam’s “co-counsel.”

22 <sup>18</sup> Undersigned counsel has been practicing primarily in the area of family law since 2007  
23 and has extensive experience in family law trials. Judge Perry’s comments are exceptionally  
24 common at the outset of trial. Family court judges often provide their view of the case and  
encourage the parties to discuss settlement prior to trial beginning. In fact, it is not often that  
the judge asks if they would like that, as Judge Perry clearly did.

25 <sup>19</sup> Adam conveniently leaves out this fact and claims that the judge simply “began by  
26 telling the parties the Court’s intention as far as a custody order is concerned.”

1 Judge Perry next proceeded to explain that based on what she had reviewed,  
2 without taking any evidence, and based on the statutory presumption of joint  
3 physical custody in mind, during the school year she was leaning towards Chalese  
4 having the children for all but one weekend per month, and Adam having the  
5 school days and nights. For summer, she believed that a week-on, week-off  
6 schedule would be appropriate since her concern was mostly schooling and  
7 transportation based on where the parties were living. Judge Perry stated she  
8 believed this would be a joint physical custody order. She further stated that she  
9 had not made up her mind, and that she was willing to proceed to trial and take  
10 evidence if settlement discussions did not resolve the custody issues.  
11  
12

13 Using Judge Perry's statements as a starting point, undersigned counsel  
14 discussed potential settlement offers with their clients and each other. These  
15 settlement discussions began around 10:00 a.m. and continued until lunch at 12:00  
16 p.m.  
17

18 As the parties and counsel were taking personal belongings for lunch, Judge  
19 Perry noted that she was pleased that the parties were working towards settlement  
20 and expressed that it was always better that parties reach a resolution rather than  
21 having a judge try to cram something down their throats. Adam's position is that  
22 this statement had a coercive effect and was inappropriate. Undersigned counsel,  
23 however, will attest that in the 13 years that he has practiced family law in our  
24  
25  
26

1 jurisdiction it is extremely common for judges to make that or a very similar  
2 comments to the parties.

3         Counsel would further note that some of the most senior and esteemed  
4 family court judges routinely give speeches from the bench, stating that parents  
5 should attempt to settle their issues because they know their children and their  
6 decision will always be better for the children than the decision of a judge who is a  
7 stranger to those children. Family court judges also often remark that parties who  
8 settle their issues avoid the feeling that they were forced into their custodial  
9 timeshare, and they are able to take ownership of their negotiated terms. This,  
10 without a doubt, is what Judge Perry was conveying to the parties. She was  
11 saying that she was proud that the parties, as parents, were attempting to settle  
12 their issues related to their children, instead of taking the risk of a judge ordering  
13 something that possibly neither of them wants.

14         Adam next argues that Judge Perry's comments, in addition to being  
15 coercive, had a "chilling impact" on negotiations. This is absurd, as explained in  
16 the argument below. For purposes here, it is sufficient to state that Adam had no  
17 issue with Judge Perry's comments until after the judge issued her temporary  
18 orders ruling at the end of the trial day. Additionally, Adam can say that the  
19 judge's comments had a chilling impact, without regard to the truth of that  
20 statement, because he is somewhat protected by NRS 48.105 which limits the  
21 admissibility of evidence regarding settlement the discussions and his conduct.  
22  
23  
24  
25  
26

1 After returning from lunch, knowing trial would begin at 1:30 p.m. per the  
2 judge's pre-lunch statements, and in spite of Adam's claim that Judge Perry  
3 "chilled negotiations," the parties continued to try to settle the custody issues.

4  
5 Shortly after 1:30 p.m., counsel notified the judge that the parties could not  
6 reach a settlement, and the trial began. Adam called his first witness Dr. Paglini  
7 and was able to complete his direct examination. Undersigned counsel then  
8 conducted the first portion of his cross-examination of Dr. Paglini. Both sides  
9 made objections during the other's respective examinations, and the judge  
10 overruled and sustained at various times in a seemingly equivalent manner.  
11

12 In the middle of undersigned counsel's cross-examination of Dr. Paglini,  
13 Adam interrupted, stating he needed to address a housekeeping issue.<sup>20</sup> Adam  
14 wanted to know if his girlfriend, who had been subpoenaed, could be released for  
15 the day so that she could pick the parties' child Michael up from school. The court  
16 stated that she could be released, and then asked if we would need another half-  
17 day added to trial.<sup>21</sup>  
18

19 At the end of the discussion on the need for a potential additional day for  
20 trial, the court noted that with regard to dates for trial they "are way out."  
21 *Undersigned counsel, then immediately stated, "as a housekeeping matter,*  
22  
23

---

24 <sup>20</sup> Video Transcript ("VT") at 03:48:52.

25 <sup>21</sup> VT at 03:50:36.

1 *because we are way out and we're in the middle of trial, my intent would be to*  
2 *file a motion regarding summer visitation, expanding something for summer.”<sup>22</sup>*  
3 *Thus, the court did not bring up that issue sua sponte without any request for*  
4 *undersigned counsel, as Adam falsely alleges multiple times in his motion to*  
5 *disqualify.<sup>23</sup>*  
6

7 The court advised that a written motion would not be necessary and that it  
8 would entertain an oral motion.<sup>24</sup> As such, with about 20 minutes remaining in the  
9 trial day, undersigned counsel asked if it would be a good time to stop with Dr.  
10 Paglini’s cross-examination and pick back up when trial resumes on June 14,  
11 2021.<sup>25</sup> Counsel then advised that he would like to made his oral motion for a  
12 temporary 2021 summer custodial timeshare.<sup>26</sup> Judge Perry’s immediate response  
13 was, “I am wanting to see what would take place.”<sup>27</sup> Then, rather than let  
14 undersigned counsel make any argument, Adam began making his argument  
15 against any change in the timeshare, arguing the “law of the case” and his claim  
16  
17

---

18 <sup>22</sup> VT at 03:50:52.

19 Such a motion is not unusual in a custody trial that spans over several months because  
20 the court always has the ability to modify its temporary orders. *See* NRS 125C.145.

21 <sup>23</sup> *See* Motion to Disqualify at page 4, lines 15-17; page 6, lines 13-15; *see also* Adam’s  
22 Declaration at Para. 10.

23 <sup>24</sup> VT 03:51:05.

24 <sup>25</sup> VT 04:40:31.

25 <sup>26</sup> VT 04:44:17.

26 <sup>27</sup> VT 04:44:48.

1 that there had not been a change of circumstances to warrant a modification of the  
2 existing temporary custody order.<sup>28</sup> In response, *Judge Perry said:*

3 *Sitting here and looking at the record, and now listening to*  
4 *what Dr. Paglini said, I do not see any reason why we*  
5 *should not change the schedule for summer. Summer, not*  
6 *the school, ok?*<sup>29</sup>

7 Judge Perry then continued, explaining that she was concerned about  
8 Chalese moving all the way across town and the impact that had on schooling, but  
9 that issue would have to be looked into as trial continued. For now, Judge Perry  
10 said, “during the summer months, I do not see any reason why it shouldn’t be  
11 week-on / week-off when school is out.”<sup>30</sup>

12 Judge Perry then allowed Adam to argue his opposition to that. Adam  
13 argued that the minor child Marie, who is potty trained, comes back with a diaper  
14 rash when she is with Chalese, and that he believes it is because Chalese does not  
15 wipe her properly.<sup>31</sup> Next, Adam argued that Chalese cannot have half of the time  
16  
17  
18

---

19 <sup>28</sup> VT 04:44:31.

20 <sup>29</sup> VT 04:45:28.

21 <sup>30</sup> VT 04:46:24.

22 <sup>31</sup> Adam has never provided any proof of the cause of the alleged “diaper rashes,” except to  
23 blame Chalese, and so Judge Perry said she did not want to just see pictures, she wants a  
24 doctor’s record to explain what is going on. Adam has twisted this reasonable request into  
25 Judge Perry refusing to consider evidence from him as to the cause of the diaper rash. This is  
26 ridiculous. Adam has no firsthand knowledge of the cause of the “diaper rash,” and pictures of  
a young child’s genitals, without a doctor to explain them, is likely of little or no value.  
Moreover, Adam has had CPS investigate the alleged rashes, and CPS did not issue a finding  
against either parent.



1 because Michael goes to speech therapy and Chalese will not take him.<sup>32</sup> To this,  
2 Judge Perry made additional reasonable and thoughtful statements. Judge Perry  
3 explained to Adam that Chalese will have to take him to his speech therapy or that  
4 will not look good for her when trial resumes.<sup>33</sup>

6 Having not convinced Judge Perry, Adam then made an argument that he  
7 was allowed, back in 2019, to have Chalese randomly drug tested, but that he  
8 stopped that because he believed she was cheating the tests with detox kits. In  
9 response, Judge Perry said that both parties would immediately go to get drug  
10 tested. Thus, she squarely addressed Adam's final argument that the children  
11 might not be safe because Chalese might be using illicit drugs.

### 13 III. OPPOSITION ARGUMENT

#### 14 A. Judge Perry Should Not be Disqualified

15 Nevada Revised Statute ("NRS") 1.230 provides:

16 1. A judge shall not act as such in an action or  
17 proceeding when the judge entertains actual bias or  
18 prejudice for or against one of the parties to the action.

19 2. A judge shall not act as such in an action or  
20 proceeding when implied bias exists in any of the following  
respects:

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21 <sup>32</sup> VT 04:47:33.

22 <sup>33</sup> Adam did not mention that Chalese was the only parent who took Michael to his speech  
23 therapy prior to the divorce filing, and that she had only disengaged with Adam on the speech  
24 issue after the filing because communicating with Adam had become a torturous ordeal wherein  
25 he routinely reprimanded her and accused her of being a liar. Chalese knew that Adam would  
26 take Michael to his speech therapy, which was now during his timeshare, and she did not see  
any need to engage with him while he was being so disrespectful towards her. As Dr. Paglini  
testified, a person with anxiety like Chalese, would have heightened anxiety during a divorce  
case. Adam was taking full advantage of that.

1 (a) When the judge is a party to or interested in the  
2 action or proceeding.

3 (b) When the judge is related to either party by  
4 consanguinity or affinity within the third degree.

5 (c) When the judge has been attorney or counsel for  
6 either of the parties in the particular action or proceeding  
7 before the court.

8 (d) When the judge is related to an attorney or counselor  
9 for either of the parties by consanguinity or affinity within  
10 the third degree. This paragraph does not apply to the  
11 presentation of ex parte or uncontested matters, except in  
12 fixing fees for an attorney so related to the judge.

13 3. A judge, upon the judge's own motion, may  
14 disqualify himself or herself from acting in any matter upon  
15 the ground of actual or implied bias.

16 4. A judge or court shall not punish for contempt any  
17 person who proceeds under the provisions of this chapter for  
18 a change of judge in a case.

19 5. This section does not apply to the arrangement of  
20 the calendar or the regulation of the order of business.

21 Additionally, NRS 1.235(1) provides, in pertinent part as follows:

22 Any party to an action or proceeding pending in any court  
23 other than the Supreme Court or the Court of Appeals, who  
24 seeks to disqualify a judge for actual or implied bias or  
25 prejudice must file an affidavit specifying the facts upon  
26 which the disqualification is sought... Except as provided in  
subsections 2 and 3, the affidavit must be filed: (a) ***Not less  
than 20 days before the date set for trial or hearing of the  
case***; or (b) Not less than 3 days before the date set for  
hearing of any pretrial matter.

(Emphasis added).

NCJC Rule 2.6, which Adam relies upon, states:

(A) A judge shall accord to every person who has a legal  
interest in a proceeding, or that person's lawyer, the right to  
be heard according to law.

1  
2 (B) A judge may encourage parties to a proceeding and their  
3 lawyers to settle matters in dispute but shall not act in a  
manner that coerces any party into settlement.

4 Comment 3 to this Rule, states:

5 [3] Judges must be mindful of the effect settlement  
6 discussions can have, not only on their objectivity and  
7 impartiality, but also on the appearance of their objectivity  
8 and impartiality. Despite a judge's best efforts, there may be  
9 instances when information obtained during settlement  
10 discussions could influence a judge's decision making  
during trial, and, in such instances, the judge should  
consider whether disqualification may be appropriate. See  
Rule 2.11(A)(1).

11 Adam argues that under part B of the rule, Judge Perry's routine comments  
12 about why parties should prefer settlement over trial, was a prohibited attempt to  
13 coerce settlement. This argument is nonsensical.

14  
15 Rule 2.6 is titled, "Ensuring the Right to Be Heard." The rule and its  
16 comments are all related to that judicial duty. In this case, the judge clearly stated  
17 that the parties were entitled to trial, and in fact she conducted the first day of trial  
18 after the parties failed to reach a settlement – allowing each to be heard. The fact  
19 that the parties felt free to refuse settlement and to then proceed with the trial is a  
20 clear indication that neither felt coerced to settle.

21  
22 Furthermore, it is evident that Judge Perry thoroughly and thoughtfully  
23 addressed each and every concern that Adam argued in opposition to the  
24 temporary custody schedule. She advised him to go to a doctor to get an  
25

1 explanation as to what was causing the alleged rash on the child, Marie; she  
2 ordered that Chalese is to take the child, Michael, to his speech therapy during her  
3 time; and she ordered the parties to take immediate drug testing, giving them no  
4 time to attempt to cheat the test. In fact, Judge Perry even referenced giving  
5 Chalese “enough rope to hang herself,”<sup>34</sup> further negating any allegations of  
6 “bias” Adam asserts Judge Perry displayed in favor of Chalese. This comment  
7 was made specifically in response to Adam’s claim that Chalese would not take  
8 Michael to his speech class.  
9

10         Despite all of Judge Perry’s rulings directly addressing his concerns, and  
11 the best interests of the children, Adam apparently could not accept that Judge  
12 Perry awarded Chalese – in addition to her existing temporary visitation – just one  
13 consecutive week of time between May 10, 2021 and June 14, 2021. And so, it  
14 was only *after* Judge Perry issued the temporary custodial order pending the next  
15 trial date, that Adam suddenly “believed” that Judge Perry had tried to coerce him  
16 into a settlement. Prior to the temporary order, Adam was more than happy to  
17 refuse to settle and to “prove his case” at trial.  
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20         Adam’s reliance on Comment 3 of the rule is likewise without merit.  
21 Comment 3 discusses that a judge may want to consider disqualification when  
22 information the judge obtains information from settlement discussions could  
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25 <sup>34</sup> VT 04:47:50.

1 influence the judge's decision making at trial. This scenario is inapplicable to this  
2 case.

3 Judge Perry was never privy to the parties' settlement discussions, so it  
4 could not have influenced her. Judge Perry has no idea whether settlement  
5 discussions broke down because of Adam or Chalese. Moreover, the Comment  
6 specifically references Rule 2.11(A)(1), which discusses disqualification might be  
7 appropriate for a personal bias against a party. Judge Perry, as the record shows,  
8 was not biased. She explicitly explained that her temporary order was based on the  
9 record she had reviewed, as well as Dr. Paglini's testimony – which had included  
10 his responses to Adam's questioning on direct.  
11

12  
13 Aside from the objective evidence that Judge Perry is not biased, she is  
14 presumed to be impartial and the party asserting a challenge carries the burden of  
15 establishing sufficient factual and legal grounds warranting disqualification.<sup>35</sup>  
16 Further, a judge has a duty to hear cases assigned to him or her.<sup>36</sup>  
17

18 Decisions of a judge “during the course of official judicial proceedings do  
19 not establish legally cognizable grounds for disqualification.”<sup>37</sup> Any alleged  
20 personal bias or prejudice to disqualify must “stem from an extrajudicial source  
21 and result in an opinion on the merits on some basis other than what the judge  
22

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23 <sup>35</sup> *Hogan v. Warden*, 112 Nev. 553, 559-60; 916 P.2d 805, 809 (1996).

24 <sup>36</sup> *Millen v. Eighth Judicial Dist. Ex. Rel. County of Clark*, 122 Nev. 1245, 1253, 148 P.3d  
694, 700 (2006).

25 <sup>37</sup> *Dunleavy*, *supra*, 104 Nev. 784, 769 P.2d 1271 (citations omitted).

1 learned from his participation in the case.”<sup>38</sup> To permit an allegation of bias or  
2 prejudice founded upon a judge’s “performance of his constitutionally mandated  
3 responsibilities” and allow disqualification would undermine the court’s authority  
4 and permit manipulation of the justice system.<sup>39</sup>

6 Adam does not even attempt to explain how Judge Perry might have a bias  
7 against him or how she has demonstrated any impartiality. His sole purpose in  
8 filing his motion to disqualify is to try to vacate Judge Perry’s temporary custody  
9 order that applies only until the next trial date of June 14, 2021. This is ironic  
10 because the temporary order that Adam believes shows Judge Perry’s impartiality  
11 is in line with Dr. Paglini’s (who Adam called to testify) recommendations and  
12 testimony.<sup>40</sup>

14 Adam’s motion is improper and is sanctionable because it is meant to  
15 undermine Judge Perry’s authority to issue rulings that are within her mandated  
16

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19  
20 <sup>38</sup> *United States v. Beneke*, 449 F.2d 1259, 1260061 (8th Cir. 1971). BJS 274.

21 <sup>39</sup> *In re Dunleavy*, 104 Nev. 784, 769 P.2d 1271 (1988) (citations omitted).

22 <sup>40</sup> Dr. Paglini’s report, and his supporting testimony, was that the Chalese should have two  
23 days per week during the school year, and that the parties should have “equal” vacation and  
24 holiday time, with Chalese also having “additional visitation during the summer.” The judge’s  
25 temporary order that the parties will alternate time for the total of two weeks between school  
recessing for summer is in line with that recommendation. And it shows that the judge  
understood Dr. Paglini’s recommendations, despite Adam’s complaint that there is no way the  
judge could have processed Dr. Paglini’s report prior to trial.

responsibilities. Adam, who is a licensed Nevada attorney, has violated Nevada Rules of Professional Conduct 3.1<sup>41</sup> and 8.2 (a).<sup>42</sup>

B. Adam Is Delaying and Poisoning the Case

Adam is seeking to delay this case by filing an improper motion to disqualify the judge in the middle of trial. This is egregious because these parties have been waiting more than two years for trial, with Adam falsely claiming along the way that Chalese has been the sole cause of the delay.

Worse than the delay, and in addition to improperly questioning the integrity of the judge without any basis, Adam also appears to be trying to intimidate Judge Perry by advising that any potential final order that resembles Judge Perry's pre-trial comments, would build an "appealable issue." In other words, if the judge is not disqualified, Adam suggests that the court must enter an order that he finds acceptable, or it will be unacceptable *per se*.

Another concern is that Adam is requesting these parties start over with a third judge. These parties have already waited two years for a divorce, and a disqualification would mean that they would likely not get a new trial date for many, many months. Additionally, they will have wasted a complete day of trial, including the majority of the expert testimony that was solicited at trial already,

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<sup>41</sup> "A lawyer shall not bring or defend a proceeding, or assert or controvert an issue therein, unless there is a basis in law and fact for doing so that it is not frivolous . . ."

<sup>42</sup> "A lawyer shall not make a statement that the lawyer knows to be false or with reckless disregard as to its truth or falsity concerning the qualifications or integrity of a judge . . ."

1 would be completely wasted. Perhaps this is Adam's desire, though. If a new  
2 judge is put on the case, he can continue to argue the "status quo" pending that  
3 new trial date, allowing him to continue to deprive Chalese of her day in court  
4 and her time with the children.

5  
6 Adam's misbehavior falls in line with what he has done throughout the  
7 case, which is only partially detailed in the facts section above. Adam is a bully  
8 who has (1) unduly pressured an anxious Chalese ever since he discovered she  
9 had a boyfriend in early 2019; (2) placed the children in the middle of the  
10 litigation producing numerous videos showing the children being interrogated  
11 during his timeshare; and (3) even attempted to intimidate counsel.<sup>43</sup> Adam is  
12 now going step further with his misconduct by trying to push the judge around  
13 through a motion to disqualify that he must know will not be granted. All of this  
14 misbehavior and outrageous conduct appears to be in line with the Adam's  
15 narcissistic tendencies that Dr. Paglini testified to at the time of trial.  
16  
17

#### 18 IV. COUNTERMOTION FOR FEES AND SANCTIONS

19 EDCR 7.60(b) states, in relevant part:

20 (b) *The court may*, after notice and an opportunity to be  
21 heard, *impose upon an attorney or a party any and all*  
22 *sanctions which may, under the facts of the case, be*  
23 *reasonable, including the imposition of fines, costs or*  
24 *attorney's fees when an attorney or a party without just*  
*cause:*

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25 <sup>43</sup> Just weeks before trial, Adam threatened and served, but did not file, a Rule 11 motion  
26 for sanctions against counsel.





1 are: (1) The Qualities of the Advocate: to include ability, training, education,  
2 experience, professional standing and skill; (2) The Character of the Work to be  
3 Done: to include difficulty, importance, time and skill required, the responsibility  
4 imposed and the prominence and character of the parties where they affect the  
5 importance of the litigation; (3) The Work Actually Performed by the Lawyer: to  
6 include the actual skill, time and attention given to the work; (4) The Result  
7 Obtained. *See Brunzell v. Golden Gate National Bank*, 85 Nev. 345, 455 P.2d 31  
8 (1969). The court should give equal weight to each of the *Brunzell* factors.

9  
10 Further, the Nevada Supreme Court has held that fees and costs may include  
11 non-attorney staff time. *LVMPD v. Yeghiazarian*, 129 Nev. 760, 312 P.3d 503  
12 (2013).  
13

14 1. With regard to the *Qualities of the Advocate*:

15 a. **Jack W. Fleeman, Esq.:** Mr. Fleeman is well-  
16 qualified and a member in good standing with the State Bar  
17 of Nevada. He has been practicing law for more than 13  
18 years and primarily in the field of family law. Over this  
19 span of time, Mr. Fleeman has drafted thousands of papers  
20 and pleadings, has participated in hundreds of hearings, and  
21 has appeared as lead counsel in over 30 trials. In 2016, Mr.  
22 Fleeman became a Nevada certified family law specialist.  
23 He has briefed and argued several family law cases before  
24 the Nevada Supreme Court, including the recently  
25 published cases of *Nguyen v. Boynes*, 133 Nev. Adv. Op.  
26 32, 396 P.3d 774 (2017) and *Miller v. Miller*, 134 Nev.  
Adv. Op. 16 (Mar. 15, 2018). Mr. Fleeman was also one of  
only two private attorneys in Southern Nevada to be  
selected to serve on the Nevada Supreme Court Committee  
to Study Child Custody reform, and he was recently  
appointed to replace Judge Dawn Throne as a member of  
the Nevada Standing Committee on Child Support.

1  
2           **b. Alicia S. Exley, Esq.:** Ms. Exley is well-qualified  
3 and a member in good standing of the State Bar of Nevada.  
4 Ms. Exley worked for a family law attorney for four years  
5 prior to graduating from law school, passing the Bar Exam,  
6 and being admitted as a Nevada attorney. Ms. Exley has  
7 been practicing primarily in the field of family law for the  
8 last three years. She serves on the Community Service  
9 Committee of the Clark County Bar Association, earning  
10 her Committee Circle of Support Awards for 2018 and  
11 2019. She was also named a “Best Up & Coming Attorney”  
12 by Nevada Business Magazine in 2018. Ms. Exley has  
13 spoken about QDROs as part of the Downtown Cultural  
14 Series and had an article on economic abuse in divorce  
15 litigation published in the *Nevada Lawyer* in 2019.

16           **c. Angela Romero:** Ms. Romero has been working  
17 in the private sector as a family law paralegal since 2002,  
18 and currently holds a Bachelor of Science in Business  
19 Administration. Ms. Romero joined Pecos Law Group in  
20 2017, and with more than 18 years of family law  
21 experience, she contributed knowledgeable and competent  
22 service on this case.

23           2.     With regard to the *Character of the Work to Be Done*: The work  
24 done on this opposition and counter-motion is essential to Chalese. Adam is  
25 seeking to remove the judge from the case in the middle of trial. Were he to  
26 succeed in accomplishing that, Chalese, who has already waited two years for a  
divorce and resolution on custody, would have to start from scratch with a third  
judge. The trial would also likely not be set for many months away, and a  
complete day of trial, including the majority of the expert testimony that was  
already solicited, would be wasted.

1           3.     With regard to the *Work Actually Performed by the Attorney*: A  
2 considerable amount of time was required for this opposition to Adam's Motion to  
3 Disqualify. Counsel spent a significant amount of time researching this area of  
4 law, having not encountered such a frivolous motion to disqualify previously.  
5 Counsel additionally had to research and review of the file, which included a full  
6 review of his trial notes as well as the nearly three hours of trial testimony that  
7 took place on May 10, 2021.  
8

9           4.     With regard to the *Results Obtained*: The results are unknown at this  
10 time, but Chalese should prevail. And if she does, it is an enormous benefit to her  
11 to avoid the costs and fees she would incur if a new judge were assigned to the  
12 case.  
13

14           Aside from the *Brunzell* factors, the court must consider the parties  
15 financial positions. Chalese currently has no income, while Adam earns at least  
16 \$7,000.00 per month and has rent subsidized by his father.<sup>44</sup> Chalese has had to  
17 borrow approximately \$150,000 from her mother for attorney's fees in this matter,  
18 and there is a promissory note for \$80,000 of that loan.  
19

20           Despite his superior financial position, Adam testified at his deposition that  
21 his father was paying his attorney's fees and that the funds provided by his father  
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23 <sup>44</sup> Chalese cannot obtain steady employment this close to trial because she does not know  
24 what the final custody order will look like. Chalese had a high-risk pregnancy last year, which  
25 prevented her from maintaining her employment.

26 Adam's income is far less than he could make. Adam quit a \$120,000 per year job in or  
around January 2020, accepting a \$35,000 pay cut to work where his girlfriend works. His  
voluntary change in jobs occurred at the same time he was ordered to pay support in this matter  
and became the basis for his request to terminate that support.

1 for attorney's fees were a gift. As an attorney, Adam also has the added benefit of  
2 being able to assist in his own representation when he is represented, as well as  
3 represent himself for the majority of the time since last summer. These facts have  
4 allowed Adam to bully Chalese and to file dozens of unnecessary documents in  
5 this case, such as the instant motion for disqualification.  
6

7 Counsel will submit applicable billings for the Court's assessment of its  
8 attorney's fees award as the Court directs.

9 Finally, counsel believes that a significant sanction or fine against Adam is  
10 warranted, and necessary to hopefully deter him from continued frivolous  
11 conduct.<sup>45</sup>  
12

13 DATED this 14th day of May, 2021.

14 PECOS LAW GROUP

15  
16 /s/ Jack W. Fleeman

17 **Jack W. Fleeman, Esq.**

18 Nevada Bar No. 010584

19 **Alicia S. Exley, Esq.**

20 Nevada Bar No. 014192

21 PECOS LAW GROUP

22 8925 South Pecos Road, Suite 14A

23 Henderson, Nevada 89074

24 Tel: (702) 388-1851

25 Fax: (702) 388-7406

26 [Jack@PecosLawGroup.com](mailto:Jack@PecosLawGroup.com)

*Attorney for Defendant*

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24 <sup>45</sup> The court should note that Adam's "co-counsel," Mr. Mayo, who is the one who  
25 discussed Adam's possible motion for disqualification with undersigned counsel in the hours  
26 before it was filed, chose not to attach his name to Adam's frivolous motion. Undersigned  
counsel believes that Mr. Mayo very likely understands that the motion is without merit.

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2. The facts related to the *Brunzell* factors, set forth in the counter-motion above, are true.

DATED this 14<sup>th</sup> day of May, 2021.

/s/ Jack W. Fleeman  
JACK W. FLEEMAN, ESQ.

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DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

Adam Michael Solinger  
\_\_\_\_\_  
Plaintiff/Petitioner  
  
V. Chalese Marie Solinger  
\_\_\_\_\_  
Defendant/Respondent

Case No. D-19-582245-D  
\_\_\_\_\_  
Dept. P  
\_\_\_\_\_

**MOTION/OPPOSITION  
FEE INFORMATION SHEET**

**Notice:** Motions and Oppositions filed after entry of a final order issued pursuant to NRS 125, 125B or 125C are subject to the reopen filing fee of \$25, unless specifically excluded by NRS 19.0312. Additionally, Motions and Oppositions filed in cases initiated by joint petition may be subject to an additional filing fee of \$129 or \$57 in accordance with Senate Bill 388 of the 2015 Legislative Session.

**Step 1.** Select either the \$25 or \$0 filing fee in the box below.

<input type="checkbox"/> <b>\$25</b>	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-	
<input checked="" type="checkbox"/> <b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:
<input checked="" type="checkbox"/>	The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.
<input type="checkbox"/>	The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.
<input type="checkbox"/>	The Motion/Opposition is for reconsideration or for a new trial, and is being filed within 10 days after a final judgment or decree was entered. The final order was entered on _____.
<input type="checkbox"/>	Other Excluded Motion (must specify) _____.

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

<input checked="" type="checkbox"/> <b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:
<input checked="" type="checkbox"/>	The Motion/Opposition is being filed in a case that was not initiated by joint petition.
<input type="checkbox"/>	The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.
-OR-	
<input type="checkbox"/> <b>\$129</b>	The Motion being filed with this form is subject to the \$129 fee because it is a motion to modify, adjust or enforce a final order.
-OR-	
<input type="checkbox"/> <b>\$57</b>	The Motion/Opposition being filing with this form is subject to the \$57 fee because it is an opposition to a motion to modify, adjust or enforce a final order, or it is a motion and the opposing party has already paid a fee of \$129.

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

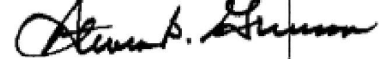
The total filing fee for the motion/opposition I am filing with this form is:	
<input checked="" type="checkbox"/> <b>\$0</b>	<input type="checkbox"/> <b>\$25</b> <input type="checkbox"/> <b>\$57</b> <input type="checkbox"/> <b>\$82</b> <input type="checkbox"/> <b>\$129</b> <input type="checkbox"/> 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

Party filing Motion/Opposition: Defendant Date 05/14/2021

Signature of Party or Preparer /s/ Angela Romero

003047





1 RSPN  
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4 **DISTRICT COURT; FAMILY DIVISION**  
5 **CLARK COUNTY, NEVADA**

6 \* \* \* \* \*

6 ADAM MICHAEL SOLINGER, ) Case No.: D-19-582245-D  
7 Plaintiff, ) Dept. P  
8 -vs.- )  
9 CHALESE MARIE SOLINGER, )  
10 Defendant. )

11 **RESPONSE TO DEFENDANT'S MOTION TO DISQUALIFY JUDGE**

12 STATE OF NEVADA : COUNTY OF CLARK } SS.:

13 MARY PERRY, pursuant to the laws of the State of Nevada (NRS 53.045)  
14 and under penalty of perjury, hereby declares that the following is true and  
15 correct:

16 *Pertinent Background:*

17 1. The undersigned inherited this matter which was initially assigned to Judge  
18 Cheryl Moss. On January 4, 202, the Court randomly reassigned this matter to  
19 Judge Dawn Throne (Dept. U). By way of Minute Order filed January 8, 2021,  
20 Judge Throne recused herself, and on January 12, 2021, this matter was  
21 reassigned to Dept. P.

22 2. As such, I am the presiding judge in Department P of the Eighth Judicial  
23 District court, Family Division, and make this Declaration in response to the  
24 Plaintiff, Adam Solinger's Affidavit for Grounds for Disqualification of Judge in  
25 the above referenced matter filed on May 13, 2021.

26 3. The undersigned's first hearing in this matter was February 18, 2021, and  
27 set trial for multiple days, with the first day of Non-Jury Trial having been held  
28 May 10, 2021. Second day of Non-Jury Trial was set for June 14, 2021.

1           4. The Court made temporary orders, providing Mr. Solinger with primary  
2 physical custody, with Mrs. Solinger having specified visitation, pending the trial  
3 in the matter.

4 *Addressing Specific Allegations:*

5           5. Defendant seeks disqualification of this Judge, after trial has commenced,  
6 because of comments the undersigned made, after Mr. Solinger's expert had  
7 testified, that the parties may want to settle the matter as the undersigned, after  
8 hearing the expert was *not yet necessarily convinced* and that the Court still  
9 wanted to hear the remainder of the trial presentation.

10           8. Despite the fact that the testimony by the expert, in that while Dr. Paglini  
11 had concerns, he felt that with the proper safeguards, saw no reason why the  
12 Mother not be allowed joint physical custody. It should be noted that Dr. Paglini  
13 was Mr. Solinger's witness.

14           6. That after Dr. Paglini's testimony was heard, with an approximate five  
15 week interim period prior to Day 2 of trial was to be heard, the Court ordered for  
16 that period, the parties try an alternating week schedule, after school had  
17 concluded, to be discussed at the next trial date.

18           7. It is well known that if parties would settle, they are more likely to adhere  
19 to the terms of the settlement, rather than having the Court issue orders that  
20 either party, or both may not like. Despite the fact that the undersigned still  
21 wanted to hear the remainder of the evidence and testimony to be presented,  
22 where Mr. Solinger, somehow that there was some form of bias against him,  
23 when at that moment in time an actual decision had yet to be made.

24           8. Mr. Solinger is an attorney, representing himself in this matter. It is  
25 unknown what this legal strategy intends to accomplish. Should this motion not  
26 be decided prior to the next trial date, what would definitely be accomplished is  
27 delay, due to the possibility that joint physical custody could be ordered.

1 *Conclusion:*

2  
3 I hereby state that I maintain no bias or prejudice in favor of, or against any  
4 attorney or party in this matter; specifically against Mr. Solinger, given his trial  
5 presentation to date. I have been and will continue to be fair and impartial to the  
6 litigants and their counsel, and maintain the integrity of my office.

7 However, if the Chief Judge finds the Motion to Disqualify should be granted,  
8 this Court shall defer to said decision.

9 I reserve the right to supplement this Response in the event more information  
10 is required from me.

11  
12 Dated: May 21, 2021

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15 **HON. MARY PERRY**  
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**CERTIFICATE OF SERVICE**

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System; or via US Mail to the last known addresses on file with the court.

The Hon. Linda Bell  
Chief Judge  
Eighth Judicial District Court  
200 Lewis Avenue  
Las Vegas, NV 89155

Adam Solinger  
LV Defense Group  
2300 W. Sahara Avenue, Suite 450  
Las Vegas, NV 89102  
attorneyadamsolinger@gmail.com

~~Jack Fleeman, Esq.~~  
8925 S. Pecos Road, Suite 14A  
Henderson, NV 89074  
email@pecoslawgroup.com

/s/ Marj Arena  
Marj Arena  
Judicial Executive Assistant- Dept. P

## Divorce - Complaint

## COURT MINUTES

May 27, 2021

D-19-582245-D Adam Michael Solinger, Plaintiff  
vs.  
Chalese Marie Solinger, Defendant.

May 27, 2021 10:00 AM Minute Order

HEARD BY: Perry, Mary COURTROOM: Chambers

COURT CLERK: Medina, Kyle

## PARTIES PRESENT:

Adam Michael Solinger, Counter Defendant,  
Plaintiff, Not Present

Adam Solinger, Attorney, Not Present

Chalese Marie Solinger, Counter Claimant,  
Defendant, Not Present

Jack W. Fleeman, Attorney, Not Present

Michael Adam Solinger, Subject Minor, Not Present

Marie Leona Solinger, Subject Minor, Not Present

## JOURNAL ENTRIES

MINUTE ORDER- NO HEARING HELD

D-19-582245-D

Adam Michael Solinger vs. Chalese Marie Solinger

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

On May 10, 2021, the Court heard the first scheduled day of a two day trial in this case. The second date was scheduled for June 14, 2021. However, on May 13, 2021, Plaintiff filed a Motion to Disqualify Judge.

The Court Clerk's office filed a Notice of Hearing for Plaintiff's Motion to Disqualify Judge as well as Defendant's Opposition on May 26, 2021, which set the Motion to be heard on Judge Linda Bell's calendar on July 1, 2021.

Due to Plaintiff's Motion to Disqualify, Judge Perry cannot hear the second day of trial until a decision has been made by Judge Bell. Therefore, the Non-Jury Trial set for June 14, 2021 has been CONTINUED to the Court's next available trial date on September 17, 2021 at 9:30am.

If Judge Bell grants Plaintiff's Motion then this date will be Vacated.

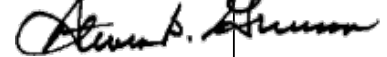
A copy of this Minute Order shall be provided to all parties.

## INTERIM CONDITIONS:

## FUTURE HEARINGS:

Jul 01, 2021 10:30AM Motion  
RJC Courtroom 10C Bell, Linda Marie

Sep 17, 2021 9:30AM Non-Jury Trial  
Courtroom 23 Perry, Mary



**RPLY**

Adam M. Solinger  
7290 Sea Anchor Ct  
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Email: attorneyadamsolinger@gmail.com

Eighth Judicial District Court  
Family Division  
Clark County, Nevada

ADAM MICHAEL SOLINGER,	)	Case No.: D-19-582245-D
	)	
Plaintiff,	)	Department: P
	)	
vs.	)	
	)	
CHALESE MARIE SOLINGER,	)	
	)	
Defendant.	)	

**REPLY TO OPPOSITION TO MOTION TO DISQUALIFY AND  
OPPOSITION TO COUNTERMOTION FOR FEES AND  
SANCTIONS**

**NOW INTO COURT** comes Plaintiff, ADAM MICHAEL  
SOLINGER, and hereby submits his reply to the opposition to the motion  
to disqualify pursuant to NRS 1.230, 1.235, and *Towbin Dodge, LLC v.*  
*Eighth Judicial Dist. Court of State ex. rel. County of Clark*, 121 Nev. 251,  
257 (2005) and opposition to the countermotion for fees and sanctions.

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///

///

1        This reply is made and based upon the attached Points and  
2 Authorities, the Declaration of Plaintiff attached hereto, and all papers  
3 and pleadings on file herein.

4        Dated Wednesday, June 02, 2021.

5                                Respectfully Submitted,

6                                /s/ Adam M. Solinger

Adam M. Solinger



1                   **MEMORANDUM OF POINTS AND AUTHORITIES**

2   **1.   Introduction**

3           The Defense spends a great deal of time briefing background and  
4 false allegations that are not relevant to this motion because the Defense  
5 needs to obfuscate the real issue. Additionally, it is unclear whether the  
6 Defense can even procedurally file an opposition to this motion given the  
7 procedure outlined in *Towbin* and subsequent unpublished case law when  
8 disqualification is sought under the Nevada Canons of Judicial Conduct,  
9 especially when Judge Perry had not filed an affidavit controverting the  
10 issues raised in the motion to disqualify at the time the opposition was  
11 filed. Nonetheless, the Defense and Judge Perry both seem to miss the  
12 reason that prompted the filing of this motion.

13           At its core, the issue this motion seeks a ruling on is whether Judge  
14 Perry has impermissibly prejudged this case. Nothing has changed since  
15 the original motion was filed and nothing the Defense points too changes  
16 the fact that the actions and comments of Judge Perry can be reasonably  
17 interpreted as calling into question her impartiality and prejudgment of  
18 the case. This central issue is not something that Judge Perry denies in  
19 her affidavit either. Instead, the focus is misplaced on prejudice against  
20 Adam.

1 Of note, and as mentioned in the original motion, Judge Perry's  
2 decision to modify custody temporarily was predicated, at least in part, on  
3 drug testing of the parties. Adam's testing came back negative in all  
4 respects. Chalese's test revealed an extremely high level of marijuana  
5 metabolite, in violation of the Court's previous order to not use marijuana  
6 at all.

## 7 **2. Reply to Opposition**

### 8 **a. The Opposition To This Motion Is Premature.**

9 A single day after this motion was filed, the Defense filed their  
10 opposition. At that time, Judge Perry had not filed an affidavit to contest  
11 the allegations contained within the original motion. Thus, it's unclear  
12 how the Defense could even oppose the motion when Judge Perry had not  
13 yet opposed it through the filing of an affidavit contesting the allegations  
14 contained within the original motion.

### 15 **b. Judge Perry's Actions Must Be Consider In Their** 16 **Entirety And Not In Isolation.**

17 The defense takes each of Judge Perry's actions in isolation and  
18 attempts to defend them. However, in evaluating whether the Court  
19 prejudged the case and then followed through with that prejudgment,  
20 everything needs to be evaluated as a whole, rather than in isolation.

21

1 Obviously, this motion would not be necessary had Judge Perry  
2 merely indicated her inclination and left open the possibility to have her  
3 mind changed if the matter proceeded to trial.<sup>1</sup>

4 However, the issue is the uncontested statement that Judge Perry  
5 said it was better the parties agreed to “it” rather than the Court having to  
6 cram “it” down their throats. Tellingly, the Defense portrays it as  
7 cramming “something” down the parties throats. *See* Opp. at 9:21. There  
8 is a galaxy of difference between cramming something and cramming “it”  
9 – it being the earlier position of the Court regarding custody – down the  
10 parties throats.<sup>2</sup> Additionally, when Adam asked that the summer  
11 timeshare follow a 2-2-3 timeshare at the conclusion of the first day of  
12 trial, because the Parties preferred that to week on and week off, Judge

---

13  
14  
15 <sup>1</sup> One troubling aspect that the Defense relays is that Judge Perry remarked that her proffered  
16 custody schedule was based upon “the statutory presumption of joint physical custody.” Opp. at 9:2-  
17 3. This is all the more reason to disqualify Judge Perry as it is the incorrect. There is no presumption  
18 for Joint Physical custody in Nevada. NRS 125C.0025. There is a preference, but a preference is  
19 much different than a presumption. The only time a presumption comes into the calculus is when a  
20 party cannot care for the children at least 146 days a year or if there is domestic violence. NRS  
21 125C.003. Thus, there is a presumption against joint physical custody, but not a presumption for joint  
physical custody in Nevada.

<sup>2</sup> Indeed, the United States Supreme Court issued a decision recently over the correct interpretation  
of the article “a.” It’s clear that language matters.

1 Perry refused. This further evidences the Court's desire to cram its  
2 previous specific vision down the Parties' throats.

3 It's absolutely correct that a court can remark and state that the  
4 parties may want to agree to something because the resolution of the  
5 Court may not be palatable to either party. But that's not what occurred  
6 here. What occurred is the Court remarking that it's better the parties  
7 agree to what the Court wanted, rather than having what the Court  
8 originally wanted crammed down their throats.

9 Defense counsel wants to then give the impression that negotiations  
10 were not chilled but that Adam is protected by NRS 48.105. Defense  
11 counsel's statement alone takes a leap over the statute to give the  
12 impression that Adam's motion to disqualify is disingenuous. This cannot  
13 be farther from the truth.

14 Defense Counsel's argument that he was expecting to argue the oral  
15 motion is without merit. Adam does not have the JAVs of the hearing, but  
16 his recollection is that the Court specifically remarked that he could  
17 oppose it orally because he is quick. Thus, the position of the Court was  
18 that the Court wanted to change custody and it was up to Adam to oppose  
19 it, rather than Defense Counsel's burden to convince the Court to change  
20 custody. The Court, then doubled down at the end of the day remarking  
21 that the Court was even more convinced that its initial position on custody

1 was correct and then turned to Adam to argue against the proposed  
2 change to the summer timeshare. The Defense concedes that they didn't  
3 even get to argue and that the Court was the one that determined the week  
4 on and week off would be the Court's preferred schedule and time share.

5       Additionally, the Court did not give Adam a full chance to argue, as  
6 set forth in the original motion. Adam still had additional points to raise,  
7 but Adam's concern about drug testing<sup>3</sup> prompted the Court to force  
8 Adam to leave so that he could make it to the drug testing center on time.  
9 Of note, Chalese has never raised a concern about substance abuse as it  
10 relates to Adam. Yet, Adam's opposition was cut off in order to force him  
11 to test. It seems that Adam's concern about Chalese's drug usage was well  
12 founded given the amount of marijuana metabolite found in her sample.  
13 The very fact that Judge Perry did not wait until the sample came back  
14 shows that testing was ordered on a pretextual basis.

15       Legally, the Defense argument falls flat on its face. The right to be  
16 heard intrinsically requires the ability to be heard. A decisionmaker that  
17 has already made a decision is not someone who is letting the parties be  
18

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19 <sup>3</sup> The Defense tries to argue that the provision allowing drug testing was only in effect in 2019. This is  
20 not true. That is still the current order and has not been withdrawn. Adam chose not to drug test  
21 Chalese because of her willingness to take steps to falsify her drug tests by either not timely going or  
purchasing detoxification kits.

1 heard. This is further evidenced by the Court stating that it would not  
2 receive evidence related to Marie's genital rash. The Court's position in  
3 that regard is incompatible with the very notion of the ability to be heard.  
4 The Court would take pictures of any genital bruising into evidence, but  
5 would not take pictures of a constant genital rash. The proffered rationale  
6 by the Court and the Defense is that it's not useful without a medical  
7 cause.

8 To be clear, the Defense has never argued that Marie has had a rash  
9 when Chalese picked up the kids for her timeshare. Thus, the evidence  
10 that Marie has this genital rash nearly every time she returns from her  
11 time with Chalese is compelling evidence that something is happening  
12 while Marie is with Chalese and it is not in Marie's best interest. What  
13 medical explanation can there be for a geographically caused genital rash?

14 In essence, the Court, and the Defense, believe that Adam must  
15 provide a medical explanation for why Marie nearly always has a genital  
16 rash. Either, something medical happens only when Marie is with Chalese  
17 or the explanation is that Marie doesn't wipe herself well enough yet and  
18 needs help which she does not receive when she with Chalese. This is  
19 further complicated by the fact that the Court's refusal to take this  
20 evidence into account cannot be fixed at this point. Discovery is closed.  
21 Even if Adam were to take Marie to a doctor when her time with Chalese

1 is over, discovery is closed and Adam would need to notice, and pay for,  
2 another expert witness. Not to mention, now that Marie is older, the  
3 psychological damage of taking her to a doctor every week to have her  
4 genitals examined.

5       The Defense then tries to portray that this motion is about bias  
6 Judge Perry has against Adam. *See Opp.* at 17:5-7 and 19:6-13. That is not,  
7 and never has been, what this motion is about. This motion is as much  
8 about protecting Chalese as it is about protecting Adam. The fundamental  
9 position is that Judge Perry prejudged this case. If Judge Perry hears all  
10 of the evidence and then still orders the custody schedule that she initially  
11 proffered, Chalese would surely be appealing and arguing that Judge  
12 Perry prejudged the case. If Judge Perry truly has prejudged the case  
13 without hearing all of the evidence and indicating that she will not hear  
14 all of the relevant and otherwise admissible evidence, then this case must  
15 be reassigned so that the Parties – both Adam and Chalese – have the  
16 right to be heard. The Parties should not be forced to finish a trial<sup>4</sup> and  
17 then face the nested issue of potential prejudgment on appeal.

---

18  
19 <sup>4</sup> The Defense later argues that Adam is poisoning and delaying the case. This is simply not true.  
20 There was a half day of trial scheduled for June 14, 2021. The trial would not finish on that day. Thus,  
21 the trial is necessarily delayed already. By filing this motion as quickly as he did, Adam did everything  
that he could so that the motion would have been decided and handled well before June 14th and

1 While trying to attack the timing of this motion, the Defense misses  
2 the mark. *See Opp.* at 17:11-19. All of the Court's actions together give rise  
3 to the reasonable inference that Judge Perry has prejudged this case. The  
4 exclaimed confirmation bias that the Court was even more sure after  
5 hearing a portion of Dr. Paglini's testimony and the change to reflect  
6 Judge Perry's proffered custody schedule did not occur until the end of  
7 the first day of trial. Thus, everything ripened at that point. But that's the  
8 problem with the entire Defense position: it takes portions of what  
9 occurred and defends it in isolation rather than in totality.

10 While Chalese isolates portions of Comment 3 of Canon 2.6, the first  
11 sentence of the comment influences the rest of the comment. A fair  
12 reading of the comment is that what a judge says can have an impact on  
13 the appearance of the judge's objectivity and impartiality. As a result, this  
14 motion is not about attacking what Judge Perry did via the temporary  
15 order, but using those comments to point out what appears to be  
16 prejudgment of the case to an unconstitutional degree.

17 Chalese is flatly incorrect in arguing that Adam is trying to delay the  
18 case and poison these proceedings. First, the case is already delayed. Trial  
19 would not have been completed on June 14th. There is no getting around

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20 that the parties can either proceed with a new judge in the event the motion is granted or with Judge  
21 Perry.



1 that fact. Thus, there would have always been a *de facto* delay. Second,  
2 arguing that there is an appealable issue is acknowledging the reality of  
3 what occurred on the first day of trial. By filing this motion, it eliminates  
4 any possibility of arguing judicial prejudgment on appeal. This Court's  
5 ruling and the Defense opposition eliminates the ability to appeal the  
6 issue. As a result, this motion has the literal opposite effect because the  
7 Defense cannot raise the issue on appeal after vigorously opposing it and  
8 this Court's ruling will serve as the law of the case.

9 As for the rest of the allegations contained on page 21 of the  
10 opposition, it is not without irony that Defense Counsel raises them. First,  
11 Adam's responsibility is to protect the best interest of the children.  
12 Chalese's "anxiety" cannot be a reason to not litigate issues as they come  
13 up during trial. It is ridiculous that the Defense believes Adam must take  
14 Chalese's alleged mental state into account in litigating this case and  
15 protecting the children.

16 Perhaps, Chalese would not be anxious if she were not violating the  
17 Court's orders by using marijuana. Marijuana has been known to increase  
18 anxiety and cause paranoia. Additionally, the children have not been  
19 interrogated. Asking the children about why they say certain things that  
20 are troubling is not interrogating them. For example, a three year old child  
21

1 should not be asking whether she can say the word “fucking.” Any  
2 reasonable parent would ask where the child heard that word.

3 Of all the ridiculous assertions within the opposition, the most  
4 fantastical might be that Adam could intimidate Defense Counsel through  
5 threatening sanctions. It might be a competition between how fantastic  
6 this assertion is versus how ironic it is given that every single motion or  
7 position Adam has taken, including this very motion, has been met with a  
8 request for attorney’s fees and sanctions. Defense Counsel does not give  
9 context to the sanctions issue, but for *res gestae*, the Defense made a huge  
10 factual misrepresentation to Judge Moss in November of 2019. Adam  
11 could not definitively prove it was a purposeful misrepresentation, but it  
12 was at a minimum a grossly incompetent misrepresentation. Yet, NRCP  
13 11 requires that 21 days of notice be given to the opposing side and that  
14 opposing counsel be given a chance to correct the misrepresentation to  
15 the Court. Of note, Defense Counsel agreed to Adam’s proposed  
16 correction of the record which was entered into as part of the stipulations  
17 at the beginning of trial.

18 As a final reply in support of the motion to dismiss, the law requires  
19 a showing of facts and reasons sufficient to cause a reasonable person to  
20 question the judge’s impartiality. *Towbin Dodge, LLC v. Eighth Judicial*  
21 *Dist. Ct. of State ex rel County of Clark*, 121, Nev. 215, 260 (2005). The

1 totality of the record from the date of trial, demonstrates that a reasonable  
2 person could question Judge Perry's impartiality by her prejudgment and  
3 follow through on that prejudgment of the case.

### 4 **3. Opposition to Countermotion**

5       The Defense believes that Adam should be sanctioned for filing this  
6 motion and that he should pay Chalese's attorney's fees. This is par for the  
7 course with the Defense. Any reasonable person would call into question  
8 whether Judge Perry had prejudged the case based upon the statements  
9 and actions of the Court. The statements of Judge Perry are troubling.  
10 That's why the Defense attempts to incorrectly portray Judge Perry's  
11 statements in a softer light. It's certainly troubling to be told that it's better  
12 to agree to "it" rather than having "it" shoved down your throat. The  
13 language of shoving it down your throat is troubling enough and the  
14 Defense does not argue against it because the Defense wants to argue  
15 against a strawman. The whole issue with what Judge Perry even said is  
16 problematic as well because it was off-record. If the Court was confident  
17 in what it was doing, why do it off record? Justice does not occur beyond  
18 inspection.

19       This half-hearted counter motion is nothing more than an attempt  
20 to extort fees from Adam for properly raising a concern that could not be  
21 raised until it unfolded in its entirety. Especially when the Defense

1 opposition was filed before Judge Perry had even contradicted the  
2 allegations in the original motion. *See Towbin*, 121 Nev. at 260. The  
3 Defense did not even need to file this opposition, yet alone file it before  
4 Judge Perry took any position contrary to the original motion. Thus, the  
5 request for fees should be denied.

#### 6 **4. Reply To Judge Perry's Affidavit**

7 Judge Perry does not address the specific allegations contained with  
8 the motion to disqualify. Specifically, among other concerns set forth in  
9 the original motion, Judge Perry does not address the fact that the issue  
10 with her comments regarding shoving "it" down the parties throats was in  
11 reference to her already proffered custody schedule and not a comment  
12 that the parties may not like the Court's final decision and thus settlement  
13 might be a better route. Indeed, as set forth above, Judge Perry rejected a  
14 request by the parties to change the temporary custody schedule from  
15 week on/week off to 2-2-3. This shows that the Court's comment was not  
16 about the parties disliking the Court's final order, but more about the  
17 Court's intent to follow its prejudgment of this case.

18 Additionally, Judge Perry inappropriately remarks on Adam's "legal  
19 strategy" in filing this motion to disqualify and opines that the motion was  
20 not filed in good faith. Making it worse, Judge Perry seems to double down  
21 on her prejudgment of this case by arguing that this motion was filed to

1 delay the trial “due to the possibility that joint physical custody could be  
2 ordered.” This could also be construed as a veiled threat of retaliation for  
3 filing the initial motion to disqualify. In sum, it appears that Judge Perry  
4 does not address the original reason for filing this motion which is that  
5 she prejudged the case to a degree that reasonably calls into question her  
6 ability to proceed as the trial judge in his matter. As such, she should be  
7 disqualified so that the parties can present their respective cases and not  
8 worry that evidence is falling upon a door that was already closed before  
9 a single witness had been called.

#### 10 **CONCLUSION**

11 Based upon the foregoing, Adam respectfully requests that Judge  
12 Perry be disqualified in this case and that the matter be reassigned.  
13 Additionally, the counter motion for fees must be denied.

14 Dated Wednesday, June 02, 2021.

15 Respectfully Submitted:

16 /s/ Adam M. Solinger  
17 Adam M. Solinger  
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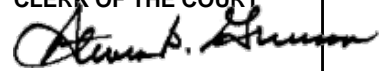
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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Reply and Opposition was filed electronically with the Eighth Judicial District Court in the above-entitled manner, on Wednesday, June 02, 2021. Electronic service of the foregoing document shall be made in accordance with the Master Service List, pursuant to NEFCR 9, as follows:

Jack Fleeman, Esq.  
Alicia Exley, Esq.  
Attorney for Defendant

/s/ Adam M. Solinger  
ADAM MICHAEL SOLINGER



**MOT**

**Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

**Alicia S. Exley, Esq.**

Nevada Bar No. 14192

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*Attorneys for Defendant*

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

**Adam Michael Solinger,**

Plaintiff,

vs.

**Chalese Marie Solinger,**

Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**ORAL ARGUMENT 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 YOUR RECEIPT OF THIS MOTION. FAILURE TO FILE A WRITTEN RESPONSE WITH THE CLERK OF THE COURT WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT OF THIS MOTION MAY RESULT IN THE REQUESTED RELIEF BEING GRANTED BY THE COURT WITHOUT HEARING PRIOR TO THE SCHEDULED HEARING.**

**EMERGENCY MOTION REGARDING SUMMER CUSTODIAL TIMESHARE**

COMES NOW Defendant, **Chalese Marie Solinger**, by and through her attorneys of record, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.**, of PECOS LAW GROUP, respectfully moves this Court for the following orders:

1. An order clarifying and/or confirming the Court's previous order regarding the summer custodial timeshare;

2. An order, in the alternative, and extending the alternating timeshare through the summer;

3. An Order for sanctions and attorney's fees; and

4. An Order for any other and further relief as the Court deems proper.

This motion is made and based upon all the papers and pleadings on file herein, the attached Points and Authorities, and any other evidence and argument as may be adduced at the hearing of this matter.

DATED this 3<sup>rd</sup> day of June, 2021.

PECOS LAW GROUP

/s/ Jack W. Fleeman

**Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

**Alicia S. Exley, Esq.**

Nevada Bar No. 14192

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Henderson, NV 89074

(702) 388-1851 Tel.

*Attorneys for Defendant*



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1           6.     On June 17, 2019, custody was modified by Judge Moss to Adam  
2 having temporary primary physical custody after the Court found Chalese had  
3 violated its order not to allow her boyfriend, Josh, to drive the children. The  
4 previous judge did not make any best interest findings in modifying the order, nor  
5 did it explain why allowing Chalese to have two days per week on average was  
6 better than the 2-2-3 schedule that was already in place.<sup>1</sup>

7  
8           7.     Adam, apparently emboldened by the court awarding him temporary  
9 primary physical custody, then began a systematic effort to try to deprive Chalese  
10 of as much time with the children as possible. One of Adam's efforts included  
11 withholding the children for all but 24 hours from late March 2020 to early May  
12 2020. During this timeframe, Adam claimed that he needed to keep the children  
13 because Chalese would put them at risk of catching COVID-19. Later, in order to  
14 extend his already contemptuous behavior, he would claim that the children had  
15 fevers and needed to quarantine with him.  
16  
17

18           8.     In the summer of 2020, Adam alleged that Chalese was "drugging"  
19 the children. Adam made this claim in the middle of a court hearing that was not  
20 set for the issue. Chalese had previously explained to Adam that she gives the  
21

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22           <sup>1</sup>     The court's modification of the temporary order appeared to be for the sole purpose of  
23 punishing Chalese for violating the court's order, and did not account for the reasoning behind  
24 Chalese's actions. As for Adam, his quest to strip Chalese of her joint custody rights coincided  
with him moving in with his girlfriend.

1 children elderberry syrup for their immune systems. Adam would not accept this,  
2 as Chalese, according to him, is a “liar.” Adam then, for no apparent purpose,  
3 wasted considerable time and money arguing to clarify the court’s order on the  
4 issue. The court denied his request.  
5

6 9. Adam next alleged that Chalese did not have the children wear  
7 “helmets” when they were passengers in off-road vehicles. Adam refused to  
8 accept any assurances, including picture proof from Chalese. Again, according to  
9 Adam, Chalese is a liar and he will never believe anything she has to say. Instead,  
10 Adam chooses to interrogate the children immediately after they return from their  
11 mom’s home – even choosing to produce some of the videos as proposed exhibits  
12 at trial.  
13

14 10. In March 2021, less than two months before trial, Adam filed a  
15 motion asking that Chalese’s time be reduced to every other weekend with the  
16 children because she had kept their kindergartner, Michael, in virtual learning for  
17 two days when he could have gone to in-person instruction. The court, of course,  
18 denied this ridiculous request.  
19

20 11. On May 10, 2021, the parties and counsel arrived for the first day of  
21 trial, which was scheduled to address the child custody issues. Before counsel was  
22 fully set up, the court explained that based on the facts and argument, as she  
23 understood them before taking evidence, she would like to explain to the parties  
24

1 and counsel how she viewed the custody issues, informing the parties she would  
2 like to do this so counsel and the parties could take some time to discuss possible  
3 settlement before the trial started.

4  
5 12. The Court asked if everyone would like to hear its thoughts so they  
6 could discuss a possible settlement, to which Adam and counsel responded yes.  
7 The Court explained that based on what it had reviewed, without taking any  
8 evidence and with the statutory presumption of joint physical custody, it was  
9 leaning towards Chalese having the children all but one weekend per month  
10 during the school year, and that it believed a week-on, week-off custodial schedule  
11 would be appropriate for the summer. The court explained it would consider that  
12 type of arrangement a joint physical custody order.  
13

14 13. Using the Court's statements as a starting point, counsel and Adam  
15 discussed settlement on May 10, 2021, but were unable to reach an agreement.  
16

17 14. After returning from lunch, the parties and counsel informed the  
18 Court they were unable to reach a settlement, and she began trial.

19 15. Adam called Dr. Paglini as his first witness and completed his direct  
20 examination.<sup>2</sup> Chalese's counsel began his cross-examination of Dr. Paglini. In the  
21

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22 <sup>2</sup> Despite the court advising that Dr. Paglini was a known expert and there was no need to  
23 go through his qualifications, Adam wasted a considerable amount of time going through Dr.  
24 Paglini's background. This is indicative of Adam's behavior throughout the case. He never  
follows the reasonable path, he delays at every turn, and he will not listen to reason. These types  
of actions fall in line with Adam's recognized narcissistic tendencies – which were more than  
apparent well before Dr. Paglini mentioned them.

1 middle of that cross-examination, Adam interrupted, stating he needed to address  
2 a “housekeeping issue,” asking if his girlfriend, who was a subpoenaed witness,  
3 could be released to pick up Michael from school.

4  
5 16. Following Adam’s interruption, Chalese’s counsel advised the Court  
6 that Chalese would be filing a motion to address the summer timeshare, since the  
7 custodial issues were not going to be resolved before school recessed. The Court  
8 explained that it would accept an oral motion at the end of the trial day.

9  
10 17. Ending the day’s trial examination about twenty minutes early,  
11 Chalese’s counsel advised that he was making an oral motion to modify the  
12 temporary custody timeshare for the summer.<sup>3</sup> However, before Mr. Fleeman  
13 could argue the motion, Adam began arguing against the request.<sup>4</sup>

14  
15 18. After hearing Adam’s initial argument, the Court stated that upon  
16 review of the record and after considering the testimony of Dr. Paglini – who,  
17 again, Adam called as a witness and who Adam completed his direct examination  
18 – she was inclined to change the summer timeshare schedule.<sup>5</sup>

19 19. The Court stated:

20 *During the summer months*, I don’t see any problem with it, right  
21 now. And there’s a method to my madness, okay? I don’t see any

---

22 <sup>3</sup> See Video Transcript (“VT”) of May 10, 2021 hearing at 4:44:16.

23 <sup>4</sup> See VT at 4:44:32.

24 <sup>5</sup> See VT at 4:45:29.

1 reason why it shouldn't be week-on/week-off once school's out, with  
2 the child exchange taking place here at the courthouse on Sundays.<sup>6</sup>

3 20. Adam continued to argue.<sup>7</sup> The Court allowed him to present further  
4 argument, addressing each point. The Court then stated:

5 I'm going to allow the visitation, week-on/week-off, starting one  
6 week after school is out, you'll have the first week. This is only  
7 temporary, because I want to see what is going on. We're going to be  
8 back not too long after that on June 14<sup>th</sup>. This is just a couple weeks  
9 where we're doing this.<sup>8</sup>

10 21. Prior to leaving the courtroom, counsel asked the Court for the  
11 exchange date. The Court stated exchanges would begin the Sunday immediately  
12 after school lets out because the Court "wanted to give it a couple of weeks."<sup>9</sup>

13 22. On May 12, 2021, the Court's minutes were made available. The  
14 minutes state:

15 The Parties shall temporarily follow the week on week of schedule  
16 with the Minor Children for the summer break starting the first  
17 Sunday after school is let out. Exchanges will be on Sundays at 5:00  
18 pm. The Plaintiff shall have the first week of custodial time with the  
19 Minor Children.

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19 <sup>6</sup> See VT at 4:46:13 (emphasis added).

20 <sup>7</sup> See VT at 4:46:42.

21 <sup>8</sup> See VT at 4:49:05.

22 It is clear that the court's mentioning of the June 14 date was because that was the next  
23 date for trial. The court could not have foreseen, as no reasonable person could have foreseen,  
24 that Adam would file his frivolous motion to disqualify, resulting in a significant delay in the  
25 resumption of trial.

24 <sup>9</sup> See VT at 4:52:03.

1           23. Three days later, Adam filed a motion to disqualify Judge Perry,  
2 alleging that Judge Perry “prejudged” the case and made statements that had a  
3 “chilling impact,” then changed custody temporarily and “began the process of  
4 shoving it down the parties’ throats” by doing so.  
5

6           24. On May 24, 2021, Judge Perry responded to Adam’s motion to  
7 disqualify, disagreeing that she was biased, and noting:

8           Despite the fact that the testimony by the expert, in that while Dr.  
9 Paglini had concerns, he felt that with the proper safeguards, saw no  
10 reason why the Mother not be allowed joint physical custody. It  
11 should be noted that Dr. Paglini was Mr. Solinger’s witness. That after  
12 Dr. Paglini’s testimony was heard, with an approximate five week  
13 interim period prior to Day 2 of trial was to be heard, the Court  
14 ordered for that period, the parties try and alternating week schedule,  
15 after school had concluded, to be discussed at the next trial date.<sup>10</sup>  
16

17           25. On May 25, 2021, Chalese reached out to Adam via AppClose asking  
18 about the schedule. Adam said that Chalese would pick the children up on May  
19 26<sup>th</sup> (Wednesday) and have them until June 1<sup>st</sup> (Tuesday) because Adam said he  
20 was taking the children for vacation time.  
21

22           26. On May 26, 2021, the Clerk filed a notice of hearing, setting the  
23 hearing on Adam’s motion to disqualify for June 30, 2021.  
24

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25 <sup>10</sup> See *Response to Motion to Disqualify Judge*, filed May 24, 2021, ag page 2, line 11-18.

1           27. That same day, Chalese's counsel emailed Adam and Mr. Mayo and  
2 explained that their understanding of the alternating weekly schedule – that it  
3 would begin Sunday at 5:00 p.m. and continue through the next date of trial.<sup>11</sup>  
4

5           28. The reason counsel sent the May 26, 2021 email was because, as  
6 partially detailed above, Adam has shown that he will do anything he can,  
7 including violate court orders, to limit Chalese's time with the children.  
8 Furthermore, it was apparent to counsel that Adam's frivolous motion to  
9 disqualify would delay the June 14, 2021 trial date, and that Adam would  
10 undoubtedly use that to argue that the alternating weekly schedule was only in  
11 place until that date – effectively preventing Chalese from having the children  
12 during for an equal timeshare during the summer, as the court unambiguously  
13 intended.  
14

15           29. Adam responded, as expected:  
16

17 Chalese would pick up today for her ordinary timeshare and have the  
18 kids until this Friday May 28 at 6 PM when I would pick up for my  
19 regular time under the normal time schedule. Then I would have the  
20 kids under the new time schedule that would start Sunday May 30<sup>th</sup> at  
21 5 PM. Per your Opposition and the Court's Affidavit, this schedule  
22 would go until June 14<sup>th</sup>.<sup>12</sup>

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23 <sup>11</sup> See Emails between Chalese's counsel and Adam in Defendant's Exhibit Addendum  
24 ("DEA") at DEF002062-DEF002063.

25 <sup>12</sup> See *Id.* at DEF002062.



1           30. Mr. Fleeman emailed back that Adam was unreasonable in his  
2 position that the schedule would only go until June 14<sup>th</sup>, given the fact that trial  
3 was very likely going to be pushed back due to the motion to disqualify.<sup>13</sup> Mr.  
4 Fleeman then clarified that it was the Court's intent for the schedule was for the  
5 summer.  
6

7           31. Adam simply responded, "Your opposition says differently. The  
8 Court's Affidavit says differently. Always a pleasure."<sup>14</sup> This response, having  
9 nothing to do with the best interests of the children, was again, expected. As  
10 mentioned previously, this court case is a game to Adam, and his goal is to  
11 maximize pain on Chalese and deprive her of all time with the children that he  
12 can. The court will recall, until the eve of trial, Adam maintained that Chalese  
13 should have only a couple of hours of supervised visitation each week. He also  
14 testified in his deposition that the children are better off with his girlfriend than  
15 Chalese.  
16

17           32. Mr. Fleeman responded that Adam should get some advice from Mr.  
18 Mayo, and Adam said, among other things, to "put a pin in this until you calm  
19  
20  
21  
22

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23 <sup>13</sup> See *Id.* at DEF002061.

24 <sup>14</sup> See *Id.* at DEF002060.

1 down[.]”<sup>15</sup> Mr. Fleeman and Adam continued to go back and forth, with Adam  
2 insisting that Mr. Mayo not be included on the emails.<sup>16</sup>

3         33. Mr. Fleeman then asked Adam whether he agreed the schedule  
4 should go until the trial date and asked if he was going to file for an order  
5 shortening time on the motion to disqualify. In response, Adam claimed he  
6 “wasn’t there” when the Court was making its “final rulings” and accused Mr.  
7 Fleeman of having a “thought disorder.”<sup>17</sup> Mr. Fleeman asked Adam to get the  
8 video from the hearing and let him know what he believed the order to be.<sup>18</sup>  
9 Adam does not appear to have ever done that.<sup>19</sup>  
10  
11

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12 <sup>15</sup> *See Id.*

13 <sup>16</sup> *See Id.* at DEF002059.

14         Despite Adam’s claim that Mr. Mayo only assists him for trial purposes, it was Mr.  
15 Mayo, not Adam, who had a conversation with Mr. Fleeman regarding Adam’s intent to file a  
16 motion to disqualify Judge Perry. Mr. Mayo also explained to Mr. Fleeman that he believed he  
17 was going to be retained on a full-time basis. Tellingly, within hours of that conversation, Adam  
18 filed the Motion to Disqualify without Mr. Mayo signing on or coming into the case full-time.

19 <sup>17</sup> *See Id.* at DEF002057-DEF002058.

20         The video of the trial shows Adam was indeed present for all of the court’s rulings, and  
21 that he was asking questions. Thus, his claim that he “wasn’t there,” is nothing more than his  
22 attempt to hide his atrocious behaviors behind a false claim of ignorance.

23 <sup>18</sup> *See Id.* at DEF002057.

24 <sup>19</sup> Adam appears to believe that Mr. Fleeman’s emails “do not portray [Mr. Fleeman] in a  
25 kind light.” Mr. Fleeman states here, for the record, that he stands behind his emails 100%.  
26 Adam is a bully and a master at manipulation. Mr. Fleeman has seen nothing from Adam to  
indicate that he has any regard for his children’s best interests as it relates to their relationship  
with their mother. As such, Mr. Fleeman is more than happy to advocate and protect his client  
from the manipulation and continued frivolous behaviors. Adam should be sanctioned. The  
fact that he has continued his abhorrent behaviors, and his crusade to remove the children’s

1           34. On May 27, 2021, as expected, the Court issued a minute order  
2 noting that Judge Perry could not resume the trial before the motion to disqualify  
3 is heard, forcing the Court to continue the next trial date to September 17, 2021.

4           35. In light of this minute order, on May 28, 2021, at 11:32 a.m., Ms.  
5 Exley sent a letter to Adam mentioning the minute order, explaining that  
6 Chalese's counsel's position was that Judge Perry intended the weekly timeshare  
7 to continue throughout the summer, and stating they believed the week-on/week-  
8 off schedule should continue until school resumes. Counsel asked Adam to clarify  
9 his position on the matter.<sup>20</sup>

10           36. Counsel heard nothing from Adam by June 1, 2021 and sent an email  
11 inquiring as to his response on June 1, 2021 at 2:45 p.m.<sup>21</sup>

12           37. On June 1, 2021, at 8:37 p.m., Adam sent a letter stating he had  
13 already made his position "very clear to Jack" in his prior emails and that he  
14 believed the temporary change was "only intended to last until June 14th, 2021."<sup>22</sup>

15  
16  
17  
18  
19 mother from their lives, is the result of temporary orders that were, quite frankly, issued without  
20 regard to the children's best interests or Adam's ill-intent. Mr. Fleeman believes that Adam is  
21 finally able to see that his quest to remove Mom is not going to succeed, and he is lashing out  
because he is frustrated with that fact. His response is to blame Mr. Fleeman, blame Chalese,  
and blame the court. This is what a narcissist would do. A narcissist would never look inward.

22 <sup>20</sup> See Letter to Adam from Ms. Exley dated May 28, 2021 in DEA at DEF002064.

23 <sup>21</sup> See Email to Adam from Ms. Exley dated June 1, 2021 in DEA at DEF002065.

24 <sup>22</sup> See Letter to Ms. Exley from Adam dated June 1, 2021 in DEA at DEF002066.

1 He also stated he would be on vacation and not checking email from June 2nd to  
2 June 9th and would “not be responsive to anything related to this litigation.”<sup>23</sup>

3 38. At 8:58 p.m. on the same day, Mr. Fleeman emailed Adam and  
4 informed him that they would be filing an emergency motion.<sup>24</sup> Adam responded  
5 at 9:32 p.m., stating that due to his vacation time, Chalese would not get the  
6 children until June 9, 2021, and she would only have them until June 13, 2021.<sup>25</sup>

7 39. As Adam appears to have held on to the unreasonable, but not  
8 unexpected, position that the temporary summer timeshare ends on June 14, 2021,  
9 this motion follows.  
10

11 40. This is an emergency motion because Adam is seeking to deprive  
12 Chalese and the children of the weekly summer timeshare the court intended.  
13 Worse, Adam is using his motion to disqualify as a cover for his actions. He  
14 manipulates Mr. Fleeman’s and the Court’s responses to his motion to disqualify  
15 to argue that the June 14<sup>th</sup> date is the order when he knows full and well that he  
16  
17

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18 Adam’s claim that he made it “very clear to Jack” in his email is just another effort to  
19 delay and manipulate. Adam repeatedly refused to squarely address the issues or obtain the trial  
20 video. Instead, he said to “put a pin in it.”

21 <sup>23</sup> See *Id.*

22 It should be noted that in spite of this claimed vacation and inability to be responsive, on  
the evening June 2, 2021, Adam filed his reply on the motion to disqualify issue.

23 <sup>24</sup> See Emails between Counsel and Adam dated June 1, 2021 in DEA at DEF002068.

24 <sup>25</sup> See *Id.* at DEF002067.

1 has made that date irrelevant through his frivolous motion to disqualify. Adam is  
2 a bad actor, plain and simple.

## 3 II.

### 4 ARGUMENT

#### 5 **A. THE TEMPORARY TIMESHARE SHOULD CONTINUE UNTIL** 6 **SCHOOL RESUMES.**

7 The Court's clear intention was for the parties to exercise a week-on/week-  
8 off custodial schedule for the summer. It was only after Adam's incessant  
9 complaints about that clear pronouncement, that the court reminded him that the  
10 weekly timeshare was temporary and could be readdressed at the next trial date of  
11 June 14, 2021, which was only a few weeks away.

13 Adam is now using the court's statement that the trial, and thus the  
14 temporary summer schedule, was only set until the court could readdress it on  
15 June 14, 2021, as a pretext to deprive Chalese of time. He can do this because *his*  
16 frivolous motion to disqualify resulted in the continuance of the June 14, 2021  
17 trial date into September 2021. Thus, Adam's twisted, self-serving rationale is  
18 that because the court mentioned the June 14, 2021 date, and that date has been  
19 continued, the parties' pre-existing temporary custodial timeshare should be in  
20 effect for until at least September 2021.

23 Adam will not address that this is clearly not what the court intended, nor  
24 what the court said. The Court clearly stated that it had reviewed the record and

1 listened to Dr. Paglini's testimony and that it did not see "any reason why it  
2 shouldn't be week-on/week-off" during the summer months. With no regard for  
3 the court's statement or intent, Adam manipulates the situation, claiming that he is  
4 just going by what Mr. Fleeman and the court have said in response to his  
5 frivolous motion to disqualify.  
6

7 Adam's position is contemptible, and plainly demonstrates that his  
8 motivations have nothing to do with the children. His motivations relate to his  
9 long-held view that he is special and that Chalese is not a worthy parent. Adam is  
10 exhibiting the narcissistic tendencies that Dr. Paglini's notes in his report.  
11

12 As further evidence that Adam is self-focused, and unable to show any care  
13 for the children's relationship with Chalese, he will not address the fact that his  
14 vacation with the children will take up one-half of the single week he agrees  
15 Chalese was to have between the trial date and June 14, 2021.  
16

17 Does Adam suggest a remedy for this? No. Can counsel address the issue  
18 with him? According to Adam, no, because he is going on vacation June 2, 2021  
19 and will not be back until half of Chalese's time is already taken from her.  
20

21 Nevertheless, counsel has sent a letter to Adam, asking for additional time  
22 for Chalese because the vacation is taking half of her undisputed court ordered  
23 week. Adam has not responded to this request yet, but counsel will hazard a  
24 guess that he will refuse.

1 NRS 125C.0045(1) allows the Court to make and modify child custody  
2 orders based upon the best interests of the child. The Court already found that the  
3 parties should have a week-on/week-off schedule “during the summer months.”  
4 There is absolutely no reason why this arrangement should end on June 14<sup>th</sup>,  
5 especially considering that Chalese will not have had even a full week with the  
6 children by then. The Court stated one of its purposes in making this order was to  
7 see what happened with the parties and children as a result. Chalese not getting a  
8 full week, as intended by the Court, means the Court will be unable to see what  
9 happens with a week-on/week-off timeshare.  
10

11  
12 Clarification from the Court is only necessary because Adam is being  
13 unreasonable and denying that the Court intended for the timeshare to be for the  
14 summer. The Court recognized the temporary timeshare would only extend until  
15 the next trial date because that date was on calendar, and a final order or revised  
16 temporary order could be issued at that time. Now, Adam is using his delay of that  
17 trial date – through the filing of a frivolous motion to disqualify – as a means to  
18 deprive Chalese of time with the children during the summer. Adam has routinely  
19 denied Chalese time with any regard to the children’s best interests.  
20

21 For these reasons, Chalese respectfully requests that the Court confirm its  
22 intention to have the temporary summer timeshare extend through the summer  
23  
24

1 now that trial has been continued or, in the alternative, that the Court extend its  
2 temporary custody order through the remainder of the summer break.

3 **B. THE COURT SHOULD ORDER FEES AND SANCTIONS.**  
4

5 EDCR 7.60(b) states:

6 (b) The court may, after notice and an opportunity to be  
7 heard, impose upon an attorney or a party any and all  
8 sanctions which may, under the facts of the case, be  
9 reasonable, including the imposition of fines, costs or  
10 attorney's fees when an attorney or a party without just  
11 cause:

12 (1) Presents to the court a motion or an  
13 opposition to a motion which is obviously frivolous,  
14 unnecessary or unwarranted.

15 (2) Fails to prepare for a presentation.

16 (3) So multiplies the proceedings in a case as to  
17 increase costs unreasonably and vexatiously.

18 (4) Fails or refuses to comply with these rules.

19 (5) Fails or refuses to comply with any order of  
20 a judge of the court.

21 Adam has been consistently unreasonable during this litigation and does  
22 everything he can to limit Chalese's time with the children. Now he is relying  
23 upon a technicality, that he can exploit through the filing of a frivolous motion, to  
24 deny Chalese further time with the children over the summer.

25 Adam, who claims to be representing himself, consistently approaches this  
26 case as an attorney as opposed to a parent. Though neither the Court or Dr. Paglini  
have found that Chalese presents a danger to the children, and though Chalese is  
already approximately 19 hours per week away from being considered a joint



1 physical custodian, Adam simply cannot agree or budge on his positions because  
2 “winning,” and harming Chalese, is more important.

3 The Court noted at the trial that the parties cannot co-parent, and this is just  
4 another example. Chalese did not fight with Adam when he took the children for  
5 the first week block. She did not fight with Adam when he told her he was  
6 keeping them three days over the end of his timeshare for vacation. She simply  
7 wants to spend time with her children over their summer break.

8  
9 This is a custody case and should not be about gaining tactical advantages  
10 or about the semantics of the Court’s statements, but about the best interests of the  
11 children. Adam has taken an unreasonable position and asks that he be sanctioned,  
12 and that she be awarded her attorney’s fees and costs for having to bring this  
13 motion. *Sanctions are necessary because Adam continues to behave in a*  
14 *frivolous manner in this case, and sanctions may be the only means of*  
15 *preventing his continued misbehaviors.* Counsel is requesting \$5,000 in  
16 sanctions in addition to Chalese’s reasonable attorney’s fees. Counsel will submit  
17 redacted billing statements and a *Brunzell* declaration if the court awards fees.  
18  
19

### 20 **III.**

### 21 **CONCLUSION**

22 WHEREFORE, based on the foregoing, Defendant, **Chalese Marie**  
23 **Solinger**, respectfully moves this Court for the following orders:  
24

1. An order clarifying and/or confirming the Court's previous order regarding the summer custodial timeshare;
2. An order, in the alternative, extending the alternating timeshare through the summer;
3. An Order for sanctions and attorney's fees; and
4. An Order for any other and further relief as the Court deems proper.

DATED this 3<sup>rd</sup> day of June, 2021.

PECOS LAW GROUP

/s/ Jack W. Fleeman

**Jack W. Fleeman, Esq.**

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**Alicia S. Exley, Esq.**

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*Attorneys for Defendant*

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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of PECOS LAW GROUP, and that on this 3<sup>rd</sup> day of June 2021, I served a copy of “EMERGENCY MOTION REGARDING SUMMER CUSTODIAL TIMESHARE” as follows:

☐ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or

☒ Pursuant to NEFCR 9, by mandatory electronic service through the Eighth Judicial District Court’s electronic filing system: and/or

☐ Pursuant to EDCR 7.26, to be sent via facsimile; and/or

☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

Adam M. Solinger	attorneyadamsolinger@gmail.com
Vince Mayo, Esq.	vmgroup@theabramslawfirm.com
admin email	email@pecoslawgroup.com
Alicia Exley	alicia@pecoslawgroup.com
Jack Fleeman	jack@pecoslawgroup.com
Angela Romero	angela@pecoslawgroup.com

/s/ Angela Romero  
An employee of PECOS LAW GROUP

MOFI

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

Adam Michael Solinger  
\_\_\_\_\_  
Plaintiff/Petitioner  
  
V.  
Chalese Marie Solinger  
\_\_\_\_\_  
Defendant/Respondent  
\_\_\_\_\_

Case No. D-19-582245-D  
  
Dept. P

**MOTION/OPPOSITION  
FEE INFORMATION SHEET**

**Notice:** Motions and Oppositions filed after entry of a final order issued pursuant to NRS 125, 125B or 125C are subject to the reopen filing fee of \$25, unless specifically excluded by NRS 19.0312. Additionally, Motions and Oppositions filed in cases initiated by joint petition may be subject to an additional filing fee of \$129 or \$57 in accordance with Senate Bill 388 of the 2015 Legislative Session.

**Step 1.** Select either the \$25 or \$0 filing fee in the box below.

<input type="checkbox"/> <b>\$25</b>	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-	
<input checked="" type="checkbox"/> <b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:
<input checked="" type="checkbox"/>	The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.
<input type="checkbox"/>	The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.
<input type="checkbox"/>	The Motion/Opposition is for reconsideration or for a new trial, and is being filed within 10 days after a final judgment or decree was entered. The final order was entered on _____.
<input type="checkbox"/>	Other Excluded Motion (must specify) _____.

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

<input checked="" type="checkbox"/> <b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:
<input checked="" type="checkbox"/>	The Motion/Opposition is being filed in a case that was not initiated by joint petition.
<input type="checkbox"/>	The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.
-OR-	
<input type="checkbox"/> <b>\$129</b>	The Motion being filed with this form is subject to the \$129 fee because it is a motion to modify, adjust or enforce a final order.
-OR-	
<input type="checkbox"/> <b>\$57</b>	The Motion/Opposition being filing with this form is subject to the \$57 fee because it is an opposition to a motion to modify, adjust or enforce a final order, or it is a motion and the opposing party has already paid a fee of \$129.

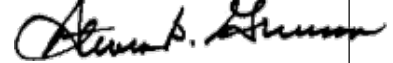
**Step 3.** Add the filing fees from Step 1 and Step 2.

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

Party filing Motion/Opposition: Defendant Date 06/03/2021

Signature of Party or Preparer /s/ Angela Romero

003092



**EXHS**

**Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

**Alicia S. Exley, Esq.**

Nevada Bar No. 14192

PECOS LAW GROUP

8925 South Pecos Road, Suite 14A

Henderson, Nevada 89074

Tel: (702) 388-1851

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[Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

[Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

*Attorneys for Defendant*

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

**Adam Michael Solinger,**

Plaintiff,

vs.

**Chalese Marie Solinger,**

Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**EXHIBITS TO**  
**EMERGENCY MOTION REGARDING SUMMER CUSTODIAL TIMESHARE**

EXHIBIT A:	Emails between Counsel and Adam dated May 26, 2021	DEF002057-DEF002063
EXHIBIT B:	Letter to Adam from Ms. Exley dated May 28, 2021	DEF002064
EXHIBIT C:	Email to Adam from Ms. Exley dated June 1, 2021	DEF002065
EXHIBIT D:	Letter to Ms. Exley from Adam dated June 1, 2021	DEF002066
...		
...		
...		

1	EXHIBIT E:	Emails between Counsel and Adam dated June 1, 2021	DEF002067- DEF002068
---	------------	--	-------------------------

2  
3  
4 DATED this 3<sup>rd</sup> day of June, 2021.

5 PECOS LAW GROUP

6  
7 /s/ Jack W. Fleeman

8 **Jack W. Fleeman, Esq.**

9 Nevada Bar No. 10584

10 **Alicia S. Exley, Esq.**

11 Nevada Bar No. 14192

12 8925 South Pecos Road, Suite 14A

13 Henderson, NV 89074

14 (702) 388-1851 Tel.

15 *Attorneys for Defendant*

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I certify that I am an employee of PECOS LAW GROUP,  
3 and that on this 3<sup>rd</sup> day of June 2021, I served a copy of “EXHIBITS TO EMERGENCY  
4 MOTION REGARDING SUMMER CUSTODIAL TIMESHARE” as follows:  
5

6 ☐ By placing same to be deposited for mailing in the United States Mail, in a  
7 sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada:  
and/or

8 ☒ Pursuant to NEFCR 9, by mandatory electronic service through the Eighth  
9 Judicial District Court’s electronic filing system: and/or

10 ☐ Pursuant to EDCR 7.26, to be sent via facsimile; and/or

11 ☐ To be hand-delivered to the attorneys listed below at the address and/or  
12 facsimile number indicated below:

13 Adam M. Solinger attorneyadamsolinger@gmail.com

14 Vince Mayo, Esq. vmgroup@theabramslawfirm.com

15 admin email email@pecoslawgroup.com

16 Alicia Exley alicia@pecoslawgroup.com

17 Jack Fleeman jack@pecoslawgroup.com

18 Angela Romero angela@pecoslawgroup.com  
19  
20

21  
22 /s/ Angela Romero  
23 An employee of PECOS LAW GROUP  
24  
25  
26  
27  
28



# EXHIBIT A

**From:** Jack Fleeman <Jack@pecoslawgroup.com>  
**Sent:** Wednesday, May 26, 2021 6:11 PM  
**To:** Adam Solinger <attorneyadamsolinger@gmail.com>  
**Cc:** Alicia Exley <alicia@pecoslawgroup.com>; Angela Romero <angela@pecoslawgroup.com>  
**Subject:** Re: Solinger v. Solinger

You're a strange, little man. This case is your life, like I told you in court. Yet you act like it's some game or contest. And I was in the court room for the same time you were. You were just running around in a panic. So get the video and tell me what you think the order is.

Jack W. Fleeman, Esq.  
Certified Family Law Specialist

Pecos Law Group  
702-388-1851

Sent from my iPhone, please excuse any errors in grammar or spelling.

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On May 26, 2021, at 8:17 PM, Adam Solinger <[attorneyadamsolinger@gmail.com](mailto:attorneyadamsolinger@gmail.com)> wrote:

You might want to reconsider your work life balance if you're dealing with this while on vacation. Seriously.

Does all of your trash talking do something for you? Did you want to be a professional wrestler as a child? I don't understand this constant need you have to behave this way. Perhaps there's a yoga class wherever you're vacationing?

It's also not cool to try to use confidential information from an evaluation to try to prove some elusive point. Especially when you're misrepresenting it. Maybe there's a thought disorder going on there?

As for the schedule, I wasn't there while the Court was making its final rulings. YOU were the one that said it went until June 14th in your opposition. You even had a dig at me in the same footnote. The Court was the one that said it went until June 14th in the Court's affidavit. But, that's the problem with making rulings once the parties have left. The best evidence I have of what the Court intended is the Court's affidavit which stated the the temporary order was intended to go to June 14th.

If this is heard sooner, I'm only available on June 1st and June 10-11.

Sent from my iPhone

On May 26, 2021, at 4:54 PM, Jack Fleeman <[Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)> wrote:

I'm sitting here on vacation. I have no emotional investment in the case, and couldn't care less about you. I'm trying to break through your ego and narcissism. But that's clearly not possible, no one likely has that ability. But I was hoping Vince could help.

In the end, it's rather simple, if you will step back from your delay tactics and irrational thoughts. The summer visitation is supposed to be week-on/week-off until the next trial date. You're delaying that potentially.

So do you agree it's the summer until the trial date, or not? I'm sure you don't agree because that's what you do. But go ahead and say it so you don't have to complain later I assumed something.

And are you filing an OST? Don't think you answered that either.

Jack W. Fleeman, Esq.  
Certified Family Law Specialist

Pecos Law Group  
[702-388-1851](tel:702-388-1851)

Sent from my iPhone, please excuse any errors in grammar or spelling.

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On May 26, 2021, at 7:42 PM, Adam Solinger <[attorneyadamsolinger@gmail.com](mailto:attorneyadamsolinger@gmail.com)> wrote:

You've kind of painted me into a corner here. If I respond, then I play into your hands. But I have to point out a couple of things.

Vince isn't here for anything but trial purposes as I previously said. That's why he appeared unbundled as co-counsel. That's also why I deleted him from the email chain. But don't let attention to detail get in the way of your story.

As for the rest of your email, I think you may want to take my earlier hint and put a pin in things until you've calmed down. Or, let someone without your misplaced level of emotional investment take over.

Sent from my iPhone

On May 26, 2021, at 4:28 PM, Jack Fleeman <[Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)> wrote:

This is your life and your children. One would think you'd realize that instead of playing "natural born jurist" you imagine yourself to be.

Go ahead and have the last word, you know you have to...

Vince,

Try to explain reality to him, please.

Jack W. Fleeman, Esq.  
Certified Family Law Specialist

Pecos Law Group  
[702-388-1851](tel:702-388-1851)

Sent from my iPhone, please excuse any errors in grammar or spelling.

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**you that any U.S. tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of avoiding U.S. tax penalties.**

On May 26, 2021, at 6:58 PM, Adam S <[attorneyadamsolinger@gmail.com](mailto:attorneyadamsolinger@gmail.com)> wrote:

Why don't we put a pin in this until you calm down?

On Wed, May 26, 2021 at 3:41 PM Jack Fleeman <[Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)> wrote:  
Again, get some advice since you're incapable of reason in this case. It's not going to turn out well for you, as one would think you could see at this point.

Jack W. Fleeman, Esq.  
Certified Family Law Specialist

Pecos Law Group  
702-388-1851

Sent from my iPhone, please excuse any errors in grammar or spelling.

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On May 26, 2021, at 6:34 PM, Adam S <[attorneyadamsolinger@gmail.com](mailto:attorneyadamsolinger@gmail.com)> wrote:

Jack,

Your opposition says differently. The Court's Affidavit says differently.

Always a pleasure.

On Wed, May 26, 2021 at 3:17 PM Jack Fleeman <[Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)> wrote:

To be clear, judge wanted this schedule for the summer. You are delaying the trial, possibly. And that's because you're unreasonable and for some reason can't see reality in this case.

Jack W. Fleeman, Esq.  
Certified Family Law Specialist

Pecos Law Group  
[702-388-1851](tel:702-388-1851)

Sent from my iPhone, please excuse any errors in grammar or spelling.

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On May 26, 2021, at 6:15 PM, Jack Fleeman <[Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)> wrote:

You're wrong. And you continue to be unreasonable. Think about how you're approaching this, and review the court video. I am sure Vince is giving you some good advice. You should really start taking it.

Jack W. Fleeman, Esq.  
Certified Family Law Specialist

Pecos Law Group  
[702-388-1851](tel:702-388-1851)

Sent from my iPhone, please excuse any errors in grammar or spelling.

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On May 26, 2021, at 6:08 PM, Adam S <[attorneyadamsolinger@gmail.com](mailto:attorneyadamsolinger@gmail.com)> wrote:

Alicia,

To be clear, Vince is acting in a "second chair" capacity and limited to trial usage. These day to day issues can be addressed with me without the need to CC Vince.

This was all being discussed as I was trying to get out of the courtroom to make it to ATI ontime. Based on the minutes, my understanding of the custody schedule is as follows:

Chalese would pick up today for her ordinary timeshare and have the kids until this Friday May 28 at 6 PM when I would pick up for my regular time under the normal time schedule. Then I would have the kids under the new time schedule that would start Sunday May 30th at 5 PM.

Per your Opposition and the Court's Affidavit, this schedule would go until June 14th.

On Wed, May 26, 2021 at 2:35 PM Alicia Exley <[alicia@pecoslawgroup.com](mailto:alicia@pecoslawgroup.com)> wrote:

Adam and Vince,

Upon review of the Court minutes from the first day of trial, which I have attached, our understanding is that the week-on, week-off schedule would begin on Sunday at 5:00 p.m., and that this schedule would continue through the next date of trial. Please confirm that this is your understanding of the schedule as well.

*Alicia Exley, Esq.* | | Attorney at Law

<image003.png>

8925 S. Pecos Road, Suite 14A

Henderson, Nevada 89074

P: (702) 388-1851

F: (702) 388-7406

E: [ALICIA@PECOSLAWGROUP.COM](mailto:ALICIA@PECOSLAWGROUP.COM)

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# **EXHIBIT B**

Attorneys

Bruce I Shapiro  
Paul A. Lemcke  
Shann D. Winesett\*  
Jack W. Fleeman  
Curtis R. Rawlings  
Jennifer Poynter-Willis  
Holly Fic  
Alicia S. Exley

\*Also Licensed in California

Kirby Wells  
Of Counsel

**PECOS LAW GROUP**

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8925 South Pecos Road, Suite 14A  
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Email: [Email@PecosLawGroup.com](mailto:Email@PecosLawGroup.com)  
[www.PecosLawGroup.com](http://www.PecosLawGroup.com)

Legal Assistants

Amy Robinson, C.D.F.A.  
Veronica Hines  
Allan Brown, M.B.A.  
Angela Romero  
Heather Witte  
Shirley Martinez  
Veronica C. Jarchow  
Aspen Shapiro  
Janine Shapiro, C.P.A., C.D.F.A.  
Office Administrator

May 28, 2021

Via E-Service

**Adam Solinger**

[attorneyadamsolinger@gmail.com](mailto:attorneyadamsolinger@gmail.com)

Re: ***Solinger vs. Solinger*** (D-19-582245-D)

Dear Adam:

We trust you have reviewed Judge Perry's Minute Order continuing the next day of trial until September 17, 2021 due to your Motion to Disqualify Judge. As you are aware, our position is that Judge Perry intended, and ordered, the weekly alternating timeshare to continue throughout the summer. She also then stated that it would only be a temporary order until the next date of trial, which was scheduled for June 14th. As that date has now been moved, it is clear to us that the alternating weekly summer timeshare should continue until school starts back up.

Despite what we believe is a clear order and clear intent, we need you to clarify your position on the summer timeshare because the continued trial date is now after the summer break. If you have a different position than we do, it will be necessary for us to file a motion, which would include a request for compensatory time and attorney's fees should you withhold the children between now and then

We remain open to discussing the outstanding issues to attempt to resolve this matter prior to September as well.

This letter is sent pursuant to EDCR 5.501.

Sincerely,

/s/ *Alicia S. Exley, Esq.*

**Alicia S. Exley, Esq.**

cc : Vince Mayo, Esq.  
Chalese Solinger

# **EXHIBIT C**

**From:** Alicia Exley  
**Sent:** Tuesday, June 1, 2021 2:45 PM  
**To:** Adam S <attorneyadamsolinger@gmail.com>  
**Cc:** Jack Fleeman <jack@pecoslawgroup.com>; Angela Romero (angela@pecoslawgroup.com) <angela@pecoslawgroup.com>; Vincent Mayo <vmayo@tamlf.com>  
**Subject:** Solinger v. Solinger

Adam,

We have not yet received a response to our May 28, 2021 letter regarding summer timeshare. Please advise.

*Alicia Exley, Esq.* || Attorney at Law

8925 S. Pecos Road, Suite 14A  
Henderson, Nevada 89074



P: (702) 388-1851  
F: (702) 388-7406  
E: [ALICIA@PECOSLAWGROUP.COM](mailto:ALICIA@PECOSLAWGROUP.COM)

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# **EXHIBIT D**

June 1, 2021

Via E-Service  
Alicia Exley  
alicia@pecoslawgroup.com  
Jack Fleeman  
jack@pecoslawgroup.com

RE: Solinger v. Solinger (D-19-582245-D) Response to Letter May 28, 2021  
Letter Regarding Temporary Order

Alicia,

I think I made my position on the Court's temporary order very clear to Jack. I'm assuming you're sending this letter rather than redacting the emails I had with Jack because his comments do not portray him in a kind light.

Nonetheless, for the sake of answering your letter, the temporary change in the custody schedule was only intended to last until June 14th, 2021. This is extremely clear based upon the Court's affidavit filed in response to my motion to disqualify. Had the Court meant what you're saying, then the Court would have said that.

This seems very reminiscent of the **situation** regarding the June 30, 2020 order and the clarification of the same. I believe you remember the positions that you took in response to my motion to clarify.

If your client withholds the children in violation of the Court's clear intent for custody to revert to the schedule that has been in place for the last two years, then I will bring a motion for sanctions.

Additionally, please be advised that I will be on vacation with the children and my family from June 2nd to June 9th. I will not be checking my email. I will not be responsive to anything related to this litigation.

Sincerely,

*/s/ Adam M. Solinger*  
Adam M. Solinger, Esq.

# **EXHIBIT E**

**From:** Adam S <attorneyadamsolinger@gmail.com>  
**Sent:** Tuesday, June 1, 2021 9:32 PM  
**To:** Jack Fleeman <Jack@pecoslawgroup.com>  
**Cc:** Alicia Exley <alicia@pecoslawgroup.com>; Angela Romero <angela@pecoslawgroup.com>  
**Subject:** Re: Summer Schedule

Jack,

Vince is not my attorney. He is co-counsel in this case for purposes of doing my direct and assisting during trial. If this is unclear to you, please review his limited notice of appearance that limits the scope of his services.

As for waiting, you sent your letter on the Friday before a holiday weekend. I responded to you the next business day. I think that's reasonable by any definition especially in light of Alicia's failure to put a response deadline within the letter.

This is also not an emergency and is an abuse of requesting an emergency hearing. As it stands, your client's timeshare with the children is not until my vacation time with them ends. Thus, her timeshare would begin on June 9, 2021 when I get back from vacation. Her time would then go until June 13, 2021.

Under either timeshare schedule, the next time she can make a claim that she is supposed to have time with the children is not until the week of June 20th which is three weeks away and past any reasonable definition of an emergency that needs to be handled while I'm trying to take a vacation with the children. Just because you ruined your vacation, does not mean that I'll let you ruin mine.

I get that you're likely upset that you took a position in this litigation earlier that binds you now. But this is a really simple issue. Judge Perry declared under penalty of perjury:

6. That after Dr. Paglini's testimony was heard, with an approximate **five week interim period** prior to Day 2 of trial was to be heard, **the Court ordered for that period**, the parties try an alternating week schedule, after school had concluded, to be discussed at the next trial date.

There can be no other interpretation of that paragraph other than the temporary order was only intended for that period of time.

Oh, and to be clear, I was referencing sanctions against your client for withholding the children, not against you. I wouldn't want you to claim that I'm attempting to "intimidate" you.

On Tue, Jun 1, 2021 at 8:58 PM Jack Fleeman <[Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)> wrote:

I expected no less from you. You would fight over the color of the sky if you thought it would gain you an advantage in this case. As such, we will file an emergency motion regarding the summer situation and we will seek fees.

As for your threat of sanctions, I'm not in least bit worried. So do whatever you want.



With regard to your vacation starting tomorrow, I'm sure it's at least in part meant to avoid service of the motion you know is coming. So we will serve it via eserve and on Vince, and you can consider yourself deemed to be on notice since you clearly waited to respond to this pressing issue until after hours the day before you are "leaving."

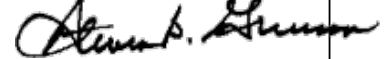
Jack W. Fleeman, Esq.  
Certified Family Law Specialist

Pecos Law Group  
702-388-1851

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1 **EPAP**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 *Attorneys for Defendant*

14 **DISTRICT COURT**  
15 **FAMILY DIVISION**  
16 **CLARK COUNTY, NEVADA**

17 **Adam Michael Solinger,**

18 Plaintiff,

19 vs.

20 **Chalese Marie Solinger,**

21 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

Date of Hearing: **July 1, 2021**

Time of Hearing: **10:30 a.m.**

**Before the Honorable Linda Bell**

22 **EX PARTE APPLICATION FOR AN ORDER SHORTENING TIME ON HEARING**  
23 **FOR PLAINTIFF'S MOTION TO DISQUALIFY**

24 COMES NOW Defendant, **Chalese Marie Solinger** by and through her  
25 attorneys, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.**, of the law firm  
26 **PECOS LAW GROUP**, and respectfully moves that, pursuant to EDCR 5.513, the  
Court shorten time in which to hear Plaintiff's *Motion to Disqualify*.

1 This application is made and based on all the papers and pleadings on file  
2 herein and the declaration of counsel attached hereto.

3 DATED this 3<sup>rd</sup> day of June, 2021.

4 PECOS LAW GROUP

6 /s/ Jack W. Fleeman

7 **Jack W. Fleeman, Esq.**

8 Nevada Bar No. 10584

**Alicia S. Exley, Esq.**

9 Nevada Bar No. 14192

10 8925 South Pecos Road, Suite 14A

Henderson, NV 89074

11 (702) 388-1851 Tel.

*Attorneys for Defendant*

12  
13 **DECLARATION OF COUNSEL**

14  
15 1. I am an attorney in good standing and duly licensed in Nevada. I am  
16 an attorney of record for Defendant.

17 2. This divorce and custody case was initiated in January 2019 and after  
18 extensive discovery, a child custody evaluation, and delays due to the COVID-19  
19 pandemic, the case finally proceeded to trial.

20  
21 3. On May 10, 2021, Judge Perry sat for the first day of trial.

22 4. At the end of the trial day, and after an oral motion by undersigned  
23 counsel, Judge Perry issued a temporary custody order for summer 2021.  
24 Specifically, she pronounced from the bench that the parties should, on a  
25  
26

1 temporary basis, exercise an alternating weekly timeshare during the summer, to  
2 begin once school recessed.

3         5. Plaintiff argued against the ruling on the summer timeshare, causing  
4 Judge Perry to remind him that the order would only be in effect until the next trial  
5 date, which was June 14, 2021.  
6

7         6. A few days after this temporary order was pronounced, Plaintiff filed  
8 his motion to disqualify Judge Perry, preventing the entry of the temporary order  
9 and removing jurisdiction from Judge Perry.  
10

11         7. Realizing that the motion to disqualify would inevitably delay the  
12 June 14, 2021 trial date, I attempted to get Plaintiff's confirmation that he agreed  
13 that the summer timeshare would continue through the summer. I made this  
14 attempt knowing Plaintiff's prior unreasonable conduct and his repeated efforts to  
15 deprive Defendant of her court ordered custodial timeshare.  
16

17         8. Disappointingly, but not unexpectedly, Plaintiff responded that he  
18 believed the temporary schedule would end on June 14, 2021. Plaintiff was asked  
19 to watch the trial video to confirm that the court wanted the schedule through the  
20 summer of 2021, but apparently Plaintiff did not do that. Instead, Plaintiff has  
21 taken the position that undersigned counsel and Judge Perry, in their filings related  
22 to his Motion to Disqualify, admit that the schedule only goes until June 14, 2021.  
23

24         9. Undersigned counsel pointed out in the opposition to the motion to  
25 disqualify that the temporary order granting joint physical custody until the next  
26

1 court date was the sole purpose of Plaintiff's request to disqualify. Counsel  
2 maintains that is likely the case.

3 10. The June 14, 2021 trial date has been vacated, with the trial now  
4 continued, should this court deny the motion to disqualify, until September 2021.  
5

6 11. Plaintiff is now using the continued date, caused by his meritless  
7 motion to disqualify, as a means to further deprive Defendant of time with the  
8 children. Plaintiff has taken the frivolous position that even though it is clear that  
9 the judge intended the temporary schedule to be re-addressed at the next trial date,  
10 the schedule expires on the now vacated date – which is completely arbitrary.  
11

12 12. In other words, *Plaintiff's position is that Defendant should have*  
13 *only one week of visitation this summer despite the court's clear statement that*  
14 *the alternating weekly timeshare was to be in place for the summer. The*  
15 *remainder of the summer, after June 14th, as Plaintiff opines, should go back to*  
16 *the prior temporary order. This is clearly not what the court intended or*  
17 *ordered.*  
18

19 13. Plaintiff is inappropriately using his delay of the second trial date,  
20 caused solely by his frivolous motion to disqualify, as a means to prevent  
21 Defendant from having time with the children.  
22

23 14. Exacerbating the problem is that Plaintiff has taken vacation time  
24 during half of the full-week that he agrees Defendant is to have the children this  
25 June. As a result, he is effectively limiting her to three days, instead of a week.  
26

1 This is also completely out of line with the court's statement at trial, which was  
2 that the court wanted to see how a week-on/week-off schedule would work over  
3 the summer. Thus, as it stands now, with Plaintiff's frivolous position and his  
4 vacation time, Defendant will have no more than three consecutive days all  
5 summer.  
6

7 15. *An Order Shortening Time is necessary because Defendant is going*  
8 *to be deprived of court ordered time prior to this Court hearing the motion to*  
9 *disqualify; and the judge, whether it be Judge Perry or another judge, is not*  
10 *going to be able to rectify the situation until a good portion of the summer has*  
11 *already passed.*  
12

13 16. It should be noted that Plaintiff did not fully address this issue until  
14 June 1, 2021. At that time, he also advised that he would be on vacation  
15 beginning June 2, 2021, and would not be responsive until he returned a week  
16 later. Upon information and belief, this was tactical on Plaintiff's part. Moreover,  
17 Plaintiff's statement of unavailability is belied by the fact that he filed a reply in  
18 the evening of June 2, 2021. So, he is clearly still available and working on this  
19 case, despite his alleged vacation.  
20

21 . . .

22 . . .

23 . . .

24 . . .  
25 . . .  
26

17. Defendant therefore respectfully requests that the hearing on Judge Perry's disqualification be heard as soon as possible so that Defendant can effectively seek emergency orders pertaining to the temporary summer custodial timeshare.

**I Declare under penalty of perjury that the foregoing is true and correct.**

DATED this 3<sup>rd</sup> day of June, 2021.

/s/ Jack W. Fleeman

**Jack W. Fleeman, Esq.**

*Henderson*  
CLERK OF THE COURT

1 **OST**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 PECOS LAW GROUP

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 Attorneys for Defendant

14 **DISTRICT COURT**  
15 **FAMILY DIVISION**  
16 **CLARK COUNTY, NEVADA**

17 **Adam Michael Solinger,**

18 Plaintiff,

19 vs.

20 **Chalese Marie Solinger,**

21 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**Before the Honorable Linda Bell**

22 **ORDER SHORTENING TIME ON HEARING FOR PLAINTIFF'S MOTION TO**  
23 **DISQUALIFY**

24 Upon application of counsel for the Defendant, Jack W. Fleeman, Esq. and  
25 Alicia S. Exley, Esq., of PECOS LAW GROUP, and good cause appearing therefore:  
26  
27  
28





1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Adam Michael Solinger, Plaintiff CASE NO: D-19-582245-D  
7 vs. DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

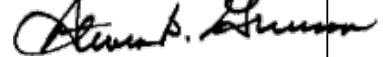
10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 6/4/2021

15 Vincent Mayo	VMGroup@TheAbramsLawFirm.com
16 Jack Fleeman	jack@pecoslawgroup.com
17 Angela Romero	angela@pecoslawgroup.com
18 admin email	email@pecoslawgroup.com
19 Allan Brown	allan@pecoslawgroup.com
20 Alicia Exley	alicia@pecoslawgroup.com
21 Adam Solinger	adam@702defense.com
22 Louis Schneider	lcslawllc@gmail.com
23 Adam Solinger	attorneyadamsolinger@gmail.com

24  
25  
26  
27  
28



1 **NEOJ**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Telephone: (702) 388-1851

10 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

11 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

12 Attorneys for Defendant

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

13 **Adam Michael Solinger,**

14 Plaintiff,

15 vs.

16 **Chalese Marie Solinger,**

17 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**NOTICE OF ENTRY OF ORDER**

18 **TO: Adam Michael Solinger, Plaintiff in Proper Person.**

19 **YOU WILL PLEASE TAKE NOTICE** that the “**Order Shortening**  
20 **Time on Hearing for Plaintiff’s Motion to Disqualify**” was entered in the  
21 above-captioned case on the 4<sup>th</sup> day of **June, 2021**, by filing with the clerk. A true  
22 and correct copy of said Order is attached hereto and made a part hereof.

23 **DATED** this 4<sup>th</sup> day of June 2021.

24 /s/ Jack W. Fleeman, Esq.

25 **Jack W. Fleeman, Esq.**

26 Nevada Bar No. 10584

8925 South Pecos Road, Suite 14A

Henderson, Nevada 89074

Attorney for Defendant

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I hereby certify that the “**Notice of Entry of**  
3 **Order**” in the above-captioned case was served this date as follows:

- 4
- 5 ☒ pursuant to NEFCR 9, by mandatory electronic service through the  
Eighth Judicial District Court’s electronic filing system;
- 6
- 7 ☐ by placing the same to be deposited for mailing in the United  
States Mail, in a sealed envelope upon which first class postage was  
8 prepaid in Las Vegas, Nevada;
- 9 ☐ pursuant to EDCR 7.26 to be sent via **facsimile**, by duly executed  
consent for service by electronic means;
- 10
- 11 ☐ by hand-delivery with signed Receipt of Copy.

12 To individual(s) listed below at the address:

13 Adam M. Solinger	attorneyadamsolinger@gmail.com
14 Vince Mayo, Esq.	vmgroup@theabramslawfirm.com
15 admin email	email@pecoslawgroup.com
16 Alicia Exley	alicia@pecoslawgroup.com
17 Jack Fleeman	jack@pecoslawgroup.com
18 Angela Romero	angela@pecoslawgroup.com

19

20

21 **DATED** this 4<sup>th</sup> day of June 2021

22

23 /s/ Angela Romero  
An employee of PECOS LAW GROUP

24

25

26

1 **OST**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 PECOS LAW GROUP

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 Attorneys for Defendant

14 **DISTRICT COURT**  
15 **FAMILY DIVISION**  
16 **CLARK COUNTY, NEVADA**

17 **Adam Michael Solinger,**

18 Plaintiff,

19 vs.

20 **Chalese Marie Solinger,**

21 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**Before the Honorable Linda Bell**

22 **ORDER SHORTENING TIME ON HEARING FOR PLAINTIFF'S MOTION TO**  
23 **DISQUALIFY**

24 Upon application of counsel for the Defendant, Jack W. Fleeman, Esq. and  
25 Alicia S. Exley, Esq., of PECOS LAW GROUP, and good cause appearing therefore:  
26  
27  
28



1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Adam Michael Solinger, Plaintiff CASE NO: D-19-582245-D  
7 vs. DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 6/4/2021

15 Vincent Mayo	VMGroup@TheAbramsLawFirm.com
16 Jack Fleeman	jack@pecoslawgroup.com
17 Angela Romero	angela@pecoslawgroup.com
18 admin email	email@pecoslawgroup.com
19 Allan Brown	allan@pecoslawgroup.com
20 Alicia Exley	alicia@pecoslawgroup.com
21 Adam Solinger	adam@702defense.com
22 Louis Schneider	lcsllawllc@gmail.com
23 Adam Solinger	attorneyadamsolinger@gmail.com

24  
25  
26  
27  
28

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Complaint**

**COURT MINUTES**

June 09, 2021

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D-19-582245-D      Adam Michael Solinger, Plaintiff  
vs.  
Chalese Marie Solinger, Defendant.

---

**June 09, 2021      3:00 AM      Minute Order**

**HEARD BY:**    Bell, Linda Marie

**COURTROOM:**

**COURT CLERK:**    Yolanda Orpineda

**PARTIES:**

Adam Solinger, Plaintiff, Counter Defendant, not present	Adam Solinger, Attorney, not present
Chalese Solinger, Defendant, Counter Claimant, not present	Jack Fleeman, Attorney, not present
Marie Solinger, Subject Minor, not present	
Michael Solinger, Subject Minor, not present	

<b>JOURNAL ENTRIES</b>
------------------------

- An Order Shortening Time on Mr. Solinger s Motion to Disqualify Judge Perry was signed on June 4, 2021. Pursuant to EDCR 2.23(e), Mr. Solinger s motion will be decided on the pleadings. The hearing set for June 10 is vacated and no appearances will be necessary.

CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. // yo 06/09/21

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

*Canceled: June 09, 2021 10:00 AM Motion*

PRINT DATE:	06/09/2021	Page 1 of 2	Minutes Date:	June 09, 2021
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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

003127



*Canceled: June 09, 2021 10:00 AM Motion*

*Canceled: June 14, 2021 9:30 AM Non-Jury Trial*

*Canceled: June 30, 2021 11:00 AM Motion*

July 01, 2021 10:30 AM Motion

RJC Courtroom 10C

Estala, Kimberly

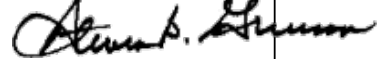
Bell, Linda Marie

September 17, 2021 9:30 AM Non-Jury Trial

Perry, Mary

Courtroom 23

PRINT DATE:	06/09/2021	Page 2 of 2	Minutes Date:	June 09, 2021
-------------	------------	-------------	---------------	---------------



**OPP**

Adam M. Solinger  
7290 Sea Anchor Ct  
Las Vegas, Nevada 89131  
Tel: (775) 720-9065  
Email: attorneyadamsolinger@gmail.com  
Plaintiff

Eighth Judicial District Court  
Family Division  
Clark County, Nevada

ADAM MICHAEL SOLINGER,	)	Case No.: D-19-582245-D
	)	
Plaintiff,	)	Department: P
vs.	)	
	)	Date of Hearing:
CHALESE MARIE SOLINGER,	)	Time of Hearing:
	)	
Defendant.	)	

**OPPOSITION TO DEFENDANT'S EMERGENCY MOTION  
REGARDING CUSTODIAL TIMESHARE**

**NOW INTO COURT** comes Plaintiff, ADAM MICHAEL  
SOLINGER and hereby submits his *OPPOSITION TO DEFENDANT'S  
EMERGENCY MOTION REGARDING CUSTODIAL TIMESHARE*

///

////

///

///

///

1        This Opposition is made and based upon the attached Points and  
2 Authorities, the Declaration of Plaintiff attached hereto, all papers and  
3 pleadings on file herein, and any oral argument adduced at the hearing  
4 of this matter.

5        DATED Friday, June 18, 2021.

6                                        Respectfully Submitted,

7                                        /s/ Adam M. Solinger

8                                        Adam M. Solinger  
9                                        Plaintiff

1                   **MEMORANDUM OF POINTS AND AUTHORITIES**

2   **I.     Introduction**

3           This motion is not ripe at this time because it is unclear who would  
4   hear this motion as the motion to disqualify has not yet been decided.  
5   An opposition is being filed nonetheless in an overabundance of caution.

6           The defense’s position is that despite what they conceded in their  
7   opposition to the motion to disqualify and despite what this Court  
8   submitted in a sworn statement, the summer custodial timeshare should  
9   be different than what it was ordered to be.

10   **II.    Argument**

11           Simply put, the defense, in opposing Adam’s motion to disqualify,  
12   said: “[Adam’s] sole purpose in filing his motion to disqualify is to try to  
13   vacate Judge Perry’s temporary custody order that applies **only** until the  
14   next trial date of June 14, 2021.” *Opp. to Motion to Disqualify* at 19:7-9  
15   *emphasis added*.

16           Judge Perry in her affidavit swore:

17                   That after Dr. Paglini’s testimony was heard, **with**  
18                   **an approximate five week interim period**  
19                   **prior to Day 2 of trial was to be heard, the Court**  
20                   **ordered for that period**, the parties try an  
21                   alternating week schedule, after school had  
                    concluded, to be discussed at the next trial date.

1        *Response to Defendant's Motion to Disqualify Judge at 2:15-18*  
2        *emphasis added.*

3        Now, the defense believes that words have no meaning and despite  
4        what the defense conceded and what Judge Perry swore to be true under  
5        penalty of perjury, that the week-on week-off schedule was intended to  
6        last the entire duration of the summer instead of the limited duration  
7        that has been conceded.

8        As a result, this motion is moot because it seeks to clarify  
9        something that is abundantly clear: the temporary order was only  
10       intended to last until June 14, 2021, the approximate 5 week duration  
11       between the first trial date of May 10th, 2021 and June 14th, 2021.

12       **III. Attorney's Fees**

13       If anyone should pay attorney's fees, it should be the defense.  
14       Unfortunately, Adam cannot received attorney's fees because he is  
15       representing himself despite being a licensed attorney. To address the  
16       defense's position, the defense already conceded the length of the  
17       temporary order. The Court already set forth the length of the temporary  
18       order. Adam's position is in line with what the defense conceded and  
19       what the Court swore. Sticking to what everyone but Adam agreed was  
20       the length of the order cannot be the basis for attorney's fees. This  
21       motion should really be a motion to reconsider but that would require

1 the defense to address a variety of things that would further show the  
2 proposed changed in schedule does not work.

3 **V. CONCLUSION**

4 The Court must affirm that the temporary schedule was only  
5 intended to last until June 14, 2021 and deny the request for attorney's  
6 fees as completely unwarranted.

7 DATED Friday, June 18, 2021.

8 Respectfully Submitted,

9  
10 /s/ Adam M. Solinger

11 Adam M. Solinger

12 Plaintiff  
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**DECLARATION OF ADAM MICHAEL SOLINGER**

I, Adam Michael Solinger, do solemnly swear to testify herein to the truth, the whole truth and nothing but the truth.

1. I am the Plaintiff in the above-entitled action, and above the age of majority and am competent to testify to the facts contained in this declaration, and make this sworn Declaration in support of the foregoing *OPPOSITION*.

2. I have read said *Opposition* and hereby certify that the facts set forth in the Points and Authorities attached thereto are true of my own knowledge, except for those matters therein contained stated upon information and belief, and as to those matters, I believe them to be true. I incorporate said facts into this Declaration as though fully set forth herein.

3. I declare under penalty of perjury under the law of the State of Nevada, pursuant to NRS 53.045, that the forgoing is true and correct.

DATED Friday, June 18, 2021.

/s/ Adam M. Solinger  
Adam Michael Solinger

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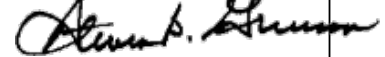
**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing *Opposition* was filed electronically with the Eighth Judicial District Court in the above-entitled matter, on Friday, June 18, 2021. Electronic service of the foregoing document shall be made in accordance with the Master Service List, pursuant to NEFCR 9, as follows:

Jack Fleeman, Esq.  
Alicia Exley, Esq.  
Attorneys for Defendant

/s/ Adam M. Solinger  
Adam M. Solinger





1 **EPAP**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 *Attorneys for Defendant*

14 **DISTRICT COURT**  
15 **FAMILY DIVISION**  
16 **CLARK COUNTY, NEVADA**

17 **Adam Michael Solinger,**

18 Plaintiff,

19 vs.

20 **Chalese Marie Solinger,**

21 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

HEARING REQUESTED: **NO**

**Before the Honorable Linda Bell**

22 **EX PARTE MOTION FOR LEAVE TO FILE**  
23 **REPLY TO OPPOSITION TO COUNTERMOTION**

24 COMES NOW Defendant, **Chalese Marie Solinger** by and through her  
25 attorneys, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.**, of the law firm  
26 **PECOS LAW GROUP**, and respectfully move that, pursuant to EDCR 5.502(e), the

1 Court grant her leave to file a brief reply to Plaintiff's "Reply to Opposition to  
2 Motion to Disqualify and Opposition to Countermotion for Fees and Sanctions."<sup>1</sup>

3 This application is made and based on all the papers and pleadings on file  
4 herein and the declaration of counsel attached hereto.

5 DATED this 23<sup>rd</sup> day of June, 2021.

6  
7 PECOS LAW GROUP

8  
9 /s/ Jack W. Fleeman

10 **Jack W. Fleeman, Esq.**

11 Nevada Bar No. 10584

12 **Alicia S. Exley, Esq.**

13 Nevada Bar No. 14192

14 8925 South Pecos Road, Suite 14A

15 Henderson, NV 89074

16 (702) 388-1851 Tel.

17 *Attorneys for Defendant*

18  
19  
20  
21  
22  
23  
24  
25  
26  
**DECLARATION OF COUNSEL**

1. I am an attorney in good standing and duly licensed in Nevada. I am  
an attorney of record for Defendant.

2. After the first day of trial, set for the parties' custody issues in their  
divorce, Plaintiff Adam Solinger ("Adam"), filed a Motion to Disqualify Judge.

3. On May 14, 2021, in response to Adam's motion, I filed an  
opposition to the motion as well as a countermotion for fees and sanctions.

<sup>1</sup> No more than one page of facts and argument is necessary.

1           4.     On June 3, 2021, Adam filed his reply and opposition to the  
2 countermotion for fees and sanctions.

3           5.     In his reply, Adam makes two material misstatements of fact. Those  
4 material misstatements need to be corrected for the record so that this Court has a  
5 true understanding of what occurred on the day of trial.  
6

7           6.     I would like the opportunity to correct the record regarding Adam's  
8 material misrepresentations. However, EDCR 5.502(e) does not permit the filing  
9 of a "sur-reply" without leave of the court. As such, I am submitting this ex parte  
10 motion requesting such leave.  
11

12           7.     There is good cause to grant leave to file the "sur-reply" because the  
13 court has determined that the issues before the court will be decided without  
14 hearing. Thus, it is essential that the court possess accurate facts when making its  
15 decision.  
16

17           8.     I contacted Adam via email and requested that he voluntarily correct  
18 the court record. He has not responded to that request.

19           9.     Following my email, and Adam's non-response, I served a Rule 11  
20 motion on Adam, and have given him the 21 day safe harbor to cure his  
21 misrepresentations. Adam has likewise not responded to that request.  
22

23           10.    Upon information and belief, it is Adam's intent to ignore my  
24 requests for correction until the court has already ruled upon his Motion to  
25 Disqualify. His likely excuse at that point would be that the 21 days had not  
26

1 lapsed for him to cure the misrepresentation. My beliefs on this issue are based  
2 upon Adam's behaviors throughout this case. Just two recent examples of his  
3 behaviors are that (1) He is using his motion to disqualify as a means to deprive  
4 our client of her summer timeshare with the children; and (2) He has stopped  
5 paying his interim support, which he falsely claims was only supposed to go  
6 through the first date of trial.

8 11. Upon information and belief, Adam is also likely to delay correcting  
9 the record because a clarification of the record would be detrimental to Adam's  
10 argument that Judge Perry "shoved" the temporary order down the parties' throats  
11 against their preferred and requested custody schedule.

13 12. The record, misrepresented by Adam, provides absolutely no support  
14 for Adam's claim that the judge rejected the parties' preferred or requested  
15 schedules. The court was never presented with any preferred or requested  
16 schedules. The "preferred" schedule Adam argues was presented, was nothing  
17 more than his argument to the court. Thus, Adam's claim that the court's rejection  
18 of the preferred or requested schedules demonstrates pre-judgment is a complete  
19 fiction.

21 **I Declare under penalty of perjury that the foregoing is true and**  
22 **correct.**

23 DATED this 23<sup>rd</sup> day of June, 2021.

24 /s/ Jack W. Fleeman  
25 **Jack W. Fleeman, Esq.**  
26

**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of PECOS LAW GROUP, and that on this 23 day of June 2021, I served a copy of “EX PARTE MOTION FOR LEAVE TO FILE REPLY TO OPPOSITION TO COUNTERMOTION ” as follows:

☐ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or

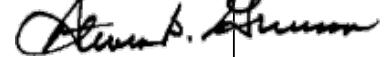
☒ Pursuant to NEFCR 9, by mandatory electronic service through the Eighth Judicial District Court’s electronic filing system: and/or

☐ Pursuant to EDCR 7.26, to be sent via facsimile; and/or

☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

Adam M. Solinger	attorneyadamsolinger@gmail.com
Vince Mayo, Esq.	vmgroup@theabramslawfirm.com
admin email	email@pecoslawgroup.com
Alicia Exley	alicia@pecoslawgroup.com
Jack Fleeman	jack@pecoslawgroup.com
Angela Romero	angela@pecoslawgroup.com

/s/ Angela Romero  
An employee of PECOS LAW GROUP



**RPLY**

Adam M. Solinger  
7290 Sea Anchor Ct  
Las Vegas, Nevada 89131  
Tel: (702) 222-4021  
Email: attorneyadamsolinger@gmail.com

Eighth Judicial District Court  
Family Division  
Clark County, Nevada

ADAM MICHAEL SOLINGER,	)	Case No.: D-19-582245-D
	)	
Plaintiff,	)	Department: P
	)	
vs.	)	
	)	
CHALESE MARIE SOLINGER,	)	
	)	
Defendant.	)	

**AMENDED REPLY TO OPPOSITION TO MOTION TO  
DISQUALIFY AND OPPOSITION TO COUNTERMOTION FOR  
FEES AND SANCTIONS**

**NOW INTO COURT** comes Plaintiff, ADAM MICHAEL  
SOLINGER, and hereby submits his reply to the opposition to the motion  
to disqualify pursuant to NRS 1.230, 1.235, and *Towbin Dodge, LLC v.*  
*Eighth Judicial Dist. Court of State ex. rel. County of Clark*, 121 Nev. 251,  
257 (2005) and opposition to the countermotion for fees and sanctions.

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1        This reply is made and based upon the attached Points and  
2 Authorities, the Declaration of Plaintiff attached hereto, and all papers  
3 and pleadings on file herein.

4        Dated Wednesday, June 23, 2021.

5                                Respectfully Submitted,

6                                /s/ Adam M. Solinger

Adam M. Solinger

1                   **MEMORANDUM OF POINTS AND AUTHORITIES**

2   **1.   Introduction**

3           The Defense spends a great deal of time briefing background and  
4 false allegations that are not relevant to this motion because the Defense  
5 needs to obfuscate the real issue. Additionally, it is unclear whether the  
6 Defense can even procedurally file an opposition to this motion given the  
7 procedure outlined in *Towbin* and subsequent unpublished case law when  
8 disqualification is sought under the Nevada Canons of Judicial Conduct,  
9 especially when Judge Perry had not filed an affidavit controverting the  
10 issues raised in the motion to disqualify at the time the opposition was  
11 filed. Nonetheless, the Defense and Judge Perry both seem to miss the  
12 reason that prompted the filing of this motion.

13           At its core, the issue this motion seeks a ruling on is whether Judge  
14 Perry has impermissibly prejudged this case. Nothing has changed since  
15 the original motion was filed and nothing the Defense points too changes  
16 the fact that the actions and comments of Judge Perry can be reasonably  
17 interpreted as calling into question her impartiality and prejudgment of  
18 the case. This central issue is not something that Judge Perry denies in  
19 her affidavit either. Instead, the focus is misplaced on prejudice against  
20 Adam.



1 Of note, and as mentioned in the original motion, Judge Perry's  
2 decision to modify custody temporarily was predicated, at least in part, on  
3 drug testing of the parties. Adam's testing came back negative in all  
4 respects. Chalese's test revealed an extremely high level of marijuana  
5 metabolite, in violation of the Court's previous order to not use marijuana  
6 at all.

## 7 **2. Reply to Opposition**

### 8 **a. The Opposition To This Motion Is Premature.**

9 A single day after this motion was filed, the Defense filed their  
10 opposition. At that time, Judge Perry had not filed an affidavit to contest  
11 the allegations contained within the original motion. Thus, it's unclear  
12 how the Defense could even oppose the motion when Judge Perry had not  
13 yet opposed it through the filing of an affidavit contesting the allegations  
14 contained within the original motion.

### 15 **b. Judge Perry's Actions Must Be Consider In Their** 16 **Entirety And Not In Isolation.**

17 The defense takes each of Judge Perry's actions in isolation and  
18 attempts to defend them. However, in evaluating whether the Court  
19 prejudged the case and then followed through with that prejudgment,  
20 everything needs to be evaluated as a whole, rather than in isolation.

21

1 Obviously, this motion would not be necessary had Judge Perry  
2 merely indicated her inclination and left open the possibility to have her  
3 mind changed if the matter proceeded to trial.<sup>1</sup>

4 However, the issue is the uncontested statement that Judge Perry  
5 said it was better the parties agreed to “it” rather than the Court having to  
6 cram “it” down their throats. Tellingly, the Defense portrays it as  
7 cramming “something” down the parties throats. *See Opp.* at 9:21. There  
8 is a galaxy of difference between cramming something and cramming “it”  
9 – it being the earlier position of the Court regarding custody – down the  
10 parties throats.<sup>2</sup> ~~“Additionally, when Adam asked that the~~  
11 ~~summer timeshare follow a 2-2-3 timeshare at the conclusion~~  
12 ~~of the first day of trial, because the Parties preferred that to~~  
13 ~~week on and week off, Judge Perry refused. This further~~

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14 <sup>1</sup> One troubling aspect that the Defense relays is that Judge Perry remarked that her proffered  
15 custody schedule was based upon “the statutory presumption of joint physical custody.” *Opp.* at 9:2-  
16 3. This is all the more reason to disqualify Judge Perry as it is the incorrect. There is no presumption  
17 for Joint Physical custody in Nevada. NRS 125C.0025. There is a preference, but a preference is  
18 much different than a presumption. The only time a presumption comes into the calculus is when a  
19 party cannot care for the children at least 146 days a year or if there is domestic violence. NRS  
20 125C.003. Thus, there is a presumption against joint physical custody, but not a presumption for joint  
21 physical custody in Nevada.

<sup>2</sup> Indeed, the United States Supreme Court issued a decision recently over the correct interpretation  
of the article “a.” It’s clear that language matters.

~~evidences the Court's desire to cram its previous specific vision down the Parties' throats."~~<sup>3</sup>

It's absolutely correct that a court can remark and state that the parties may want to agree to something because the resolution of the Court may not be palatable to either party. But that's not what occurred here. What occurred is the Court remarking that it's better the parties agree to what the Court wanted, rather than having what the Court originally wanted crammed down their throats.

Defense counsel wants to then give the impression that negotiations were not chilled but that Adam is protected by NRS 48.105. Defense counsel's statement alone takes a leap over the statute to give the impression that Adam's motion to disqualify is disingenuous. This cannot be farther from the truth.

Defense Counsel's argument that he was expecting to argue the oral motion is without merit. Adam does not have the JAVs of the hearing, but

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<sup>3</sup> In the middle of arguing for a proposed 2-2-3 schedule, Judge Perry cut Adam off and did not allow him to argue for a 2-2-3 timeshare. This further demonstrates prejudgment and the loss of the ability to be heard. This statement as written is being withdrawn from this reply brief. Chalese and her counsel made no representations regarding a 2-2-3 timeshare specifically during trial. Adam therefore acknowledges that Judge Perry's rejection of the 2-2-3 time share was not a decision to reject a jointly proposed schedule, but instead was a flat rejection which deprived Adam of his ability to argue why it was a preferred time schedule.

1 his recollection is that the Court specifically remarked that he could  
2 oppose it orally because he is quick. Thus, the position of the Court was  
3 that the Court wanted to change custody and it was up to Adam to oppose  
4 it, rather than Defense Counsel's burden to convince the Court to change  
5 custody. The Court, then doubled down at the end of the day remarking  
6 that the Court was even more convinced that its initial position on custody  
7 was correct and then turned to Adam to argue against the proposed  
8 change to the summer timeshare. The Defense concedes that they didn't  
9 even get to argue and that the Court was the one that determined the week  
10 on and week off would be the Court's preferred schedule and time share.

11 Additionally, the Court did not give Adam a full chance to argue, as  
12 set forth in the original motion. Adam still had additional points to raise,  
13 but Adam's concern about drug testing<sup>4</sup> prompted the Court to force  
14 Adam to leave so that he could make it to the drug testing center on time.  
15 Of note, Chalese has never raised a concern about substance abuse as it  
16 relates to Adam. Yet, Adam's opposition was cut off in order to force him  
17 to test. It seems that Adam's concern about Chalese's drug usage was well

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19 <sup>4</sup> The Defense tries to argue that the provision allowing drug testing was only in effect in 2019. This is  
20 not true. That is still the current order and has not been withdrawn. Adam chose not to drug test  
21 Chalese because of her willingness to take steps to falsify her drug tests by either not timely going or  
purchasing detoxification kits.

1 founded given the amount of marijuana metabolite found in her sample.  
2 The very fact that Judge Perry did not wait until the sample came back  
3 shows that testing was ordered on a pretextual basis.

4 Legally, the Defense argument falls flat on its face. The right to be  
5 heard intrinsically requires the ability to be heard. A decisionmaker that  
6 has already made a decision is not someone who is letting the parties be  
7 heard. This is further evidenced by the Court stating that it would not  
8 receive evidence related to Marie's genital rash. The Court's position in  
9 that regard is incompatible with the very notion of the ability to be heard.  
10 The Court would take pictures of any genital bruising into evidence, but  
11 would not take pictures of a constant genital rash. The proffered rationale  
12 by the Court and the Defense is that it's not useful without a medical  
13 cause.

14 To be clear, the Defense has never argued that Marie has had a rash  
15 when Chalese picked up the kids for her timeshare. Thus, the evidence  
16 that Marie has this genital rash nearly every time she returns from her  
17 time with Chalese is compelling evidence that something is happening  
18 while Marie is with Chalese and it is not in Marie's best interest. What  
19 medical explanation can there be for a geographically caused genital rash?

20 In essence, the Court, and the Defense, believe that Adam must  
21 provide a medical explanation for why Marie nearly always has a genital

1 rash. Either, something medical happens only when Marie is with Chalese  
2 or the explanation is that Marie doesn't wipe herself well enough yet and  
3 needs help which she does not receive when she with Chalese. This is  
4 further complicated by the fact that the Court's refusal to take this  
5 evidence into account cannot be fixed at this point. Discovery is closed.  
6 Even if Adam were to take Marie to a doctor when her time with Chalese  
7 is over, discovery is closed and Adam would need to notice, and pay for,  
8 another expert witness. Not to mention, now that Marie is older, the  
9 psychological damage of taking her to a doctor every week to have her  
10 genitals examined.

11       The Defense then tries to portray that this motion is about bias  
12 Judge Perry has against Adam. *See Opp.* at 17:5-7 and 19:6-13. That is not,  
13 and never has been, what this motion is about. This motion is as much  
14 about protecting Chalese as it is about protecting Adam. The fundamental  
15 position is that Judge Perry prejudged this case. If Judge Perry hears all  
16 of the evidence and then still orders the custody schedule that she initially  
17 proffered, Chalese would surely be appealing and arguing that Judge  
18 Perry prejudged the case. If Judge Perry truly has prejudged the case  
19 without hearing all of the evidence and indicating that she will not hear  
20 all of the relevant and otherwise admissible evidence, then this case must  
21 be reassigned so that the Parties – both Adam and Chalese – have the

1 right to be heard. The Parties should not be forced to finish a trial<sup>5</sup> and  
2 then face the nested issue of potential prejudgment on appeal.

3 While trying to attack the timing of this motion, the Defense misses  
4 the mark. *See Opp.* at 17:11-19. All of the Court's actions together give rise  
5 to the reasonable inference that Judge Perry has prejudged this case. The  
6 exclaimed confirmation bias that the Court was even more sure after  
7 hearing a portion of Dr. Paglini's testimony and the change to reflect  
8 Judge Perry's proffered custody schedule did not occur until the end of  
9 the first day of trial. Thus, everything ripened at that point. But that's the  
10 problem with the entire Defense position: it takes portions of what  
11 occurred and defends it in isolation rather than in totality.

12 While Chalese isolates portions of Comment 3 of Canon 2.6, the first  
13 sentence of the comment influences the rest of the comment. A fair  
14 reading of the comment is that what a judge says can have an impact on  
15 the appearance of the judge's objectivity and impartiality. As a result, this  
16 motion is not about attacking what Judge Perry did via the temporary

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17 <sup>5</sup> The Defense later argues that Adam is poisoning and delaying the case. This is simply not true.  
18 There was a half day of trial scheduled for June 14, 2021. The trial would not finish on that day. Thus,  
19 the trial is necessarily delayed already. By filing this motion as quickly as he did, Adam did everything  
20 that he could so that the motion would have been decided and handled well before June 14th and  
21 that the parties can either proceed with a new judge in the event the motion is granted or with Judge  
Perry.

1 order, but using those comments to point out what appears to be  
2 prejudgment of the case to an unconstitutional degree.

3 Chalese is flatly incorrect in arguing that Adam is trying to delay the  
4 case and poison these proceedings. First, the case is already delayed. Trial  
5 would not have been completed on June 14th. There is no getting around  
6 that fact. Thus, there would have always been a *de facto* delay. Second,  
7 arguing that there is an appealable issue is acknowledging the reality of  
8 what occurred on the first day of trial. By filing this motion, it eliminates  
9 any possibility of arguing judicial prejudgment on appeal. This Court's  
10 ruling and the Defense opposition eliminates the ability to appeal the  
11 issue. As a result, this motion has the literal opposite effect because the  
12 Defense cannot raise the issue on appeal after vigorously opposing it and  
13 this Court's ruling will serve as the law of the case.

14 As for the rest of the allegations contained on page 21 of the  
15 opposition, it is not without irony that Defense Counsel raises them. First,  
16 Adam's responsibility is to protect the best interest of the children.  
17 Chalese's "anxiety" cannot be a reason to not litigate issues as they come  
18 up during trial. It is ridiculous that the Defense believes Adam must take  
19 Chalese's alleged mental state into account in litigating this case and  
20 protecting the children.



1 Perhaps, Chalese would not be anxious if she were not violating the  
2 Court's orders by using marijuana. Marijuana has been known to increase  
3 anxiety and cause paranoia. Additionally, the children have not been  
4 interrogated. Asking the children about why they say certain things that  
5 are troubling is not interrogating them. For example, a three year old child  
6 should not be asking whether she can say the word "fucking." Any  
7 reasonable parent would ask where the child heard that word.

8 Of all the ridiculous assertions within the opposition, the most  
9 fantastical might be that Adam could intimidate Defense Counsel through  
10 threatening sanctions. It might be a competition between how fantastic  
11 this assertion is versus how ironic it is given that every single motion or  
12 position Adam has taken, including this very motion, has been met with a  
13 request for attorney's fees and sanctions. Defense Counsel does not give  
14 context to the sanctions issue, but for *res gestae*, the Defense made a huge  
15 factual misrepresentation to Judge Moss in November of 2019. Adam  
16 could not definitively prove it was a purposeful misrepresentation, but it  
17 was at a minimum a grossly incompetent misrepresentation. Yet, NRCP  
18 11 requires that 21 days of notice be given to the opposing side and that  
19 opposing counsel be given a chance to correct the misrepresentation to  
20 the Court. Of note, Defense Counsel agreed to Adam's proposed  
21

1 correction of the record which was entered into as part of the stipulations  
2 at the beginning of trial.

3 As a final reply in support of the motion to dismiss, the law requires  
4 a showing of facts and reasons sufficient to cause a reasonable person to  
5 question the judge's impartiality. *Towbin Dodge, LLC v. Eighth Judicial*  
6 *Dist. Ct. of State ex rel County of Clark*, 121, Nev. 215, 260 (2005). The  
7 totality of the record from the date of trial, demonstrates that a reasonable  
8 person could question Judge Perry's impartiality by her prejudgment and  
9 follow through on that prejudgment of the case.

### 10 **3. Opposition to Countermotion**

11 The Defense believes that Adam should be sanctioned for filing this  
12 motion and that he should pay Chalese's attorney's fees. This is par for the  
13 course with the Defense. Any reasonable person would call into question  
14 whether Judge Perry had prejudged the case based upon the statements  
15 and actions of the Court. The statements of Judge Perry are troubling.  
16 That's why the Defense attempts to incorrectly portray Judge Perry's  
17 statements in a softer light. It's certainly troubling to be told that it's better  
18 to agree to "it" rather than having "it" shoved down your throat. The  
19 language of shoving it down your throat is troubling enough and the  
20 Defense does not argue against it because the Defense wants to argue  
21 against a strawman. The whole issue with what Judge Perry even said is

1 problematic as well because it was off-record. If the Court was confident  
2 in what it was doing, why do it off record? Justice does not occur beyond  
3 inspection.

4 This half-hearted counter motion is nothing more than an attempt  
5 to extort fees from Adam for properly raising a concern that could not be  
6 raised until it unfolded in its entirety. Especially when the Defense  
7 opposition was filed before Judge Perry had even contradicted the  
8 allegations in the original motion. *See Towbin*, 121 Nev. at 260. The  
9 Defense did not even need to file this opposition, yet alone file it before  
10 Judge Perry took any position contrary to the original motion. Thus, the  
11 request for fees should be denied.

#### 12 **4. Reply To Judge Perry's Affidavit**

13 Judge Perry does not address the specific allegations contained with  
14 the motion to disqualify. Specifically, among other concerns set forth in  
15 the original motion, Judge Perry does not address the fact that the issue  
16 with her comments regarding shoving "it" down the parties throats was in  
17 reference to her already proffered custody schedule and not a comment  
18 that the parties may not like the Court's final decision and thus settlement  
19 might be a better route. ~~"Indeed, as set forth above, Judge Perry~~  
20 ~~rejected a request by the parties to change the temporary~~  
21 ~~custody schedule from week on/week off to 2-2-3. This shows~~

1 ~~that the Court's comment was not about the parties disliking~~  
2 ~~the Court's final order, but more about the Court's intent to~~  
3 ~~follow its prejudgment of this case."~~<sup>6</sup>

4       Additionally, Judge Perry inappropriately remarks on Adam's "legal  
5 strategy" in filing this motion to disqualify and opines that the motion was  
6 not filed in good faith. Making it worse, Judge Perry seems to double down  
7 on her prejudgment of this case by arguing that this motion was filed to  
8 delay the trial "due to the possibility that joint physical custody could be  
9 ordered." This could also be construed as a veiled threat of retaliation for  
10 filing the initial motion to disqualify. In sum, it appears that Judge Perry  
11 does not address the original reason for filing this motion which is that  
12 she prejudged the case to a degree that reasonably calls into question her  
13 ability to proceed as the trial judge in his matter. As such, she should be  
14 disqualified so that the parties can present their respective cases and not

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16  
17 <sup>6</sup> In the middle of arguing for a proposed 2-2-3 schedule, Judge Perry cut Adam off and did not allow  
18 him to argue for a 2-2-3 timeshare. This further demonstrates prejudgment and the loss of the ability  
19 to be heard. This statement as written is being withdrawn from this reply brief. Chalese and her  
20 counsel made no representations regarding a 2-2-3 timeshare specifically during trial. Adam therefore  
21 acknowledges that Judge Perry's rejection of the 2-2-3 time share was not a decision to reject a  
jointly proposed schedule, but instead was a flat rejection which deprived Adam of his ability to argue  
why it was a preferred time schedule.

1 worry that evidence is falling upon a door that was already closed before  
2 a single witness had been called.

3 **CONCLUSION**

4 Based upon the foregoing, Adam respectfully requests that Judge  
5 Perry be disqualified in this case and that the matter be reassigned.  
6 Additionally, the counter motion for fees must be denied.

7 Dated Wednesday, June 23, 2021.

8 Respectfully Submitted:

9 /s/ Adam M. Solinger  
10 Adam M. Solinger  
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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Amended Reply and Opposition was filed electronically with the Eighth Judicial District Court in the above-entitled manner, on Wednesday, June 23, 2021. Electronic service of the foregoing document shall be made in accordance with the Master Service List, pursuant to NEFCR 9, as follows:

Jack Fleeman, Esq.  
Alicia Exley, Esq.  
Attorney for Defendant

/s/ Adam M. Solinger  
ADAM MICHAEL SOLINGER

1 **DAO**

2 **EIGHTH JUDICIAL DISTRICT COURT**  
3 **CLARK COUNTY, NEVADA**

4  
5 ADAM SOLINGER,

6 Plaintiff,

7 vs.

Case No. D-19-582245-D

8 CHALESE SOLINGER,

Dept. No. P

9 Defendant.

10  
11 **DECISION AND ORDER**

12  
13 Adam Solinger filed a motion to disqualify Judge Perry on April 20, 2021. Mr. Solinger  
14 alleges that Judge Perry's decisions, rulings, and comments demonstrate bias or prejudice against  
15 him. Pursuant to EDCR 2.23(c), the Court now rules based solely on the papers. After review of the  
16 parties' motions and the record of the case, Mr. Solinger's request to disqualify Judge Perry is  
17 denied. Ms. Solinger's counter motion for attorney's fees is also denied.

18  
19 **I. Factual and Procedural Background**

20 This matter originates from a Complaint for Divorce filed by Mr. Solinger in January 2019.  
21 The case was randomly assigned to Judge Moss in Department I. Ms. Solinger filed an amended  
22 answer and counterclaim and amended motion to set aside default on February 7, 2019. Judge Moss  
23 ordered the parties to participate in mediation the same day. At the March 19 return hearing, Judge  
24 Moss ordered the parties to follow a "4-3-3-4" custodial timeshare schedule, submit to random drug  
25 testing, and to attend parenting classes, among other conditions. A trial was scheduled for October 8-  
26 9. The parties subsequently stipulated to modify the timeshare agreement to a "2/2/3" weekly  
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LINDA MARIE BELL  
DISTRICT JUDGE  
DEPARTMENT VII

1 timeshare on April 22. On August 10, Judge Moss entered an order to continue trial to the end of  
2 March 2021. Following Judge Moss' retirement, the case was administratively reassigned to Judge  
3 Throne in Department U. On January 5, 2021, Mr. Solinger filed a motion to reassign the case to a  
4 new judge because Judge Throne previously represented Joshua Lloyd, who Mr. Solinger alleged  
5 was a critical witness in the case. The case was accordingly reassigned to Judge Perry in Department  
6 P on January 12.

7  
8 At the February 18 hearing, Judge Perry reset the parties' trial date to May 10 and reduced  
9 Mr. Solinger's child support obligation to \$500 per month. Mr. Solinger filed a motion to modify  
10 temporary physical custody pending trial which Judge Perry denied at the March 30 hearing. On  
11 April 30, Judge Perry ordered Dr. Paglini and Ms. Solinger's rebuttal expert witness be allowed to  
12 appear via Bluejeans at trial and noted that Dr. Paglini is the parties' witness rather than the Court's.  
13 The first day of trial began on May 10. Dr. Paglini testified and was cross examined via Bluejeans  
14 regarding a custody evaluation report he prepared until twenty minutes before 5 P.M. Judge Perry  
15 and the parties agreed to continue Dr. Paglini's testimony to June 14. At that point, Mr. Solinger  
16 renewed his oral motion regarding summer visitation. Judge Perry ordered a "week on/week off"  
17 visitation schedule beginning immediately after the school year ends based on what she learned from  
18 Dr. Paglini's testimony. Both parents were also instructed to submit to drug testing before 5 P.M. the  
19 same day. Mr. Solinger filed the instant motion to disqualify Judge Perry on May 13.  
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22 Mr. Solinger alleges that Judge Perry failed to read Dr. Paglini's custody evaluation report  
23 prior to imposing the temporary summer custody schedule. He also argues that Judge Perry's  
24 comments encouraging the parties to reach a settlement rather than the Court imposing a custody  
25 arrangement "...had a chilling impact upon negotiations in the case." Ms. Solinger filed an  
26 opposition and countermotion for attorney's fees explaining that, prior to the start of trial, Judge  
27 Perry asked the parties if they wanted to hear her thoughts based on her review of the record and  
28



1 discovery so far so they might be able to reach a settlement agreement. All parties responded yes.  
2 Judge Perry indicated that she was leaning toward a joint physical custody arrangement in which the  
3 children would spend all but one weekend per month with Ms. Solinger and Mr. Solinger would  
4 have the children during school days and nights. For the summer, the children would alternate weeks  
5 staying at with each parent. Judge Perry further explained that she had not yet made a decision and  
6 was willing to proceed to trial if settlement discussions were unsuccessful. Settlement discussions  
7 began around 10 AM and lasted until lunch, at which point Judge Perry told the parties she was  
8 pleased they were working toward a resolution that she would not have to “cram down their throats.”  
9 Ms. Solinger argues that the instant motion is merely an improper and sanctionable attempt to vacate  
10 Judge Perry’s temporary custody order.  
11

12 Judge Perry responds that it is well known that if parties are able to reach a settlement  
13 agreement on their own, they are more likely to adhere to the terms of the agreement rather than  
14 having the Court issue orders neither party may like. Judge Perry notes that Mr. Solinger is an  
15 attorney representing himself in this matter and it appears he is intentionally delaying trial in order to  
16 delay the possibility that the parties will be granted joint physical custody of the children. Further,  
17 Judge Perry maintains that she has no bias or prejudice in favor of any attorney or party in this  
18 matter and she will continue to be fair and impartial to the litigants through the pendency of the case.  
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## 21 **II. Discussion**

### 22 **A. Legal Standard**

23 Nevada Revised Statute 1.230 provides the statutory grounds for disqualifying district Court  
24 judges. The statute in pertinent part provides:

- 25 1. A judge shall not act in an action or proceeding when the judge entertains actual  
26 bias or prejudice for or against one of the parties to the action.
- 27 2. A judge shall not act as such in an action or proceeding when implied bias exists  
28 in any of the following respects:
  - (a) When the judge is a party to or interested in the action or proceeding.

1 (b) When the judge is related to either party by consanguinity or affinity within the  
third degree.

2 (c) When the judge has been attorney or counsel for either of the parties in the  
particular action or proceeding before the court.

3 (d) When the judge is related to an attorney or counselor for either of the parties by  
4 consanguinity or affinity within the third degree. This paragraph does not apply  
to the presentation of ex parte or contested matters, except in fixing fees for an  
5 attorney so related to the judge.

6 The Revised Nevada Code of Judicial Conduct provides substantive grounds for judicial  
7 disqualification. Pursuant to NCJC 2.11(A):

8 (A) A judge shall disqualify himself or herself in any proceeding in which the  
judge's impartiality might reasonably be questioned, including but not limited to the  
9 following circumstances:

10 (1) The judge has a personal bias or prejudice concerning a party or a party's  
lawyer, or personal knowledge of facts that are in dispute in the proceeding.

11 A judge shall disqualify himself or herself in any proceeding in which the judge's impartiality might  
12 be reasonably questioned. Ybarra v. State, 247 P.3d 269, 271 (Nev. 2011). The test for whether a  
13 judge's impartiality might be reasonably questioned is objective and courts must decide whether a  
14 reasonable person, knowing all the facts, would harbor reasonable doubts about a judge's  
15 impartiality. Id. at 272.

16  
17 The moving party bears the burden of establishing sufficient factual and legal grounds  
18 warranting disqualification. Las Vegas Downtown Redevelopment Agency v. District Court, 5 P.3d  
19 1059, 1061 (Nev. 2000). A judge has a duty to preside to the conclusion of all proceedings, in the  
20 absence of some statute, rule of court, ethical standard, or compelling reason otherwise. Id. A judge  
21 is presumed to be unbiased. Millen v. District Court, 148 P.3d 694, 701 (Nev. 2006). A judge is  
22 presumed to be impartial, and the burden is on the party asserting the challenge to establish  
23 sufficient factual grounds warranting disqualification. Yabarra, 247 P.3d at 272. Additionally, the  
24 Court must give substantial weight to a judge's determination that the judge may not voluntarily  
25 disqualify themselves, and the judge's decision cannot be overturned in the absence of clear abuse of  
26 discretion. In re Pet. To recall Dunleavy, 769 P.2d 1271, 1274 (Nev. 1988).  
27  
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1 The Nevada Supreme Court has stated “rulings and actions of a judge during the course of  
2 official judicial proceedings do not establish legally cognizable grounds for disqualifications.” Id. at  
3 1275. The personal bias necessary to disqualify must “stem from an extrajudicial source and result  
4 in an opinion on the merits on some basis other than what the judge learned from participation in the  
5 case.” Id. “To permit an allegation of bias, partially founded upon a justice’s performance of his [or  
6 her] constitutionally mandated responsibilities, to disqualify that justice from discharging those  
7 duties would nullify the court’s authority and permit manipulation of justice, as well as the court.”  
8 Id.  
9

10 **B. Disqualification is not warranted because Mr. Solinger has not established sufficient**  
11 **factual and legal grounds for disqualification.**

12 Mr. Solinger argues that Judge Perry is biased against him based on her off record comments  
13 encouraging the parties to reach a settlement agreement and her decisions and rulings in this case.  
14 Judge Perry admits that she encouraged the parties to negotiate and reach a settlement agreement so  
15 that she did not have to impose orders they may not like. Mr. Solinger also points to Judge Perry  
16 requesting to review his physical copy of Dr. Paglini’s report thirty minutes prior to the hearing as  
17 proof that she failed or refused to take all of the available evidence into consideration prior to  
18 modifying the custody arrangement. Review of the three hour video recording of the May 10 hearing  
19 indicates that Judge Perry heard lengthy testimony regarding the parents’ ability to co-parent and  
20 share custody of the children before temporarily modifying the parties’ custody timeshare  
21 arrangement. Judge Perry made it clear that any of the Mr. Solinger’s concerns related to the  
22 children spending more time with Ms. Solinger must be documented and substantiated. At no point  
23 did Judge Perry refuse to receive evidence directly relevant to the best interests of the children.  
24

25 Here, Mr. Solinger failed to establish that Judge Perry’s decisions and rulings were made on  
26 any basis other than she learned during her participation in court proceedings on this matter. The fact  
27  
28

1 that Judge Perry encouraged the parties to reach a settlement agreement instead of proceeding to trial  
2 does not indicate any bias or prejudice against Mr. Solinger. Judge Perry's belief that parties are  
3 more likely to adhere to an agreement that they came to themselves does not lead a reasonable  
4 person to believe that she is biased or prejudiced against those who choose to go to trial. Further,  
5 Judge Perry heard lengthy testimony prior to modifying the parties' custody schedule until the next  
6 trial date. The record indicates that Judge Perry acted efficiently and appropriately to address the  
7 parties' issues while keeping the best interests of the parties' children in mind. A motion or affidavit  
8 for disqualification is an inappropriate vehicle to attack the substantive rulings of the underlying  
9 case. If a litigant disagrees with the substantive rulings of a judge, they must go through the  
10 appellate process.  
11

12 **C. Ms. Solinger's countermotion for attorney's fees and costs is denied.**

13  
14 NRS 1.235(6) provides that "A judge may challenge an affidavit alleging bias or prejudice  
15 by filing a written answer with the clerk of the court within 5 judicial days after the affidavit is  
16 filed." NRS 1.235 does not require the non-moving party to file any responsive pleadings after the  
17 other party files a motion for disqualification. Ms. Solinger was not required to file any responsive  
18 pleadings after Mr. Solinger filed a motion for disqualification of Judge Perry. Therefore, Ms.  
19 Solinger's countermotion for attorney's fees and costs is denied.  
20

21 ///

**III. Conclusion**

Ms. Solinger's allegations do not support a finding that Judge Perry's decisions and rulings in this case demonstrate any bias or prejudice against him. Judge Perry also has not made statements that show a deep-seated favoritism or antagonism towards either party nor does the record reflect that she abused her discretion. NRS 1.235 did not require Ms. Solinger to respond to Mr. Solinger's motion to disqualify Judge Perry. Mr. Solinger's request to disqualify Judge Perry and Mr. Solinger's counter-motion for attorneys' fees are therefore denied. The June 24 status check and July 1 hearings are also vacated.

Dated this 24th day of June, 2021



**D59 C4F 2E1A AA77  
Linda Marie Bell  
District Court Judge**

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

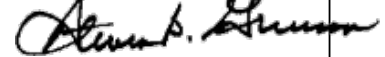
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6 Adam Michael Solinger, Plaintiff | CASE NO: D-19-582245-D  
7 vs. | DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 6/24/2021

15 Vincent Mayo	VMGroup@TheAbramsLawFirm.com
16 Jack Fleeman	jack@pecoslawgroup.com
17 Angela Romero	angela@pecoslawgroup.com
18 admin email	email@pecoslawgroup.com
19 Allan Brown	allan@pecoslawgroup.com
20 Alicia Exley	alicia@pecoslawgroup.com
21 Adam Solinger	adam@702defense.com
22 Louis Schneider	lcslawllc@gmail.com
23 Adam Solinger	attorneyadamsolinger@gmail.com
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28	



1 **EPAP**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 *Attorneys for Defendant*

14 **DISTRICT COURT**  
15 **FAMILY DIVISION**  
16 **CLARK COUNTY, NEVADA**

17 **Adam Michael Solinger,**

18 Plaintiff,

19 vs.

20 **Chalese Marie Solinger,**

21 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

Date of Hearing:

Time of Hearing:

22 **EX PARTE APPLICATION FOR AN ORDER SHORTENING TIME ON HEARING**  
23 **ON EMERGENCY MOTION REGARDING SUMMER CUSTODIAL TIMESHARE**

24 COMES NOW Defendant, **Chalese Marie Solinger** by and through her  
25 attorneys, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.**, of the law firm  
26 **PECOS LAW GROUP**, and respectfully moves that, pursuant to EDCR 5.513, the  
Court shorten time in which to hear Defendant's *Emergency Motion Regarding*  
*Summer Custodial Timeshare*.

1 This application is made and based on all the papers and pleadings on file  
2 herein and the declaration of counsel attached hereto.

3 DATED this 24<sup>th</sup> day of June, 2021.

4 PECOS LAW GROUP

6 /s/ Jack W. Fleeman

7 **Jack W. Fleeman, Esq.**

8 Nevada Bar No. 10584

9 **Alicia S. Exley, Esq.**

10 Nevada Bar No. 14192

8925 South Pecos Road, Suite 14A

Henderson, NV 89074

(702) 388-1851 Tel.

11 *Attorneys for Defendant*

12  
13 **DECLARATION OF COUNSEL**

14  
15 1. I am an attorney in good standing and duly licensed in Nevada. I am  
16 an attorney of record for Defendant.

17 2. At the end of the first trial day, and after an oral motion by  
18 undersigned counsel, this court issued a temporary custody order for summer  
19 2021. Specifically, the court pronounced from the bench that the parties should,  
20 on a temporary basis, exercise an alternating weekly timeshare during the summer,  
21 to begin once school recessed. The court specifically noted that it saw no reason  
22 why the parties could not have an equal timeshare over the summer.  
23  
24  
25  
26



1           3.     Plaintiff Adam Solinger (“Adam”) argued against the ruling on the  
2 summer timeshare, causing this court to eventually remind him that the order  
3 would only be in effect until the next trial date, which was then set for June 14,  
4 2021.  
5

6           4.     A few days after this temporary order was pronounced, unhappy with  
7 a temporary order that would give Defendant Chalese Solinger (“Solinger”) just  
8 one full week with the children until the next date of trial, Adam filed his motion  
9 to disqualify the judge.  
10

11           5.     Adam’s motion to disqualify, as Adam who is an attorney surely  
12 planned, served to not only prevent the entry of the court’s temporary summer  
13 visitation order, but it resulted in the second trial date being moved from mid-June  
14 to September.  
15

16           6.     Realizing that the motion to disqualify would inevitably delay the  
17 June 14, 2021 trial date, I attempted to get Adam’s confirmation that he agreed  
18 that the summer timeshare would continue through the summer. I made this  
19 attempt knowing Adam’s prior unreasonable conduct and his repeated efforts to  
20 deprive Defendant of her court ordered custodial timeshare.  
21

22           7.     Disappointingly, but not unexpectedly, Adam responded that the  
23 temporary schedule would end on June 14, 2021. Adam’s position was that the  
24 court did not want the visitation to be week-on / week-off through the summer, but  
25 rather only for a total of two weeks after school recessed.  
26

1           8. In response to Adam's unreasonableness and misconduct,  
2 undersigned counsel filed an Emergency Motion Regarding Summer Custodial  
3 Timeshare. The hearing on the motion is set for July 27, 2021.

4           9. Undersigned counsel could not seek an OST on the hearing because  
5 Adam's motion to disqualify judge had not yet been ruled upon.  
6

7           10. On June 24, 2021, Adam's motion to disqualify judge, because it was  
8 absolutely without merit, was denied.

9           11. Since the first day of trial, Adam has managed to withhold the  
10 children by using his frivolous motion to disqualify as a means to prevent the  
11 entry of the summer visitation order.  
12

13           12. Adam is also using his delay of the second trial date, caused solely by  
14 his frivolous motion to disqualify, as a means to prevent Chalese from having time  
15 with the children.  
16

17           13. *An Order Shortening Time is necessary because the hearing is set*  
18 *for the end of July, not long before school is set to resume. As such, if the*  
19 *hearing is not shortened, the children will miss out on a great deal of time with*  
20 *their mother, solely because of Adam's misconduct and continued decision to*  
21 *withhold the children.*  
22

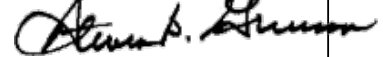
23 . . .

24 . . .

**I Declare under penalty of perjury that the foregoing is true and correct.**

DATED this 24<sup>th</sup> day of June, 2021.

/s/ Jack W. Fleeman  
**Jack W. Fleeman, Esq.**



1 **RPLY**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

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9 Tel: (702) 388-1851

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11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 *Attorneys for Defendant*

14 **DISTRICT COURT**  
15 **FAMILY DIVISION**  
16 **CLARK COUNTY, NEVADA**

17 **Adam Michael Solinger,**

18 Plaintiff,

19 vs.

20 **Chalese Marie Solinger,**

21 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

22 **REPLY TO OPPOSITION TO EMERGENCY MOTION REGARDING SUMMER**  
23 **CUSTODIAL TIMESHARE**

24 COMES NOW Defendant, **Chalese Marie Solinger**, by and through her  
25 attorneys of record, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.**, of PECOS  
26 LAW GROUP, and respectfully submits her REPLY TO OPPOSITION TO EMERGENCY  
MOTION REGARDING SUMMER CUSTODIAL TIMESHARE and requests that this court  
enter orders granting her the relief requested in her motion

This reply is made and based upon all the papers and pleadings on file herein, the attached Points and Authorities, and any other evidence and argument as may be adduced at the hearing of this matter.

DATED this 25<sup>th</sup> day of June, 2021.

PECOS LAW GROUP

/s/ Jack W. Fleeman

**Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

**Alicia S. Exley, Esq.**

Nevada Bar No. 14192

8925 South Pecos Road, Suite 14A

Henderson, NV 89074

(702) 388-1851 Tel.

*Attorneys for Defendant*

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**POINTS AND AUTHORITIES**

Chalese reiterates and incorporates the facts and argument contained in her Emergency Motion as though fully set forth herein, and she supplements her facts and arguments in response to Plaintiff Adam Solinger's ("Adam") opposition, as follows:

1. Adam's opposition doubles down on his self-serving misconduct in this case. Specifically, Adam continues to argue that because the court's temporary order regarding this summer was stated to be an interim order pending the next trial date, which was set for June 14, 2021, that the court did not intend the parties to have a week-on / week-off schedule beyond that date.

2. Adam's position is not supported by the record. The court clearly, and unambiguously stated that it saw no reason why the parties should not have week-on / week-off visitation during the summer. *See* video transcript ("VT") at 4:46:14. The court then added that its concern was with the school year timeshare because it seemed that Chalese was the party would had moved away from the area where the children lived. VT 4:45:50. Thus, the court ordered that the parties, during the summer, and beginning the first Sunday school recessed, exchange the children on a weekly basis at 5:00 p.m. VT 4:49:07 – 4:51:22.

3. During this exchange, the court explained to Adam, because he had continued to argue with the court as it issued its decision, that the order would only be in effect for a few weeks because trial was set to resume on June 14, 2021, and it could be reviewed then.

1           4. In response to the court's temporary order, which would have  
2 provided Chalese with just one week of time after from the last day of school until  
3 trial was set to resume, Adam filed a motion to disqualify the judge.

4           5. To Adam, granting Chalese a full week of time between the end of  
5 school and the resumption of trial, was unacceptable. And as Adam has shown in  
6 this case, when something does not go his way, or if he disagrees with something,  
7 he responds very poorly and rarely, if ever, with the children in mind.

8           6. Adam's motion to disqualify resulted in the trial being continued. So,  
9 of course Adam has been using that continuance to justify withholding the  
10 children, which is something he has done on more than one occasion during the  
11 pendency of this case.

12           7. Adam then self-righteously argues that Chalese and her counsel  
13 believe "words have no meaning." He says this is evident because the court and  
14 counsel filed responses to his motion to disqualify that make it clear the temporary  
15 order was only intended to last from May 10<sup>th</sup> to June 14<sup>th</sup>. In other words, Adam  
16 acts, rather unconvincingly, as though he does not understand that the June 14<sup>th</sup>  
17 date was stated solely because it was, in fact, the next scheduled trial date.  
18 Further, he is clearly lying if he claims that the June 14<sup>th</sup> date had any meaning  
19 beyond being the next trial date. This is evident because the court's explanation  
20 of its order was that the parties should have a week-on / week-off during summer,  
21 when school was not in session. Adam ignores this because it shows how  
22 transparent and flimsy his argument is.  
23  
24  
25  
26

8. Adam is, as counsel has warned the court repeatedly in the past, acting in a manner that has absolutely nothing to do with the best interests of the parties' children. Adam, as he made clear in his deposition testimony, has no respect for Chalese as a mother, nor does he see any benefit to the children's relationship with her. He does not legitimately co-parent, he interferes with the child-parent relationship, and uses what he believes is his superior intellect and his financial status (his Dad supports him, despite Adam being a lawyer) as a means to play games and punish Chalese.

9. Attorney's fees and sanctions are without a doubt warranted in this case. Adam must be dissuaded from continuing to act in an unreasonable manner that harms the children and increases Chalese's fees and costs.

WHEREFORE, based on the foregoing, Defendant **Chalese Marie Solinger** respectfully requests that this court enter orders granting her the relief requested in her motion.

DATED this 25<sup>th</sup> day of June, 2021.

PECOS LAW GROUP

/s/ Jack W. Fleeman  
**Jack W. Fleeman, Esq.**  
 Nevada Bar No. 10584  
**Alicia S. Exley, Esq.**  
 Nevada Bar No. 14192  
 8925 South Pecos Road, Suite 14A  
 Henderson, NV 89074  
 (702) 388-1851 Tel.  
*Attorneys for Defendant*



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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of PECOS LAW GROUP, and that on this 25<sup>th</sup> day of June 2021, I served a copy of “REPLY TO OPPOSITION TO EMERGENCY MOTION REGARDING SUMMER CUSTODIAL TIMESHARE” as follows:

☐ By placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada: and/or

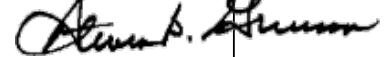
☒ Pursuant to NEFCR 9, by mandatory electronic service through the Eighth Judicial District Court’s electronic filing system: and/or

☐ Pursuant to EDCR 7.26, to be sent via facsimile; and/or

☐ To be hand-delivered to the attorneys listed below at the address and/or facsimile number indicated below:

Adam M. Solinger	attorneyadamsolinger@gmail.com
Vince Mayo, Esq.	vmgroup@theabramslawfirm.com
admin email	email@pecoslawgroup.com
Alicia Exley	alicia@pecoslawgroup.com
Jack Fleeman	jack@pecoslawgroup.com
Angela Romero	angela@pecoslawgroup.com

/s/ Angela Romero  
An employee of PECOS LAW GROUP



**MOT**

Adam M. Solinger  
7290 Sea Anchor Ct  
Las Vegas, Nevada 89131  
Tel: (702) 222-4021  
Email: attorneyadamsolinger@gmail.com

Eighth Judicial District Court  
Family Division  
Clark County, Nevada

ADAM MICHAEL SOLINGER,	)	Case No.: D-19-582245-D
	)	
Plaintiff,	)	Department: P
	)	
vs.	)	
	)	
CHALESE MARIE SOLINGER,	)	<b>Hearing Requested</b>
	)	
Defendant.	)	

**MOTION FOR SANCTIONS**

**NOW INTO COURT** comes Plaintiff, ADAM MICHAEL SOLINGER, and hereby submits his motion for sanctions. This Motion is made and based upon the attached Points and Authorities, the Declaration of Plaintiff attached hereto, and all papers and pleadings on file herein.

Dated Wednesday, June 23, 2021.

Respectfully Submitted,

/s/ Adam M. Solinger  
Adam M. Solinger

1                   **MEMORANDUM OF POINTS AND AUTHORITIES**

2   **I.     INTRODUCTION**

3           This motion seeks sanctions against Chalese and her counsel for  
4 requesting sanctions as part of the Emergency Motion Regarding Summer  
5 Custodial Timeshare filed on June 3, 2021. Specifically, this request has  
6 no basis in law, is entirely frivolous, and was requested for an improper  
7 purposes of harassment, intimidation, and needlessly increasing the cost  
8 of litigation.

9   **II.   Statement of Facts**

10          In her Emergency motion, Chalese apparently believes that her  
11 position that summer visitation should continue on a week-on and week-  
12 off basis is so well founded that Adam's opposition to it should warrant a  
13 \$5,000 fine plus attorney's fees. *See* Emergency Motion filed June 3, 2021  
14 at 16-17.

15          This argument is completely unwarranted. First, as acknowledged  
16 in the Emergency Motion, the week-on week-off schedule was only  
17 intended to last "just a couple of weeks..." *Id.* at 6:7-8. That is exactly what  
18 this Court said towards the end of the first day of trial.

19          Then, in opposing Adam's motion to disqualify this Court, Chalese  
20 conceded that the week-on week-off schedule was only intended to last  
21

1 until June 14, 2021. *See* Opposition to Motion to Disqualify filed May 14,  
2 2021 at 19.<sup>1</sup>

3 This Court, in response to Adam's Motion to Disqualify said:

4 That after Dr. Paglini's testimony was heard, **with**  
5 **an approximate five week interim period** prior  
6 to Day 2 of trial was to be heard, **the Court ordered**  
7 **for that period**, the parties try an alternating week  
8 schedule, after school had concluded, to be discussed  
9 at the next trial date.

10 *Response to Defendant's Motion to Disqualify Judge at 2:15-18*  
11 *emphasis added.*

12 Finally, in opposing Adam's motion to disqualify, opposing counsel  
13 argued in part that Adam's request to correct the record that was served  
14 pursuant to NRCP 11 was an attempt to intimidate him, despite his  
15 agreement that the record needed to be corrected. *See* Opposition at 21:12.

### 14 **III. LAW AND ARGUMENT**

15 EDCR 7.60 allows for the imposition of sanctions when an attorney  
16 so multiples the proceedings in a case as to increase costs unreasonably  
17 and vexatiously. Additionally, NRCP 11 allows for sanctions when under  
18 the following circumstances:

---

19 <sup>1</sup> "Despite all of Judge Perry's rulings directly addressing his concerns, and the best interests  
20 of the children, Adam apparently could not accept that Judge Perry awarded Chalese – in  
21 addition to her existing temporary visitation – just one consecutive week of time between  
May 10, 2021 and June 14, 2021."

1 (b) Representations to the Court. **By**  
2 **presenting to the court a pleading, written**  
3 **motion, or other paper** — whether by signing,  
4 filing, submitting, or later advocating it — an  
attorney or unrepresented party certifies that to  
the best of the person’s knowledge, information,  
and belief, formed after an inquiry reasonable  
under the circumstances:

5 (1) **it is not being presented for any**  
6 **improper purpose, such as to harass,**  
7 **cause unnecessary delay, or needlessly**  
8 **increase the cost of litigation;**

9 (2) **the claims, defenses, and other**  
10 **legal contentions are warranted by**  
11 **existing law** or by a nonfrivolous argument for  
extending, modifying, or reversing existing law or  
for establishing new law;

12 (3) the factual contentions have  
13 evidentiary support or, if specifically so  
14 identified, will likely have evidentiary support  
after a reasonable opportunity for further  
investigation or discovery; and

15 (4) the denials of factual contentions are  
16 warranted on the evidence or, if specifically so  
17 identified, are reasonably based on belief or a  
18 lack of information.

19 NRCP 11(b) (emphasis added).

20 Sanctions under NRCP 11 requires that the request for sanctions be  
21 filed separately from any other motion and that the culpable party be  
given an opportunity to correct the factual inaccuracy.

In this case, it’s clear what the Court meant because the Court said  
it on multiple occasions: the week-on and week-off schedule would only  
last from May 10, 2021 to June 14, 2021. Chalese even conceded that was

1 the intent behind the temporary order in her opposition to the motion to  
2 disqualify. To ask for sanctions based upon Adam listening to what the  
3 Court said and Chalese at one time agreed with is such a Carrollian notion.  
4 Indeed, the only thing Chalese can cite to in support of her position is the  
5 minutes of the May 10, 2021 trial which specifically disclaim at the bottom  
6 that “Journal Entries are prepared by the courtroom clerk and are not the  
7 official record of the Court.”

8 Sanctions are warranted under EDCR 7.60 and NRCP 11. There is  
9 no basis for Chalese and her counsel that words have no meaning. It is an  
10 outright frivolous request for sanctions designed, as conceded in the  
11 request for sanctions, to intimidate Adam to dissuade him from sticking  
12 to the common meaning words have ascribed to them and to always defer  
13 to Chalese and her counsel’s preferred interpretation of the day.

14 To be clear, Adam understands the primary intent of the motion to  
15 clarify and/or reconsider the Court’s order after the May 10, 2021 hearing  
16 and this request for sanctions does not contemplate that motion.  
17 However, if Chalese were actually confident in her position, she wouldn’t  
18 be filing a dressed-up motion to reconsider. She would be filing a motion  
19 for an order to show cause why Adam is not abiding by the Court’s order.  
20 The very fact that she doesn’t do this shows she understands her request  
21 is to actually ask the Court to reconsider the time duration of the week-on

1 week-off schedule. But, she doesn't want to do that because she would  
2 have to address the fact that she's been using marijuana at a level nearly  
3 7 times the likely detection threshold.<sup>2</sup> This absurdly high result  
4 presumably shows that Chalese was using Marijuana in the time that she  
5 had the children leading up to trial despite the Court's order prohibiting  
6 the usage of Marijuana at all.

7 If Chalese were representing herself, then this fundamental  
8 misunderstanding of the law might be excused. But she is represented by  
9 Jack Fleeman who signs all of his emails as a "Certified Family Law  
10 Specialist." This demonstrates the true intent of the request for sanctions:  
11 to harass, intimidate, and needlessly inflate the complexity of this  
12 litigation. Fleeman surely knows this because he even argued that Adam's  
13 request to correct the record, based upon an extreme misrepresentation  
14 made by his firm<sup>3</sup>, was an attempt to intimidate him. The extreme shock  
15 value of a request for a \$5,000 monetary sanction further drives this  
16 home.

---

18 <sup>2</sup> Marijuana testing via urinalysis for the federal government has a threshold of 50 ng/ml before a test  
19 would show a positive result. Chalese's level was 331 ng/ml.

20 <sup>3</sup> For the record, the stipulation entered into at the beginning of trial regarding the computer  
21 equipment in this case was BECAUSE of the defense agreement that the record needed to be  
corrected.

1 **III. CONCLUSION**

2 Based upon the foregoing, Adam respectfully requests that this  
3 Honorable Court grant the motion and sanction opposing counsels and  
4 Chalese in an amount deemed appropriate by the Court.

5 Dated Wednesday, June 23, 2021.

6  
7 Respectfully Submitted:

8 /s/ Adam M. Solinger  
9 Adam M. Solinger



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**DECLARATION OF ADAM MICHAEL SOLINGER**

I, ADAM MICHAEL SOLINGER, provide this Declaration pursuant to NRS 53.045 and states the following:

1. I am the Plaintiff in the above-entitled action, and I am above the age of majority and am competent to testify to the facts contained in this affidavit.

2. I make this affidavit in support of the foregoing *MOTION FOR SANCTIONS*

3. I have read said *Motion* and hereby certify that the facts set forth in the motion attached thereto are true of my own knowledge, except for those matters therein contained stated upon information and belief, and as to those matters, I believe them to be true.

4. I declare under the penalty of perjury pursuant to the laws of the State of Nevada that the foregoing is true and correct.

Dated this Wednesday, June 23, 2021.

/s/ Adam M. Solinger  
ADAM MICHAEL SOLINGER

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing MOTION FOR SANCTIONS was filed electronically with the Eighth Judicial District Court in the above-entitled manner, on Wednesday, June 23, 2021. Electronic service of the foregoing document shall be made in accordance with the Master Service List, pursuant to NEFCR 9, as follows:

Jack Fleeman, Esq.  
Alicia Exley, Esq.  
Attorney for Defendant

/s/ Adam M. Solinger  
ADAM MICHAEL SOLINGER

MOFI

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

Adam Michael Solinger

Plaintiff/Petitioner

v.

Chalese Marie Solinger

Defendant/Respondent

Case No. D-19-582245-D

Dept. P

**MOTION/OPPOSITION  
FEE INFORMATION SHEET**

**Notice:** Motions and Oppositions filed after entry of a final order issued pursuant to NRS 125, 125B or 125C are subject to the reopen filing fee of \$25, unless specifically excluded by NRS 19.0312. Additionally, Motions and Oppositions filed in cases initiated by joint petition may be subject to an additional filing fee of \$129 or \$57 in accordance with Senate Bill 388 of the 2015 Legislative Session.

**Step 1.** Select either the \$25 or \$0 filing fee in the box below.

<input type="checkbox"/>	<b>\$25</b>	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-		
<input checked="" type="checkbox"/>	<b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:
<input checked="" type="checkbox"/>		The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.
<input type="checkbox"/>		The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.
<input type="checkbox"/>		The Motion/Opposition is for reconsideration or for a new trial, and is being filed within 10 days after a final judgment or decree was entered. The final order was entered on _____.
<input type="checkbox"/>		Other Excluded Motion (must specify) _____.

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

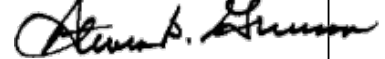
<input checked="" type="checkbox"/>	<b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:
<input checked="" type="checkbox"/>		The Motion/Opposition is being filed in a case that was not initiated by joint petition.
<input type="checkbox"/>		The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.
-OR-		
<input type="checkbox"/>	<b>\$129</b>	The Motion being filed with this form is subject to the \$129 fee because it is a motion to modify, adjust or enforce a final order.
-OR-		
<input type="checkbox"/>	<b>\$57</b>	The Motion/Opposition being filing with this form is subject to the \$57 fee because it is an opposition to a motion to modify, adjust or enforce a final order, or it is a motion and the opposing party has already paid a fee of \$129.

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

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

Party filing Motion/Opposition: Adam M. Solinger Date 4/22/2021

Signature of Party or Preparer /s/ Adam M. Solinger



1 **OPPC**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 010584

4 **Alicia S. Exley, Esq.**

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12 *Attorneys for Defendant*

13 **DISTRICT COURT**  
14 **FAMILY DIVISION**  
15 **CLARK COUNTY, NEVADA**

16 **Adam Michael Solinger,**

17 Plaintiff,

18 vs.

19 **Chalese Marie Solinger,**

20 Defendant.

Case No. **D-19-582245-D**

Dept. **P**

21 **OPPOSITION TO MOTION FOR SANCTIONS**  
22 **AND**  
23 **COUNTERMOTION FOR ATTORNEY'S FEES AND SANCTIONS**

24 Comes now, Defendant **Chalese Marie Solinger** ("Chalese"), by and  
25 through her counsel of record, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.**,  
26 of PECOS LAW GROUP, and hereby submits her Opposition to Motion for  
Sanctions. Chalese requests that Plaintiff Adam Michael Solinger's ("Adam")

1 Motion for Sanctions be denied in its entirety, and that he be sanctioned and  
2 ordered to pay her attorney's fees.

3 This opposition and countermotion is made and based on all the papers and  
4 pleadings on file and the declaration and argument contained herein.  
5

6 DATED this 26<sup>th</sup> day of June, 2021

7 PECOS LAW GROUP

8  
9 /s/ Jack W. Fleeman

10 **Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

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14 *Attorneys for Defendant*

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1 Again, this is not unusual for Adam. He has acted in bad faith throughout  
2 this case. Just *some* examples of this are:

- 3 • In January or February 2020, immediately after he was  
4 ordered to pay temporary spousal support, Adam  
5 switched jobs, taking a voluntary \$35,000 pay cut.
- 6 • In March 2020, Adam began withholding the children in  
7 violation of the court's order, claiming that Chalese  
8 would expose the children to COVID-19.
- 9 • In late April 2020, Adam refused to return the children  
10 to Chalese because they allegedly had fevers. Adam,  
11 blamed Chalese who had only seen the children for 24  
12 hours since the end of March, for the children's fevers.
- 13 • In late April and early May 2020, Adam continued to  
14 refuse to return the children because Chalese had gone  
15 for a walk outside, which he claimed violated the  
16 governor's orders. This resulted in Chalese having  
17 almost no time from the end of March 2020 until May 8,  
18 2020.
- 19 • In June 2020, Adam alleged during a hearing that  
20 Chalese was medicating the children to get them to go to  
21 sleep. Adam had no proof of this, and demanded that  
22 Chalese send a picture of the vitamin syrup she gives  
23 them. Chalese was ordered to provide the picture.
- 24 • When the order was entered, against Adam's objection,  
25 regarding the timing for Chalese to provide the vitamin  
26 syrup picture, Adam filed a frivolous motion arguing for  
a change of the words in the order. His requests were  
pointless – Chalese had provided the picture the same  
day as the hearing – and the issue was already moot long  
before he filed. The court, of course, denied his motion.
- During discussions about Adam's frivolous motion to  
clarify, Adam told Mr. Fleeman he would not listen to  
what Mr. Fleeman found frivolous because Mr. Fleeman

1 had filed an election complaint that was completely  
2 unrelated to the case.

- 3 • In the summer of 2020, Adam falsely accused counsel of  
4 being the reason the court continued trial, even though  
5 the court had advised the parties that the trial was being  
6 continued for personal reasons related to the judge.
- 7 • In September 2020, Adam objected to counsel providing  
8 Dr. Paglini's expert report to any potential rebuttal  
9 expert. This wasted considerable time and money when  
10 the court had already set dates for rebuttal expert reports.
- 11 • Various dates in 2020 and 2021. Adam repeatedly  
12 claimed that Chalese was allowing the children to ride  
13 on off-road vehicles without helmets. He refused to  
14 accept Chalese's pictures showing otherwise, even  
15 though he had no proof of his claims.
- 16 • In early February 2021, just a couple of weeks before  
17 Adam's motion to terminate his temporary support  
18 obligation was heard, Adam sent Chalese a support  
19 check that listed her as "Chalese Lloyd." That has never  
20 been Chalese's name. Adam's excuse for this was "she  
21 has gone by so many different names that I'm not sure  
22 what her bank account is listed under." Chalese's name  
23 has remained the same on her bank account, as Adam  
24 knew. It was simply Adam being childish and playing  
25 games in the hope of making it difficult for Chalese to  
26 cash the check.
- In March 2021, Adam sought to modify temporary  
physical custody, and greatly reduce Chalese's time  
pending trial. His sole reason for the request was that  
Chalese kept the minor child, Michael, in remote  
learning for a total of two days longer than necessary.
- In April 2021, Adam objected to Chalese's expert  
appearing remotely at trial. He did this even though the  
existing Administrative Order clearly allowed for such  
remote participation, and he had been made aware of the



expert's health concerns. The court deferred Chalese's request on this issue until the time of trial.

- In late April 2021, as detailed below, Adam threatened a different Rule 11 motion against counsel.
- In May 2021, just days after the first day of trial, Adam sought to disqualify Judge Perry. In an effort to do that, as further explained below, he made material misrepresentations about the record.
- At trial, despite the court clearly stating that it considered Dr. Paglini an expert and that there was no need to go through his qualifications, Adam wasted considerable time going through Dr. Paglini's qualifications. Upon information and belief, Adam did this because he is too stubborn to listen, and he wanted to ensure that the trial could not finish in the time allotted. Upon information and belief, Adam did not want a custodial order that day – which is further shown in his dramatic response to the temporary order issued.
- In June 2021, Adam refused to pay his court ordered support payment. He told Chalese on June 8, 2021 that he believed his support obligation ended on the first day of trial. On June 25, 2021, only after his request to disqualify Judge Perry was denied, and only after an EDCR 5.501 communication, did Adam finally tell Mr. Fleeman that he would make the June payment. At this point, it appeared Adam might start to act somewhat reasonably. But by the next day Adam had filed his motion for sanctions.

**Adam's Second Claim:**

Adam claims that in her opposition to his motion to disqualify, "Chalese conceded that the week-on week-off schedule was only intended to last until June 14, 2021." In support of this, he quotes a sentence from Chalese's filing in which

1 it is noted, correctly, that “Adam could not accept that Judge Perry” gave Chalese  
2 just one week of time between May 10, 2021 and June 14, 2021.

3 **Counsel’s Response:**

4 Adam’s claim only proves how manipulative he is. Trial was set for June  
5 14, 2021, and that is when the court said that it could review the temporary  
6 schedule, if necessary. That is what Adam could not accept - that Chalese was  
7 given equal time for *any* period.

8  
9 So, it is absolutely true that Adam filed his motion to disqualify because he  
10 disagreed with the court giving Chalese just one full week of time during that  
11 period. That is not an admission that the court intended the summer schedule to  
12 only last until June 14, 2021. It is an explanation of Adam’s motivation to file the  
13 motion to disqualify as a means to delay the trial and then argue, in bad faith, that  
14 Chalese cannot have equal time during the remainder of the summer.

15  
16 **Adam’s Third Claim:**

17  
18 Adam argues that while he is simply listening to what the “Court said,” the  
19 “only thing Chalese can cite to in support of her position is the minutes.”

20 **Counsel’s Response:**

21 This is an outright lie to the court. When Adam first began arguing that  
22 Chalese only had equal time until June 14, 2021, he specifically stated that he did  
23 not know what the court said because he was forced to leave and did not have the  
24 video. He then added that he was basing his argument on the court minutes and  
25

1 what Chalese and the court had filed in response to his motion to disqualify. Here  
2 are the exact relevant quotes:


3 Re: Solinger v. Solinger



4 Adam S <attorneyadamsolinger@gmail.com>

To ○ Jack Fleeman

5 Cc ○ Alicia Exley; ○ Angela Romero

6  You replied to this message on 5/26/2021 3:40 PM.

 Reply  Reply All  Forward 

Wed 5/26/2021 3:31 PM

7 Jack,

8 The Court was making rulings as I was cut off mid-argument to make it to ATI before they closed. Thus, I don't really know what the Court said after I was forced to leave, nor do I have the video.

9 I'm literally basing my email on the Court minutes you guys attached, what you said in your opposition, and what the Court said in its affidavit.

10 In addition to Adam's admission that it was he, not Chalese, who was  
11 relying on court minutes, Adam's claim that he was "forced to leave" and did not  
12 really know what the court said because of that, is another blatant falsehood. The  
13 trial video shows that Adam was in the courtroom arguing with the court's  
14 decision until the very end. He was also present when the court explained  
15 unequivocally that there was no reason not to have week-on / week-off timeshare  
16 during the summer when there was no school.

17 **Adam's Fourth Claim:**

18 Adam ridiculously claims that if Chalese believed in her position she  
19 "wouldn't be filing a dressed-up motion to reconsider," but she would be filing an  
20 order to show cause why Adam is not abiding by the Court's order." He  
21 continues, stating that this "fundamental misunderstanding of the law might be  
22 excused" if she were not represented by Mr. Fleeman a "Certified Family Law  
23 Specialist."  
24  
25  
26

1 **Counsel's Response:**

2 This argument perfectly encapsulates Adam's personality and litigation  
3 tactics. Adam, as he likes to remind everyone, is an attorney, and he imagines that  
4 he is smarter than everyone else, including the court. As he did during their entire  
5 marriage, Adam continues to try to bully Chalese.  
6

7 Adam, as an attorney, ***should know*** that Chalese ***cannot*** seek contempt at  
8 this point. Contempt, as the court is aware, and as Adam **should be aware**, must  
9 be based on a written order.<sup>1</sup>  
10

11 When Chalese filed her motion for sanctions, there was not a written order  
12 because Adam's motion to disqualify divested Judge Perry of her jurisdiction to  
13 enter any orders. Further, there is no written order now because Adam has refused  
14 to sign off on any order that states that the week-on / week-off visitation is to  
15 remain through the summer. In other words, Adam has prevented, and is  
16 preventing, the entry of the very order upon which contempt could be found, and  
17 at the same time, argues that Chalese should have filed a motion for an order to  
18 show cause.  
19

20 Additionally, to make it clear, the purpose of sanctions is not to find Adam  
21 in violation of a specific order, it is to discourage Adam's unreasonable behaviors,  
22 which have unnecessarily increased the fees and costs in this case.  
23

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24 <sup>1</sup> See *Div. of Child & Fam. Servs., Dep't of Hum. Res., State of Nevada v. Eighth Jud.*  
25 *Dist. Ct. ex rel. Cty. of Clark*, 120 Nev. 445, 452, 92 P.3d 1239, 1244 (2004) (stating "[a]n oral  
26 pronouncement of judgment is not valid for any purpose; therefore, only a written judgment has  
any effect . . .").

There are simple questions to that address whether sanctions are warranted:

1. Has Adam's insistence that the court intended the summer visitation schedule to only last until June 14, 2021, been reasonable?

2. Is Adam the sole reason why the trial date of June 14, 2021 was continued?

3. Has Adam used the delay he caused to gain an advantage in the case, to the detriment of the children's and Chalese's relationship?

4. Was Chalese reasonable in filing her motion regarding summer visitation?

5. Do Adam's behaviors warrant sanctions?

6. Would sanctions deter such future behavior?

Respectfully, the answers to these questions appear to be simple. Adam should be sanctioned.

### **Adam's Fifth Claim:**

Adam alleges that his prior threat of Rule 11 sanctions – note, his instant motion for sanctions is not the first threat for Rule 11 sanctions he has made – was based on an “extreme misrepresentation made by” Pecos Law Group. In support of this claim, he alleges that the stipulation at the outset of trial, regarding computer equipment and potential child pornography, was put on the record at the outset of trial because counsel agreed that the “record needed to be corrected.”

1 **Counsel's Response:**

2 Adam once again has a twisted view of reality. In late April 2021, on the  
3 eve of trial, Adam served an unfiled Rule 11 motion, complaining that counsel had  
4 misrepresented a fact in a filing from November 2019. In the filing, undersigned  
5 counsel's firm represented that it was not yet clear whether Adam's computer hard  
6 drives had been deemed clear of the alleged child pornography.<sup>2</sup> A few days prior  
7 to that, undersigned counsel's firm had received an email from the computer  
8 forensic company that after several months of analysis the hard drive scans were  
9 completed and had not revealed any reportable concerns.  
10

11  
12 Counsel who drafted and signed the filing, and counsel who received the  
13 email were not the same attorney, and it was unclear a year and a half later if the  
14 information was relayed effectively. In any case, the child pornography  
15 allegations were dropped very soon thereafter, and the issue was moot.  
16

17 Despite the child pornography having been a non-existent issue for a year  
18 and a half, Adam nevertheless threatened to file for Rule 11 sanctions just a  
19 couple of weeks before trial. Adam alleged that counsel had knowingly  
20 misrepresented the issue to the court a year and a half earlier, and that counsel  
21 should be sanctioned.  
22

23 Adam clearly served the unfiled Rule 11 motion as an attempt to gain  
24 leverage in the case and as a threat to counsel on the eve of trial. In any case,

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25 <sup>2</sup> These allegations were made by Chalese's prior counsel who had turned over Adam's  
26 computer equipment to a forensic analysis expert.

1 while counsel did not agree with Adam's claim that any wrongdoing had occurred,  
2 he decided it was not worth arguing the issue, and agreed to put on the record that  
3 there had been no real concern of child pornography since November 2019. It was  
4 something the court was aware of anyways – the child pornography issue was  
5 clearly not going to be argued at trial, and counsel had not argued it since  
6 November 2019.

7  
8 Then, on the first day of trial, as the court may recall, Adam tried to use the  
9 stipulation to prove that Chalese acted in bad faith by reporting the child  
10 pornography to Dr. Paglini in the spring of 2020, after the issue had long since  
11 been resolved. Adam pressed Dr. Paglini on this during his direct examination.  
12 Unfortunately for Adam, Dr. Paglini responded every time that it was he, not  
13 Chalese, who was interested in the issue, and that Chalese had only told him about  
14 it as part of the history of the case. As such, Adam's plan to make Chalese appear  
15 to have bad-mouthed him on a previously resolved issue failed in open court.  
16  
17

## 18 **II. OPPOSITION ARGUMENT**

19 As the above facts show, Adam's current motion for Rule 11 sanctions is  
20 just as unwarranted as the last one that he threatened in late April 2021. And his  
21 motivation is just as suspect.

22 Adam's "Reply to Opposition to Motion to Disqualify and Opposition for  
23 Countermotion for Fees and Sanctions," filed on June 2, 2021, contained material  
24 misrepresentations that could have impacted Judge Bell's decision on whether to  
25

1 grant his request to disqualify Judge Perry. Specifically, *Adam twice alleged* that  
2 he and Chalese had asked Judge Perry, at the end of the first trial day, to issue a 2-  
3 2-3 summer visitation schedule and that *this court had ignored the parties' joint*  
4 *timeshare request* and instead chose to “shove” its own week-on / week-off  
5 schedule down their throats. Adam argued that alleged rejection of what the  
6 parties wanted showed the court had pre-judged the case and that Judge Perry  
7 should be disqualified. That allegation was a complete lie.

9 In response to Adam’s lie to Judge Bell, on June 21, 2021, Mr. Fleeman  
10 emailed Adam and warned that he would serve a Rule 11 motion on Adam if he  
11 did not cure his misrepresentations. Adam, who has no trouble responding at all  
12 hours when it suits him, ignored the email.

14 On June 22, 2021, Mr. Fleeman served an unfiled Rule 11 motion for  
15 sanctions on Adam and gave him the required 21 days to correct the record.  
16 Again, Adam ignored the request to correct.

18 On June 23, 2021, with Adam still refusing to respond as to whether he  
19 would correct his misrepresentations, and with Judge Bell set to rule on Adam’s  
20 motion to disqualify the following day, Mr. Fleeman filed an ex parte motion for  
21 leave to file a sur-reply to correct the misrepresentation.

22 The ex parte motion was filed and served on Adam at 2:15 p.m. on June 23,  
23 2021. Thirty (30) minutes later, at 2:45 p.m., without ever responding to Mr.  
24 Fleeman, Adam filed his amended reply striking through the misstatements of  
25



1 fact. Then, just two minutes later, at 2:47 p.m., Adam sent Mr. Fleeman an email  
2 threatening the current Rule 11 motion, alleging that Mr. Fleeman has made  
3 misrepresentations to this court with regard to the summer timeshare.  
4

5 This timeline clearly demonstrates that Adam's instant Rule 11 motion was  
6 filed for an improper purpose and is nothing more than a "tit-for-tat" response  
7 because Adam was embarrassed that he had to correct his misrepresentations  
8 under threat of a *legitimate* Rule 11 motion. Adam has no basis for Rule 11  
9 sanctions, but he cannot bear to think that he could easily have been sanctioned for  
10 misrepresenting material facts to Judge Bell. This is just more frivolous, bad faith  
11 conduct by Adam.  
12

13 Therefore, counsel and Chalese respectfully request that the court deny the  
14 motion for sanctions, and they ask that Adam be sanctioned and ordered to pay  
15 fees for his frivolous motion for sanctions.  
16

### 17 **III. COUNTERMOTION FOR FEES AND SANCTIONS**

18 EDCR 7.60(b) states, in relevant part:

19 (b) *The court may, after notice and an opportunity to be*  
20 *heard, impose upon an attorney or a party any and all*  
21 *sanctions which may, under the facts of the case, be*  
22 *reasonable, including the imposition of fines, costs or*  
*attorney's fees when an attorney or a party without just*  
*cause:*

23 (1) *Presents to the court a motion or an opposition*  
24 *to a motion which is obviously frivolous, unnecessary or*  
25 *unwarranted.*

26 (2) Fails to prepare for a presentation.

1                   ***(3) So multiplies the proceedings in a case as to***  
2                   ***increase costs unreasonably and vexatiously.***

3                   (4) Fails or refuses to comply with these rules.

4                   (5) Fails or refuses to comply with any order of a  
5                   judge of the court.

6                   (Emphasis added).

7                   Chalese should be awarded 100% of her fees for having to defend against  
8                   Adam's motion for sanctions, and Adam should be sanctioned for his unwarranted  
9                   and obviously frivolous position that Mr. Fleeman should be sanctioned under  
10                  Rule 11. Adam, who is an attorney, has: (1) filed a frivolous motion to disqualify;  
11                  (2) used that motion to disqualify as a means to delay the trial in this case; (3)  
12                  used that delay to interfere with Chalese's and the children's relationship; (4)  
13                  argued, without any legal support, that Chalese should have sought contempt  
14                  against him if she believed her position; and (5) improperly threatened, and now  
15                  improperly filed, a motion for sanctions.

16                  Awards of attorney's fees are within the sound discretion of the district  
17                  court. *Fletcher v. Fletcher*, 89 Nev. 540, 516 P.2d 103 (1973); *Levy v. Levy*, 96  
18                  Nev. 902, 620 P.2d 860 (1980); *Hybarger v. Hybarger*, 103 Nev. 255, 737 P.2d  
19                  889 (1987).

20                  Where an attorney in a family law case requests fees, the Supreme Court  
21                  has held that the court must consider several factors in determining the reasonable  
22                  value of the services provided. Those factors, referred to as the *Brunzell* factors  
23                  are: (1) The Qualities of the Advocate: to include ability, training, education,  
24                  25                  26

1 experience, professional standing and skill; (2) The Character of the Work to be  
2 Done: to include difficulty, importance, time and skill required, the responsibility  
3 imposed and the prominence and character of the parties where they affect the  
4 importance of the litigation; (3) The Work Actually Performed by the Lawyer: to  
5 include the actual skill, time and attention given to the work; (4) The Result  
6 Obtained. *See Brunzell v. Golden Gate National Bank*, 85 Nev. 345, 455 P.2d 31  
7 (1969). The court should give equal weight to each of the *Brunzell* factors.

9 Further, the Nevada Supreme Court has held that fees and costs may include  
10 non-attorney staff time. *LVMPD v. Yeghiazarian*, 129 Nev. 760, 312 P.3d 503  
11 (2013).

12  
13 1. With regard to the *Qualities of the Advocate*:

14 a. **Jack W. Fleeman, Esq.:** Mr. Fleeman is well-  
15 qualified and a member in good standing with the State Bar  
16 of Nevada. He has been practicing law for more than 13  
17 years and primarily in the field of family law. Over this  
18 span of time, Mr. Fleeman has drafted thousands of papers  
19 and pleadings, has participated in hundreds of hearings, and  
20 has appeared as lead counsel in over 30 trials. In 2016, Mr.  
21 Fleeman became a Nevada certified family law specialist.  
22 He has briefed and argued several family law cases before  
23 the Nevada Supreme Court, including the recently  
24 published cases of *Nguyen v. Boynes*, 133 Nev. Adv. Op.  
25 32, 396 P.3d 774 (2017) and *Miller v. Miller*, 134 Nev.  
26 Adv. Op. 16 (Mar. 15, 2018). Mr. Fleeman was also one of  
only two private attorneys in Southern Nevada to be  
selected to serve on the Nevada Supreme Court Committee  
to Study Child Custody reform, and he was recently  
appointed to replace Judge Dawn Throne as a member of  
the Nevada Standing Committee on Child Support.

1                   **b. Alicia S. Exley, Esq.:** Ms. Exley is well-qualified  
2                   and a member in good standing of the State Bar of Nevada.  
3                   Ms. Exley worked for a family law attorney for four years  
4                   prior to graduating from law school, passing the Bar Exam,  
5                   and being admitted as a Nevada attorney. Ms. Exley has  
6                   been practicing primarily in the field of family law for the  
7                   last three years. She serves on the Community Service  
8                   Committee of the Clark County Bar Association, earning  
9                   her Committee Circle of Support Awards for 2018 and  
10                  2019. She was also named a “Best Up & Coming Attorney”  
11                  by Nevada Business Magazine in 2018. Ms. Exley has  
12                  spoken about QDROs as part of the Downtown Cultural  
13                  Series and had an article on economic abuse in divorce  
14                  litigation published in the *Nevada Lawyer* in 2019.

15                  **c. Angela Romero:** Ms. Romero has been working  
16                  in the private sector as a family law paralegal since 2002,  
17                  and currently holds a Bachelor of Science in Business  
18                  Administration. Ms. Romero joined Pecos Law Group in  
19                  2017, and with more than 18 years of family law  
20                  experience, she contributed knowledgeable and competent  
21                  service on this case.

22                  2.       With regard to the *Character of the Work to Be Done*: The work  
23                  done on this opposition and counter-motion is essential to Chalese. Adam is  
24                  seeking sanctions for no legitimate purpose. Adam’s motion is a prime example  
25                  of bad faith conduct.

26                  3.       With regard to the *Work Actually Performed by the Attorney*: A  
                    considerable amount of time was required for this opposition to Adam’s motion  
                    for sanctions.

                    4.       With regard to the *Results Obtained*: The results are unknown at this  
                    time, but Chalese should prevail.

1 Counsel will submit applicable billings for the Court's assessment of its  
2 attorney's fees award as the Court directs.

3 Finally, counsel believes that a significant sanction or fine against Adam is  
4 warranted, and necessary to hopefully deter him from continued frivolous conduct.  
5 Counsel respectfully requests a \$5,000 sanction against Adam. This in addition to  
6 the \$5,000 request pending with regard to Adam's misconduct related to the  
7 summer timeshare. Adam simply will not stop his misbehaviors and vexatious  
8 litigation absent the issuance of such sanctions.  
9

10 DATED this 26th day of June, 2021.

11  
12 PECOS LAW GROUP

13  
14 /s/ Jack W. Fleeman  
15 **Jack W. Fleeman, Esq.**  
16 Nevada Bar No. 010584  
17 **Alicia S. Exley, Esq.**  
18 Nevada Bar No. 014192  
19 PECOS LAW GROUP  
20 8925 South Pecos Road, Suite 14A  
Henderson, Nevada 89074  
Tel: (702) 388-1851  
Fax: (702) 388-7406  
[Jack@PecosLawGroup.com](mailto:Jack@PecosLawGroup.com)  
Attorney for Defendant

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2. The facts related to the *Brunzell* factors, set forth in the counter-motion above, are true.

DATED this 26<sup>th</sup> day of June, 2021.

/s/ Jack W. Fleeman  
JACK W. FLEEMAN, ESQ.

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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I hereby certify that Defendant's "OPPOSITION TO MOTION FOR SANCTIONS AND COUNTERMOTION FOR ATTORNEY'S FEES AND SANCTIONS" in the above-captioned case was served this date as follows:

- ☒ pursuant to NEFCR 9, by mandatory electronic service through the Eighth Judicial District Court's electronic filing system;
- ☐ by placing the same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;
- ☐ pursuant to EDCR 7.26 to be sent via **facsimile**, by duly executed consent for service by electronic means;
- ☐ by hand-delivery with signed Receipt of Copy.

To individual(s) listed below at the address:

Adam M. Solinger	attorneyadamsolinger@gmail.com
Vince Mayo, Esq.	vmgroup@theabramslawfirm.com
admin email	email@pecoslawgroup.com
Alicia Exley	alicia@pecoslawgroup.com
Jack Fleeman	jack@pecoslawgroup.com
Angela Romero	angela@pecoslawgroup.com

DATED this 27<sup>th</sup> day of June 2021.

/s/ Angela Romero  
**Angela Romero**  
An employee of PECOS LAW GROUP

MOFI

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

Adam Michael Solinger  
\_\_\_\_\_  
Plaintiff/Petitioner  
  
V. Chalese Marie Solinger  
\_\_\_\_\_  
Defendant/Respondent

Case No. D-19-582245-D  
\_\_\_\_\_  
Dept. P  
\_\_\_\_\_

**MOTION/OPPOSITION  
FEE INFORMATION SHEET**

**Notice:** Motions and Oppositions filed after entry of a final order issued pursuant to NRS 125, 125B or 125C are subject to the reopen filing fee of \$25, unless specifically excluded by NRS 19.0312. Additionally, Motions and Oppositions filed in cases initiated by joint petition may be subject to an additional filing fee of \$129 or \$57 in accordance with Senate Bill 388 of the 2015 Legislative Session.

**Step 1.** Select either the \$25 or \$0 filing fee in the box below.

<input type="checkbox"/> <b>\$25</b>	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-	
<input checked="" type="checkbox"/> <b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:
<input checked="" type="checkbox"/>	The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.
<input type="checkbox"/>	The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.
<input type="checkbox"/>	The Motion/Opposition is for reconsideration or for a new trial, and is being filed within 10 days after a final judgment or decree was entered. The final order was entered on _____.
<input type="checkbox"/>	Other Excluded Motion (must specify) _____.

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

<input checked="" type="checkbox"/> <b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:
<input checked="" type="checkbox"/>	The Motion/Opposition is being filed in a case that was not initiated by joint petition.
<input type="checkbox"/>	The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.
-OR-	
<input type="checkbox"/> <b>\$129</b>	The Motion being filed with this form is subject to the \$129 fee because it is a motion to modify, adjust or enforce a final order.
-OR-	
<input type="checkbox"/> <b>\$57</b>	The Motion/Opposition being filing with this form is subject to the \$57 fee because it is an opposition to a motion to modify, adjust or enforce a final order, or it is a motion and the opposing party has already paid a fee of \$129.

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

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

Party filing Motion/Opposition: Defendant Date 06/27/2021

Signature of Party or Preparer /s/ Angela Romero

003207



*Heather S. Fleeman*  
CLERK OF THE COURT

1 **OST**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 PECOS LAW GROUP

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 Attorneys for Defendant

14 **DISTRICT COURT**  
15 **FAMILY DIVISION**  
16 **CLARK COUNTY, NEVADA**

17 **Adam Michael Solinger,**

18 Plaintiff,

19 vs.

20 **Chalese Marie Solinger,**

21 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

22 **ORDER SHORTENING TIME**  
23 **ON HEARING FOR DEFENDANT'S EMERGENCY MOTION REGARDING**  
24 **SUMMER CUSTODIAL TIMESHARE**

25 Upon application of counsel for the Defendant, Jack W. Fleeman, Esq. and  
26 Alicia S. Exley, Esq., of PECOS LAW GROUP, and good cause appearing therefore:  
27  
28

**IT IS HEREBY ORDERED** that the time for hearing on Defendant's *Emergency Motion Regarding Summer Custodial Timeshare* is hereby shortened and shall be heard on the JULY 8, 2021 at 11:00 am via BlueJeans video conference, ~~on the \_\_\_\_ day of \_\_\_\_\_, 2021 at the hour of \_\_\_\_ .m~~ by the Honorable Mary Perry, in Dept. P (Courtroom 23), of the Family Courts and Services Center, located at 601 N. Pecos Rd., Las Vegas, NV 89101

**Dated this 28th day of June, 2021**

MB

Respectfully Submitted by:  
PECOS LAW GROUP

**A9A 49B A728 D25D**  
**Mary Perry**  
**District Court Judge**

---

/s/ *Jack W. Fleeman*

**Jack W. Fleeman, Esq.**  
Nevada Bar No. 010584

**Alicia S. Exley, Esq.**  
Nevada Bar No. 14192  
8925 S. Pecos Road, Suite 14A  
Henderson, NV 89074  
*Attorneys for Defendant*

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Adam Michael Solinger, Plaintiff CASE NO: D-19-582245-D  
7 vs. DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 6/28/2021

15 Vincent Mayo	VMGroup@TheAbramsLawFirm.com
16 Jack Fleeman	jack@pecoslawgroup.com
17 Angela Romero	angela@pecoslawgroup.com
18 admin email	email@pecoslawgroup.com
19 Allan Brown	allan@pecoslawgroup.com
20 Alicia Exley	alicia@pecoslawgroup.com
21 Adam Solinger	adam@702defense.com
22 Louis Schneider	lcsllawllc@gmail.com
23 Adam Solinger	attorneyadamsolinger@gmail.com

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1 **NEOJ**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Telephone: (702) 388-1851

10 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

11 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

12 Attorneys for Defendant

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

13 **Adam Michael Solinger,**

14 Plaintiff,

15 vs.

16 **Chalese Marie Solinger,**

17 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**NOTICE OF ENTRY OF ORDER**

18 **TO: Adam Michael Solinger, Plaintiff in Proper Person.**

19 **YOU WILL PLEASE TAKE NOTICE** that the “**Order Shortening**  
20 **Time on Hearing for Defendant’s Emergency Motion Regarding Summer**  
21 **Custodial Timeshare**” was entered in the above-captioned case on the **28<sup>th</sup>** day of  
22 **June 2021**, by filing with the clerk. A true and correct copy of said Order is  
23 attached hereto and made a part hereof.

24 **DATED** this 28<sup>th</sup> day of June 2021.

25 /s/ Jack W. Fleeman, Esq.

26 **Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

8925 South Pecos Road, Suite 14A

Henderson, Nevada 89074

Attorney for Defendant

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**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I hereby certify that the “**Notice of Entry of Order**” in the above-captioned case was served this date as follows:

- ☒ pursuant to NEFCR 9, by mandatory electronic service through the Eighth Judicial District Court’s electronic filing system;
- ☐ by placing the same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;
- ☐ pursuant to EDCR 7.26 to be sent via **facsimile**, by duly executed consent for service by electronic means;
- ☐ by hand-delivery with signed Receipt of Copy.

To individual(s) listed below at the address:

Adam M. Solinger	attorneyadamsolinger@gmail.com
Vince Mayo, Esq.	vmgroup@theabramslawfirm.com
admin email	email@pecoslawgroup.com
Alicia Exley	alicia@pecoslawgroup.com
Jack Fleeman	jack@pecoslawgroup.com
Angela Romero	angela@pecoslawgroup.com

**DATED** this 28<sup>th</sup> day of June 2021

/s/ Angela Romero  
An employee of PECOS LAW GROUP

1 **OST**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 PECOS LAW GROUP

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 Attorneys for Defendant

14 **DISTRICT COURT**  
15 **FAMILY DIVISION**  
16 **CLARK COUNTY, NEVADA**

17 **Adam Michael Solinger,**

18 Plaintiff,

19 vs.

20 **Chalese Marie Solinger,**

21 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

22 **ORDER SHORTENING TIME**  
23 **ON HEARING FOR DEFENDANT'S EMERGENCY MOTION REGARDING**  
24 **SUMMER CUSTODIAL TIMESHARE**

25 Upon application of counsel for the Defendant, Jack W. Fleeman, Esq. and  
26 Alicia S. Exley, Esq., of PECOS LAW GROUP, and good cause appearing therefore:  
27  
28



1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Adam Michael Solinger, Plaintiff CASE NO: D-19-582245-D  
7 vs. DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

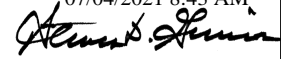
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21 Adam Solinger	adam@702defense.com
22 Louis Schneider	lcsllawllc@gmail.com
23 Adam Solinger	attorneyadamsolinger@gmail.com

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28



  
CLERK OF THE COURT

**ORDR**

**Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

**Alicia S. Exley, Esq.**

Nevada Bar No. 14192

PECOS LAW GROUP

8925 South Pecos Road, Suite 14A

Henderson, Nevada 89074

Tel: (702) 388-1851

Fax: (702) 388-7406

[Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

[Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

Attorneys for Defendant

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

**Adam Michael Solinger,**

Plaintiff,

vs.

**Chalese Marie Solinger,**

Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

Date of Hearing: **April 30, 2021**

Time of Hearing: **9:00 a.m.**

**ORDER FROM APRIL 30, 2021 HEARING**

THIS MATTER came on for hearing before this Court on the 30<sup>th</sup> day of April, 2021 on for Defendant's *Emergency Motion to Allow Witness to Appear Virtually*, Plaintiff's Opposition thereto, Plaintiff's *Motion in Limine to Recognize Dr. Paglini as Neutral Expert*, and Defendant's Opposition thereto; and Plaintiff, **Adam Michael Solinger** ("Adam"), present via BlueJeans in Proper Person; and Defendant, **Chalese Marie Solinger** ("Chalese"), not present, represented by and

1 through her attorneys, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.**, of  
2 PECOS LAW GROUP; and the Court being fully advised in the premises and good  
3 cause appearing, makes the following findings and orders:

4                   NOTED  
5           THE COURT ~~FINDS~~ that the parties may call Dr. Paglini as a witness but  
6           Dr. Paglini is the parties witness and not the Courts.  
7           ~~that the Court does not intend to call Dr. Paglini independently as a witness.~~

8           THEREFORE:

9           IT IS HEREBY ORDERED that Dr. Paglini and Chalese's rebuttal expert  
10           are allowed to appear via BlueJeans.

11           IT IS FURTHER ORDERED that pre-trial memoranda and exhibits are due  
12           by May 3, 2021.

13           IT IS FURTHER ORDERED that Adam has the right to bring a second  
14           chair attorney to the trial and does not need to provide the name to opposing  
15           counsel.

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1 IT IS FURTHER ORDERED that counsel shall provide hard copies of the  
2 expert witness reports for the trial.  
3

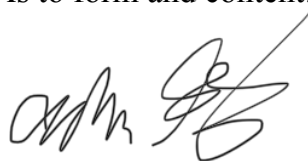
4 Dated this 4th day of July, 2021

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8 **A2B 5FF 08A7 D81F**  
9 **Mary Perry**  
10 **District Court Judge**

11 Submitted by:  
12 PECOS LAW GROUP

As to form and content:

13   
14

13 /s/ Jack W. Fleeman

14 **Jack W. Fleeman, Esq.**  
Nevada Bar No. 010584  
15 **Alicia S. Exley, Esq.**  
Nevada Bar No. 014192  
16 8925 South Pecos Road, Suite 14A  
17 Henderson, Nevada 89074  
(702) 388-1851  
18 *Attorneys for Defendant*  
19  
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**Adam M. Solinger**  
7290 Sea Anchor Ct.  
Las Vegas, Nevada 89131  
(702) 222-4021  
attorneyadamsolinger@gmail.com  
*Plaintiff in Proper Person*

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Adam Michael Solinger, Plaintiff | CASE NO: D-19-582245-D  
7 vs. | DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 7/4/2021

15 Vincent Mayo	VMGroup@TheAbramsLawFirm.com
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17 Angela Romero	angela@pecoslawgroup.com
18 admin email	email@pecoslawgroup.com
19 Allan Brown	allan@pecoslawgroup.com
20 Alicia Exley	alicia@pecoslawgroup.com
21 Adam Solinger	adam@702defense.com
22 Louis Schneider	lcsllawllc@gmail.com
23 Adam Solinger	attorneyadamsolinger@gmail.com

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27  
28

1 **ORDR**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 Attorneys for Defendant

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

14 **Adam Michael Solinger,**

15 Plaintiff,

16 vs.

17 **Chalese Marie Solinger,**

18 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**ORDER RE: TEMPORARY ORDERS FOR SUMMER 2021**

19 THIS MATTER came on for the first day of trial on May 10, 2021; Plaintiff  
20 **Adam Michael Solinger** ("Adam") was present and represented by his unbundled  
21 co-counsel, **Vince Mayo, Esq.** of THE ABRAMS & MAYO LAW FIRM; Defendant,  
22 **Chalese Marie Solinger** ("Chalese") was present and represented by and through  
23 her attorneys, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.** of PECOS LAW  
24 GROUP; the Court being fully advised in the premises and good cause appearing,  
25  
26

1 makes the following findings and orders:.

2 THE COURT NOTES that looking at the record, and having heard Dr.  
3 Paglini's testimony, it does not see any reason why the custody schedule should  
4 not be changed for summer. [Video Transcript ("VT") at 4:45:27]; during the  
5 summer months, when school is out, there is no reason that it should not ~~been~~  
6 week-on / week-off with exchanges at the courthouse on Sundays. [VT 4:46:14].

7  
8 THE COURT NOTES that one of the big issues it has with the school year  
9 timeshare is that Adam is not the one who moved away from where the children  
10 were living, although the court is waiting to hear an explanation as to why that  
11 happened. [VT 4:45:50].

12 THE COURT ORDERS both parties to be drug tested at ATI, with the  
13 order filed in open court.

14 THE COURT FURTHER ORDERS that on a temporary basis, the custodial  
15 timeshare will be week-on / week-off with Adam getting the first week, [VT  
16 4:49:07] exchanges will be Sundays at 5:00 p.m., beginning the first Sunday that  
17 school is out. [VT 4:51:22].

18  
19 APPLICABLE STATUTORY PROVISIONS

20 IT IS FURTHER ORDERED that the following statutory notices relating to  
21 the custody of a minor child are applicable to the parties:

22 A. Pursuant to NRS 125C.006, the parties are hereby placed on notice  
23 of the following:  
24

25 1. If primary physical custody has been established  
26 pursuant to an order, judgment or decree of a court and the custodial  
parent intends to relocate his or her residence to a place outside of this

1 State or to a place within this State that is at such a distance that  
2 would substantially impair the ability of the other parent to maintain a  
3 meaningful relationship with the child, and the custodial parent  
desires to take the child with him or her, the custodial parent shall,  
before relocating:

4 (a) Attempt to obtain the written consent of the  
noncustodial parent to relocate with the child; and

5 (b) If the noncustodial parent refuses to give that  
6 consent, petition the court for permission to relocate with the  
child.

7 2. The court may award reasonable attorney's fees and costs to  
8 the custodial parent if the court finds that the noncustodial parent  
refused to consent to the custodial parent's relocation with the child:

9 (a) Without having reasonable grounds for such  
refusal; or

10 (b) For the purpose of harassing the custodial parent.

11 3. A parent who relocates with a child pursuant to this section  
12 without the written consent of the noncustodial parent or the  
permission of the court is subject to the provisions of NRS 200.359.

13 **B.** Pursuant to NRS 125C.0065, the parties are hereby placed on notice  
14 of the following:

15 1. If joint physical custody has been established pursuant  
16 to an order, judgment or decree of a court and one parent intends to  
17 relocate his or her residence to a place outside of this State or to a  
18 place within this State that is at such a distance that would  
substantially impair the ability of the other parent to maintain a  
19 meaningful relationship with the child, and the relocating parent  
desires to take the child with him or her, the relocating parent shall,  
before relocating:

20 (a) Attempt to obtain the written consent of the  
non-relocating parent to relocate with the child; and

21 (b) If the non-relocating parent refuses to give that  
22 consent, petition the court for primary physical custody for the  
purpose of relocating.

23 2. The court may award reasonable attorney's fees and  
24 costs to the relocating parent if the court finds that the non-relocating  
25 parent refused to consent to the relocating parent's relocation with the  
child:  
26

1 (a) Without having reasonable grounds for such  
2 refusal; or

3 (b) For the purpose of harassing the relocating  
parent.

4 3. A parent who relocates with a child pursuant to this  
5 section before the court enters an order granting the parent primary  
6 physical custody of the child and permission to relocate with the  
child is subject to the provisions of NRS 200.359.

7 C. Pursuant to NRS 125C.0045(6), the parties are hereby placed on  
8 notice of the following:

9 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION,  
10 CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION  
11 OF THIS ORDER IS PUNISHABLE AS A CATEGORY D  
12 FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
13 that every person having a limited right of custody to a child or any  
14 parent having no right of custody to the child who willfully detains,  
15 conceals or removes the child from a parent, guardian or other person  
16 having lawful custody or a right of visitation of the child in violation  
of an order of this court, or removes the child from the jurisdiction of  
the court without the consent of either the court or all persons who  
have the right to custody or visitation is subject to being punished for  
a category D felony as provided in NRS 193.130.

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1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Adam Michael Solinger, Plaintiff CASE NO: D-19-582245-D  
7 vs. DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

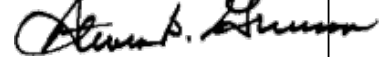
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18 admin email	email@pecoslawgroup.com
19 Allan Brown	allan@pecoslawgroup.com
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21 Adam Solinger	adam@702defense.com
22 Louis Schneider	lcsllawllc@gmail.com
23 Adam Solinger	attorneyadamsolinger@gmail.com

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1 **NEOJ**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Telephone: (702) 388-1851

10 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

11 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

12 Attorneys for Defendant

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

13 **Adam Michael Solinger,**

14 Plaintiff,

15 vs.

16 **Chalese Marie Solinger,**

17 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**NOTICE OF ENTRY OF ORDER**

18 TO: **Adam Michael Solinger**, Plaintiff in Proper Person.

19 **YOU WILL PLEASE TAKE NOTICE** that the “**Order From April 30,**  
20 **2021 Hearing**” was entered in the above-captioned case on the **4<sup>th</sup>** day of **July**  
21 **2021**, by filing with the clerk. A true and correct copy of said Order is attached  
22 hereto and made a part hereof.

23 **DATED** this 6<sup>th</sup> day of July 2021.

24 /s/ Jack W. Fleeman, Esq.

25 **Jack W. Fleeman, Esq.**

26 Nevada Bar No. 10584

8925 South Pecos Road, Suite 14A

Henderson, Nevada 89074

Attorney for Defendant

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Pursuant to NRCP 5(b), I hereby certify that the “**Notice of Entry of**

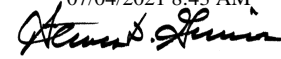
- ☒ pursuant to NEFCR 9, by mandatory electronic service through the Eighth Judicial District Court's electronic filing system;
- ☐ by placing the same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;
- ☐ pursuant to EDCR 7.26 to be sent via **facsimile**, by duly executed consent for service by electronic means;
- ☐ by hand-delivery with signed Receipt of Copy.

To individual(s) listed below at the address:

Adam M. Solinger	attorneyadamsolinger@gmail.com
Vince Mayo, Esq.	vmgroup@theabramslawfirm.com
admin email	email@pecoslawgroup.com
Alicia Exley	alicia@pecoslawgroup.com
Jack Fleeman	jack@pecoslawgroup.com
Angela Romero	angela@pecoslawgroup.com

**DATED** this 6<sup>th</sup> day of July 2021

/s/ Angela Romero  
An employee of PECOS LAW GROUP

  
CLERK OF THE COURT

**ORDR**

**Jack W. Fleeman, Esq.**

Nevada Bar No. 10584

**Alicia S. Exley, Esq.**

Nevada Bar No. 14192

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[Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

Attorneys for Defendant

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

**Adam Michael Solinger,**

Plaintiff,

vs.

**Chalese Marie Solinger,**

Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

Date of Hearing: **April 30, 2021**

Time of Hearing: **9:00 a.m.**

**ORDER FROM APRIL 30, 2021 HEARING**

THIS MATTER came on for hearing before this Court on the 30<sup>th</sup> day of April, 2021 on for Defendant's *Emergency Motion to Allow Witness to Appear Virtually*, Plaintiff's Opposition thereto, Plaintiff's *Motion in Limine to Recognize Dr. Paglini as Neutral Expert*, and Defendant's Opposition thereto; and Plaintiff, **Adam Michael Solinger** ("Adam"), present via BlueJeans in Proper Person; and Defendant, **Chalese Marie Solinger** ("Chalese"), not present, represented by and

1 through her attorneys, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.**, of  
2 PECOS LAW GROUP; and the Court being fully advised in the premises and good  
3 cause appearing, makes the following findings and orders:

4                   NOTED  
5           THE COURT ~~FINDS~~ that the parties may call Dr. Paglini as a witness but  
6           Dr. Paglini is the parties witness and not the Courts.  
7           ~~that the Court does not intend to call Dr. Paglini independently as a witness.~~

8           THEREFORE:

9           IT IS HEREBY ORDERED that Dr. Paglini and Chalese's rebuttal expert  
10           are allowed to appear via BlueJeans.

11           IT IS FURTHER ORDERED that pre-trial memoranda and exhibits are due  
12           by May 3, 2021.

13           IT IS FURTHER ORDERED that Adam has the right to bring a second  
14           chair attorney to the trial and does not need to provide the name to opposing  
15           counsel.

16           ...

17           ...

18           ...

19           ...

20           ...

21           ...

22           ...

23           ...

24           ...

25           ...

26           ...

1 IT IS FURTHER ORDERED that counsel shall provide hard copies of the  
2 expert witness reports for the trial.  
3

4 Dated this 4th day of July, 2021

5   
6  
7

8 **A2B 5FF 08A7 D81F**  
9 **Mary Perry**  
10 **District Court Judge**

11 Submitted by:  
12 PECOS LAW GROUP

As to form and content:

13 /s/ Jack W. Fleeman

  
\_\_\_\_\_

14 **Jack W. Fleeman, Esq.**  
Nevada Bar No. 010584  
15 **Alicia S. Exley, Esq.**  
Nevada Bar No. 014192  
16 8925 South Pecos Road, Suite 14A  
17 Henderson, Nevada 89074  
(702) 388-1851  
18 *Attorneys for Defendant*

**Adam M. Solinger**  
7290 Sea Anchor Ct.  
Las Vegas, Nevada 89131  
(702) 222-4021  
attorneyadamsolinger@gmail.com  
*Plaintiff in Proper Person*

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Adam Michael Solinger, Plaintiff CASE NO: D-19-582245-D  
7 vs. DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

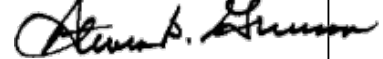
12 This automated certificate of service was generated by the Eighth Judicial District  
13 Court. The foregoing Order was served via the court's electronic eFile system to all  
recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 7/4/2021

15 Vincent Mayo	VMGroup@TheAbramsLawFirm.com
16 Jack Fleeman	jack@pecoslawgroup.com
17 Angela Romero	angela@pecoslawgroup.com
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23 Adam Solinger	attorneyadamsolinger@gmail.com

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1 **NEOJ**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

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10 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

11 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

12 Attorneys for Defendant

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

13 **Adam Michael Solinger,**

14 Plaintiff,

15 vs.

16 **Chalese Marie Solinger,**

17 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**NOTICE OF ENTRY OF ORDER**

18 **TO: Adam Michael Solinger, Plaintiff in Proper Person.**

19 **YOU WILL PLEASE TAKE NOTICE** that the “**Order Re: Temporary**  
20 **Orders for Summer 2021**” was entered in the above-captioned case on the **4<sup>th</sup>**  
21 day of **July 2021**, by filing with the clerk. A true and correct copy of said Order is  
22 attached hereto and made a part hereof.

23 **DATED** this 6<sup>th</sup> day of July 2021.

24 /s/ Jack W. Fleeman, Esq.

25 **Jack W. Fleeman, Esq.**

26 Nevada Bar No. 10584

8925 South Pecos Road, Suite 14A

Henderson, Nevada 89074

Attorney for Defendant

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I hereby certify that the “**Notice of Entry of**  
3 **Order**” in the above-captioned case was served this date as follows:

- 4
- 5 ☒ pursuant to NEFCR 9, by mandatory electronic service through the  
Eighth Judicial District Court’s electronic filing system;
- 6
- 7 ☐ by placing the same to be deposited for mailing in the United  
States Mail, in a sealed envelope upon which first class postage was  
8 prepaid in Las Vegas, Nevada;
- 9 ☐ pursuant to EDCR 7.26 to be sent via **facsimile**, by duly executed  
consent for service by electronic means;
- 10
- 11 ☐ by hand-delivery with signed Receipt of Copy.

12 To individual(s) listed below at the address:

13 Adam M. Solinger	attorneyadamsolinger@gmail.com
14 Vince Mayo, Esq.	vmgroup@theabramslawfirm.com
15 admin email	email@pecoslawgroup.com
16 Alicia Exley	alicia@pecoslawgroup.com
17 Jack Fleeman	jack@pecoslawgroup.com
18 Angela Romero	angela@pecoslawgroup.com

19

20

21 **DATED** this 6<sup>th</sup> day of July 2021

22

23 /s/ Angela Romero  
An employee of PECOS LAW GROUP

24

25

26

1 **ORDR**

2 **Jack W. Fleeman, Esq.**

3 Nevada Bar No. 10584

4 **Alicia S. Exley, Esq.**

5 Nevada Bar No. 14192

6 **PECOS LAW GROUP**

7 8925 South Pecos Road, Suite 14A

8 Henderson, Nevada 89074

9 Tel: (702) 388-1851

10 Fax: (702) 388-7406

11 [Jack@pecoslawgroup.com](mailto:Jack@pecoslawgroup.com)

12 [Alicia@pecoslawgroup.com](mailto:Alicia@pecoslawgroup.com)

13 Attorneys for Defendant

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

14 **Adam Michael Solinger,**

15 Plaintiff,

16 vs.

17 **Chalese Marie Solinger,**

18 Defendant.

Case No. **D-19-582245-D**

Dept No. **P**

**ORDER RE: TEMPORARY ORDERS FOR SUMMER 2021**

19 THIS MATTER came on for the first day of trial on May 10, 2021; Plaintiff  
20 **Adam Michael Solinger** ("Adam") was present and represented by his unbundled  
21 co-counsel, **Vince Mayo, Esq.** of THE ABRAMS & MAYO LAW FIRM; Defendant,  
22 **Chalese Marie Solinger** ("Chalese") was present and represented by and through  
23 her attorneys, **Jack W. Fleeman, Esq.** and **Alicia S. Exley, Esq.** of PECOS LAW  
24 GROUP; the Court being fully advised in the premises and good cause appearing,  
25  
26

1 makes the following findings and orders:.

2 THE COURT NOTES that looking at the record, and having heard Dr.  
3 Paglini's testimony, it does not see any reason why the custody schedule should  
4 not be changed for summer. [Video Transcript ("VT") at 4:45:27]; during the  
5 summer months, when school is out, there is no reason that it should not ~~been~~  
6 week-on / week-off with exchanges at the courthouse on Sundays. [VT 4:46:14].

7  
8 THE COURT NOTES that one of the big issues it has with the school year  
9 timeshare is that Adam is not the one who moved away from where the children  
10 were living, although the court is waiting to hear an explanation as to why that  
11 happened. [VT 4:45:50].

12 THE COURT ORDERS both parties to be drug tested at ATI, with the  
13 order filed in open court.

14 THE COURT FURTHER ORDERS that on a temporary basis, the custodial  
15 timeshare will be week-on / week-off with Adam getting the first week, [VT  
16 4:49:07] exchanges will be Sundays at 5:00 p.m., beginning the first Sunday that  
17 school is out. [VT 4:51:22].

18  
19 APPLICABLE STATUTORY PROVISIONS

20 IT IS FURTHER ORDERED that the following statutory notices relating to  
21 the custody of a minor child are applicable to the parties:

22 A. Pursuant to NRS 125C.006, the parties are hereby placed on notice  
23 of the following:  
24

25 1. If primary physical custody has been established  
26 pursuant to an order, judgment or decree of a court and the custodial  
parent intends to relocate his or her residence to a place outside of this

1 State or to a place within this State that is at such a distance that  
2 would substantially impair the ability of the other parent to maintain a  
3 meaningful relationship with the child, and the custodial parent  
desires to take the child with him or her, the custodial parent shall,  
before relocating:

4 (a) Attempt to obtain the written consent of the  
noncustodial parent to relocate with the child; and

5 (b) If the noncustodial parent refuses to give that  
6 consent, petition the court for permission to relocate with the  
child.

7 2. The court may award reasonable attorney's fees and costs to  
8 the custodial parent if the court finds that the noncustodial parent  
refused to consent to the custodial parent's relocation with the child:

9 (a) Without having reasonable grounds for such  
refusal; or

10 (b) For the purpose of harassing the custodial parent.

11 3. A parent who relocates with a child pursuant to this section  
12 without the written consent of the noncustodial parent or the  
permission of the court is subject to the provisions of NRS 200.359.

13 **B.** Pursuant to NRS 125C.0065, the parties are hereby placed on notice  
14 of the following:

15 1. If joint physical custody has been established pursuant  
16 to an order, judgment or decree of a court and one parent intends to  
17 relocate his or her residence to a place outside of this State or to a  
18 place within this State that is at such a distance that would  
substantially impair the ability of the other parent to maintain a  
19 meaningful relationship with the child, and the relocating parent  
desires to take the child with him or her, the relocating parent shall,  
before relocating:

20 (a) Attempt to obtain the written consent of the  
non-relocating parent to relocate with the child; and

21 (b) If the non-relocating parent refuses to give that  
22 consent, petition the court for primary physical custody for the  
purpose of relocating.

23 2. The court may award reasonable attorney's fees and  
24 costs to the relocating parent if the court finds that the non-relocating  
25 parent refused to consent to the relocating parent's relocation with the  
child:  
26

1 (a) Without having reasonable grounds for such  
2 refusal; or

3 (b) For the purpose of harassing the relocating  
parent.

4 3. A parent who relocates with a child pursuant to this  
5 section before the court enters an order granting the parent primary  
6 physical custody of the child and permission to relocate with the  
child is subject to the provisions of NRS 200.359.

7 C. Pursuant to NRS 125C.0045(6), the parties are hereby placed on  
8 notice of the following:

9 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION,  
10 CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION  
11 OF THIS ORDER IS PUNISHABLE AS A CATEGORY D  
12 FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
13 that every person having a limited right of custody to a child or any  
14 parent having no right of custody to the child who willfully detains,  
15 conceals or removes the child from a parent, guardian or other person  
16 having lawful custody or a right of visitation of the child in violation  
of an order of this court, or removes the child from the jurisdiction of  
the court without the consent of either the court or all persons who  
have the right to custody or visitation is subject to being punished for  
a category D felony as provided in NRS 193.130.

17 . . .

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1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Adam Michael Solinger, Plaintiff | CASE NO: D-19-582245-D  
7 vs. | DEPT. NO. Department P  
8 Chalese Marie Solinger,  
9 Defendant.

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 7/4/2021

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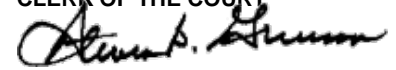
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**FDF**

Adam M. Solinger  
 7290 Sea Anchor Ct  
 Las Vegas, Nevada 89131  
 Phone: (775) &20-9065  
 Email: attorneyadamsolinger@gmail.com  
 Plaintiff

Electronically Filed  
 7/8/2021 9:56 PM  
 Steven D. Grierson  
 CLERK OF THE COURT



Eighth Judicial District Court  
 Family Division  
 Clark County, Nevada

ADAM MICHAEL SOLINGER,  Plaintiff,  vs.  CHALESE MARIE SOLINGER,  Defendant.	Case No.: D-19-582245-D  Department: P
--	--

**GENERAL FINANCIAL DISCLOSURE FORM**

**A. Personal Information:**

1. What is your full name? (*first, middle, last*) ADAM MICHAEL SOLINGER
2. How old are you? 33
3. What is your date of birth? 07/01/1988
4. What is your highest level of education? Law School

**B. Employment Information:**

1. Are you currently employed/ self-employed? (☒ check one)
  - ☐ No
  - ☒ Yes If yes, complete the table below. Attached an additional page if needed.

Date of Hire	Employer Name	Job Title	Work Schedule (days)	Work Schedule (shift times)
March 2020	Confidential	Attorney	Flexible	Flexible

2. Are you disabled? (☒ check one)
  - ☒ No
  - ☐ Yes If yes, what is your level of disability? \_\_\_\_\_  
 What agency certified you disabled? \_\_\_\_\_  
 What is the nature of your disability? \_\_\_\_\_

**C. Prior Employment:** If you are unemployed or have been working at your current job for less than 2 years, complete the following information.

Prior Employer: Las Vegas Defense Group Date of Hire: June 2015 Date of Termination: March 15, 2020  
 Reason for Leaving: Took a new position with better benefits and less demanding hours

## Monthly Personal Income Schedule

### A. Year-to-date Income.

As of the pay period ending June 13, 2021, my gross year to date pay is \$41,906.88.

### B. Determine your Gross Monthly Income.

Hourly Wage

	×		=		×	52 Weeks	=		÷	12 Months	=	
Hourly Wage		Number of hours worked per week		Weekly Income				Annual Income				Gross Monthly Income

Annual Salary

	÷	12 Months	=	
Annual Income				Gross Monthly Income

### C. Other Sources of Income.

Source of Income	Frequency	Amount	12 Month Average
Annuity or Trust Income			
Bonuses			
Car, Housing, or Other allowance:			
Commissions or Tips:			
Net Rental Income:			
Overtime Pay			
Pension/Retirement:			
Social Security Income (SSI):			
Social Security Disability (SSD):			
Spousal Support			
Child Support			
Workman's Compensation			
Other:			
<b>Total Average Other Income Received</b>			

<b>Total Average Gross Monthly Income (add totals from B and C above)</b>	<b>\$6,525.36</b>
---	-------------------

**D. Monthly Deductions**

	Type of Deduction	Amount
1.	Court Ordered Child Support (automatically deducted from paycheck)	
2.	Federal Health Savings Plan	
3.	Federal Income Tax	\$612.18
4.	Health Insurance Amount for you: _____ For Opposing Party: _____ For your Child(ren): _____	\$117.80
5.	Life, Disability, or Other Insurance Premiums	
6.	Medicare	\$96.18
7.	Retirement, Pension, IRA, or 401(k)	
8.	Savings	
9.	Social Security	
10.	Union Dues	
11.	Other: (Type of Deduction) _____	
<b>Total Monthly Deductions (Lines 1-11)</b>		<b>\$826.16</b>

**Business/Self-Employment Income & Expense Schedule****A. Business Income:**

What is your average gross (pre-tax) monthly income/revenue from self-employment or businesses?  
\$ \_\_\_\_\_

**B. Business Expenses:** Attach an additional page if needed.

Type of Business Expense	Frequency	Amount	12 Month Average
Advertising			
Car and truck used for business			
Commissions, wages or fees			
Business Entertainment/Travel			
Insurance			
Legal and professional			
Mortgage or Rent			
Pension and profit-sharing plans			
Repairs and maintenance			
Supplies			
Taxes and licenses (include est. tax payments)			
Utilities			
Other:			
<b>Total Average Business Expenses</b>			

### Personal Expense Schedule (Monthly)

A. Fill in the table with the amount of money **you** spend each month on the following expenses and check whether you pay the expense for you, for the other party, or for both of you.

Expense	Monthly Amount I Pay	For Me <input type="checkbox"/>	Other Party <input type="checkbox"/>	For Both <input type="checkbox"/>
Alimony/Spousal Support				
Auto Insurance				
Car Loan/Lease Payment				
Cell Phone				
Child Support/Familial Support	500		X	
Clothing, Shoes, Etc...	150.00	X		
Credit Card Payments (minimum due)	Varies	X		
Dry Cleaning	20.00	X		
Electric	400.00	X		
Food (groceries & restaurants)	500.00	X		
Fuel	200.00	X		
Gas (for home)	124.82	X		
Health Insurance (not deducted from pay)				
HOA	175.10	X		
Home Insurance (if not included in mortgage)	75.00	X		
Home Phone				
Internet/Cable	175.00	X		
Lawn Care				
Membership Fees	20.00	X		
Mortgage/Rent/Lease	2,000	X		
Pest Control	60			
Pets	80.00	X		
Pool Service				
Property Taxes (if not included in mortgage)				
Security				
Sewer				
Student Loans				
Unreimbursed Medical Expense	0	X		
Water				
Other:				
Child expenses from page 5	2,681.00			
<b>Total Monthly Expenses</b>	<b>7,160.92</b>			

### Household Information

- A. Fill in the table below with the name and date of birth of each child, the person the child is living with, and whether the child is from this relationship. Attached a separate sheet if needed.

	Child's Name	Child's DOB	Whom is this child living with?	Is this child from this relationship?	Has this child been certified as special needs/disabled?
1 <sup>st</sup>	Michael Solinger	06/16/15	Both	Yes	No
2 <sup>nd</sup>	Marie Solinger	08/28/17	Both	Yes	No
3 <sup>rd</sup>					
4 <sup>th</sup>					

- B. Fill in the table below with the amount of money you spend each month on the following expenses for each child.

**\*Childcare is not being paid while the children are not going to school through the pandemic but will resume.**

Type of Expense	1 <sup>st</sup> Child	2 <sup>nd</sup> Child	3 <sup>rd</sup> Child	4 <sup>th</sup> Child
Cellular Phone				
Child Care*	1,200.00	961.00		
Clothing	100.00	100.00		
Education				
Entertainment	20.00	20.00		
Extracurricular & Sports		40		
Health Insurance (if not deducted from pay)				
Summer Camp/Programs				
Transportation Costs for Visitation				
Unreimbursed Medical Expenses	140	100		
Vehicle				
Other:				
<b>Total Monthly Expenses</b>	<b>1,460.00</b>	<b>1,221.00</b>		

- C. Fill in the table below with the names, ages, and the amount of money contributed by all persons living in the home over the age of eighteen. If more than 4 adult household members attached a separate sheet.

Name	Age	Person's Relationship to You (i.e. sister, friend, cousin, etc...)	Monthly Contribution
Jessica Sellers	38	Significant Other	

### Personal Asset and Debt Chart

- A. Complete this chart by listing all of your assets, the value of each, the amount owed on each, and whose name the asset or debt is under. If more than 15 assets, attach a separate sheet.

Line	Description of Asset and Debt Thereon	Gross Value		Total Amount Owed		Net Value	Whose Name is on the Account? You, Your Spouse/Domestic Partner or Both
1.	Remaining Proceeds from Marital Residence	\$ 92,599.99	-	\$ 0	=	\$ 92,599.99	Adam
2.	Bank of America, checking	\$ 4,957.70	-	\$ 0	=	\$ 4,957.70	Adam
3.	Roth 401k	\$ ~52,140.19	-	\$ 0	=	\$ ~52,140.19	Adam
4.	Charles Schwab	\$ Unknown	-	\$ Unknown	=	\$ Unknown	Chalese
5.	Jewelry	\$ 10,000+	-	\$	=	\$ 10,000+	Chalese
6.		\$	-	\$	=	\$	
7.		\$	-	\$	=	\$	
8.		\$	-	\$	=	\$	
9.		\$	-	\$	=	\$	
10.		\$	-	\$	=	\$	
11.		\$	-	\$	=	\$	
<b>Total Value of Assets (add lines 1-15)</b>		\$ 159,697.88	-	\$	=	\$ 159,697.88	

- B. Complete this chart by listing all of your unsecured debt, the amount owed on each account, and whose name the debt is under. If more than 5 unsecured debts, attach a separate sheet.

Line #	Description of Credit Card or Other Unsecured Debt	Total Amount owed	Whose Name is on the Account? You, Your Spouse/Domestic Partner or Both
1.	Bank of America credit card	\$ 955.19	Adam
2.	Capital One credit card	\$ Unknown	Chalese
3.	Personal Loan from Michael Solinger	\$ 40,000	Adam
4.		\$	
5.		\$	
6.		\$	
<b>Total Unsecured Debt (add lines 1-6)</b>		<b>\$ 40,955.19</b>	

**Attorney Information:** *Complete the following sentences:*

1. I have not currently retained an attorney for this case.
2. As of the date of today, the attorney had been paid a total of approximately \$ 190,000 on my behalf.
3. I have a credit with my attorney in the amount of \$ 0.
4. I currently owe my attorney a total of \$ 0.
5. I owe my prior attorney a total of \$ N/A.

## 6. CERTIFICATION

**IMPORTANT:** Read the following paragraphs carefully and initial each one.

\_\_\_\_\_ I swear or affirm under penalty of perjury that I have read and followed all instructions in completing this Financial Disclosure Form. I understand that, by my signature, I guarantee the truthfulness of the information on this Form. I also understand that if I knowingly make false statements I may be subject to punishment, including contempt of court.

\_\_\_\_\_ I have attached a copy of my 3 most recent pay stubs to this form.

N/A I have attached a copy of my most recent YTD income statement/P&L statement to this form, if self-employed.

N/A I have not attached a copy of my pay stubs to this form because I am currently unemployed.



Signature

July 8, 2021

Date

## CERTIFICATE OF SERVICE

I hereby declare under the penalty of perjury of the State of Nevada that the following is true and correct:

That on July 7, 2021, service of the General Financial Disclosure Form was made to the following interested parties in the following manner:

☐ Via 1<sup>st</sup> Class U.S. Mail, postage fully prepaid addressed as follows:

---

☒ Via Electronic Service, in accordance with the Master Service List, pursuant to NEFCR 9, to: Jack Fleeman, Esq. and Alicia Exley, Esq.

☐ Via Facsimile and/or Email Pursuant to the Consent of Service by Electronic Means on file herein

to: \_\_\_\_\_

Executed on the 7<sup>th</sup> day of July, 2021.

  
\_\_\_\_\_  
Signature





STATE OF NEVADA  
OFFICE OF THE CONTROLLER  
CARSON CITY NV 89701

PAYROLL INFORMATION

ADAM SOLINGER (70559)

Agency:		Organization:	
Pay Period:	CPP24		
Begin Date:	05/03/21	End Date:	05/16/21
Issue Date:	05/28/21	Check Number:	9642221
Deposit in the account of:		Net Pay:	\$2,789.69

GROSS PAY

<u>Pay Category</u>	<u>Hours</u>	<u>Amount</u>
PFADJ		(\$343.44)
PREG	80:00	\$3,434.40
Total Gross		\$3,090.96

DEDUCTIONS

<u>Deduction Category</u>	<u>Amount</u>
FIT	\$256.45
MEDEE	\$44.82
Total Deduction	\$301.27

YEAR TO DATE AMOUNTS

<u>Category</u>	<u>Amount</u>
GROSS	\$35,038.08
FIT	\$2,919.61
MEDICARE	\$499.51
PRETAX	\$589.00

LEAVE ACCOUNTING THROUGH 05/16/21

<u>Leave Category</u>	<u>Earned</u>	<u>Used</u>	<u>Balance</u>
ANNL	4.36	0.00	138.55
SICK	4.36	0.00	138.55

HEALTH INSURANCE

EMPL	HEALTH INS	C-HEALTH INS
DEP	HLTH DED PRE	C-HEALTH INS

WITHHOLDING DATA

WITHHOLDING STATUS	S
EXEMPTION	2
ADDED AMT	\$0.00



STATE OF NEVADA  
OFFICE OF THE CONTROLLER  
CARSON CITY NV 89701

PAYROLL INFORMATION

ADAM SOLINGER (70559)

Agency:		Organization:	
Pay Period:	CPP25		
Begin Date:	05/17/21	End Date:	05/30/21
Issue Date:	06/11/21	Check Number:	9659692
Deposit in the account of:		Net Pay:	\$2,962.42

GROSS PAY

<u>Pay Category</u>	<u>Hours</u>	<u>Amount</u>
PREG	80:00	\$3,434.40
Total Gross		\$3,434.40

DEDUCTIONS

<u>Deduction Category</u>	<u>Amount</u>
FIT	\$306.09
HTHDP	\$117.80
MEDEE	\$48.09
Total Deduction	\$471.98

YEAR TO DATE AMOUNTS

<u>Category</u>	<u>Amount</u>
GROSS	\$38,472.48
FIT	\$3,225.70
MEDICARE	\$547.60
PRETAX	\$706.80

LEAVE ACCOUNTING THROUGH 05/30/21

<u>Leave Category</u>	<u>Earned</u>	<u>Used</u>	<u>Balance</u>
ANNL	4.36	0.00	143.31
SICK	4.36	0.00	143.31

HEALTH INSURANCE

EMPL		
DEP	HLTH DED PRE	C-HEALTH INS

WITHHOLDING DATA

WITHHOLDING STATUS	S
EXEMPTION	2
ADDED AMT	\$0.00



STATE OF NEVADA  
OFFICE OF THE CONTROLLER  
CARSON CITY NV 89701

PAYROLL INFORMATION

ADAM SOLINGER (70559)

Agency:		Organization:	
Pay Period:	CPP26		
Begin Date:	05/31/21	End Date:	06/13/21
Issue Date:	06/25/21	Check Number:	9677136
Deposit in the account of:		Net Pay:	\$3,052.59

GROSS PAY

<u>Pay Category</u>	<u>Hours</u>	<u>Amount</u>
PREG	80:00	\$3,434.40
Total Gross		\$3,434.40

DEDUCTIONS

<u>Deduction Category</u>	<u>Amount</u>
FIT	\$332.01
MEDEE	\$49.80
Total Deduction	\$381.81

YEAR TO DATE AMOUNTS

<u>Category</u>	<u>Amount</u>
GROSS	\$41,906.88
FIT	\$3,557.71
MEDICARE	\$597.40
PRETAX	\$706.80

LEAVE ACCOUNTING THROUGH 06/13/21

<u>Leave Category</u>	<u>Earned</u>	<u>Used</u>	<u>Balance</u>
ANNL	4.36	40.00	108.07
SICK	4.36	0.00	148.07

HEALTH INSURANCE

EMPL		
DEP	HLTH DED PRE	C-HEALTH INS

WITHHOLDING DATA

WITHHOLDING STATUS	S
EXEMPTION	2
ADDED AMT	\$0.00

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Divorce - Complaint**

**COURT MINUTES**

July 22, 2021

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D-19-582245-D      Adam Michael Solinger, Plaintiff  
vs.  
Chalese Marie Solinger, Defendant.

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**July 22, 2021      8:30 AM      Minute Order**

**HEARD BY:** Perry, Mary

**COURTROOM:** Chambers

**COURT CLERK:** Kyle Medina

**PARTIES:**

Adam Solinger, Plaintiff, Counter Defendant, not present	Adam Solinger, Attorney, not present
Chalese Solinger, Defendant, Counter Claimant, not present	Jack Fleeman, Attorney, not present
Marie Solinger, Subject Minor, not present	
Michael Solinger, Subject Minor, not present	

<b>JOURNAL ENTRIES</b>
------------------------

MINUTE ORDER- NO HEARING HELD

D-19-582245-D

Adam Michael Solinger vs. Chalese Marie Solinger

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

On June 26, 2021 Plaintiff filed a MOTION FOR SANCTIONS. Defendant s OPPOSITION TO MOTION FOR SANCTIONS AND COUNTERMOTION FOR ATTORNEY'S FEES AND SANCTIONS was filed the next day, June 27, 2021. A Motion Hearing was put on Calendar by the Clerk s Office for August 12, 2021 at 10:00am.

PRINT DATE:	07/22/2021	Page 1 of 2	Minutes Date:	July 22, 2021
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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

003251

However, the Parties came before the Court on July 8, 2021 on a different Motion and Opposition. At that Hearing, the Court Ordered that all other issues shall be Deferred until trial since the Parties have the second day of their Evidentiary Hearing set for September 17, 2021 at 9:30am.

Therefore, the Court is hereby also DEFERRING Plaintiff's MOTION FOR SANCTIONS and Defendant s OPPOSITION TO MOTION FOR SANCTIONS AND COUNTERMOTION FOR ATTORNEY S FEES AND SANCTIONS to the time of trial.

The August 12, 2021 10:00 am Motion Hearing is hereby Continued to September 17, 2021 at 9:30am

Copies of this Minute Order to be provided to the parties or their counsel

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

*Canceled: July 27, 2021 10:00 AM Motion*

*Canceled: July 27, 2021 10:00 AM Opposition*

*Canceled: August 12, 2021 10:00 AM Motion*

*Canceled: August 12, 2021 10:00 AM Opposition & Countermotion*

September 17, 2021 9:30 AM Non-Jury Trial  
Perry, Mary  
Courtroom 23

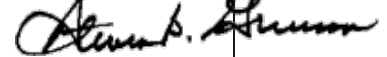
September 17, 2021 9:30 AM Motion  
Perry, Mary  
Courtroom 23

September 17, 2021 9:30 AM Opposition & Countermotion  
Perry, Mary  
Courtroom 23

PRINT DATE:	07/22/2021	Page 2 of 2	Minutes Date:	July 22, 2021
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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

003252



**MOT**

Adam M. Solinger  
7290 Sea Anchor Ct  
Las Vegas, Nevada 89131  
Tel: (702) 222-4021  
Email: attorneyadamsolinger@gmail.com

Eighth Judicial District Court  
Family Division  
Clark County, Nevada

ADAM MICHAEL SOLINGER,	)	Case No.: D-19-582245-D
	)	
Plaintiff,	)	Department: P
	)	
vs.	)	
	)	
CHALESE MARIE SOLINGER,	)	<b>Hearing Requested</b>
	)	
Defendant.	)	

**EMERGENCY MOTION TO ADDRESS DEFENDANT'S INTENT  
TO WITHHOLD THE MINOR CHILDREN**

**NOW INTO COURT** comes Plaintiff, ADAM MICHAEL SOLINGER, and hereby submits his motion to modify the current procedure utilized for child custody exchanges to require the Defendant to both pick up and drop off for custody exchanges.

This Motion is made and based upon the attached Points and Authorities, the Declaration of Plaintiff attached hereto, and all papers and pleadings on file herein.

Dated Wednesday, August 04, 2021.

Respectfully Submitted,

/s/ Adam M. Solinger

Adam M. Solinger

1 NOTICE: YOU MAY FILE A WRITTEN RESPONSE TO THIS  
2 MOTION WITH THE CLERK OF THE COURT AND PROVIDE THE  
3 UNDERSIGNED WITH A COPY OF YOUR RESPONSE WITHIN 14 DAYS  
4 OF YOUR RECEIPT OF THIS MOTION. FAILURE TO FILE A WRITTEN  
5 RESPONSE WITH THE CLERK OF THE COURT WITHIN 14 DAYS OF  
6 YOUR RECEIPT OF THIS MOTION MAY RESULT IN THE REQUESTED  
7 RELIEF BEING GRANTED BY THE COURT WITHOUT A HEARING  
8 PRIOR TO THE SCHEDULED HEARING DATE.

1                   **MEMORANDUM OF POINTS AND AUTHORITIES**

2   **I.     STATEMENT OF FACTS**

3           On July 18, 2021, Adam gave notice to Chalese of some vacation  
4 time he would be taking with the children starting on August 5, 2021 at 7  
5 PM and concluding when Adam's normal custodial timeshare was set to  
6 resume on August 6, 2021. Chalese objected to Adam taking vacation  
7 because it would be on Chalese's daughter's (Cheyenne) birthday. Adam  
8 was not aware of this at the time he put in vacation time. Adam tried to  
9 work with Chalese, but Chalese was not willing to compromise. Of note,  
10 the partial parenting agreement in this case does not require both parties'  
11 consent to take vacation. The parent taking vacation need merely provide  
12 notice of the vacation time with 2 weeks of notice before the vacation is  
13 set to begin.

14          Today, August 4, 2021, Adam messaged Chalese to inquire whether  
15 everyone in her household had recovered as there was a virus going  
16 around her house that she neglected to tell Adam about when she  
17 exchanged custody on August 1, 2021. Michael and Marie subsequently  
18 fell ill at 1 AM that night and have since recovered. Adam wanted to know  
19 whether everyone had recovered as there would be little point in having  
20 two children who were just sick go back to potentially get sick again right  
21 before school started when the children would only be there for one night.



1 Adam also reminded Chalese about the vacation time he had noticed back  
2 on July 18, 2021.

3 Chalese responded to Adam to ask why he would be picking the  
4 children up tomorrow, that she did not agree to the vacation time, and  
5 that Adam would get the children back on Sunday August 8, 2021. Adam  
6 responded to ask what she was talking about because under the normal  
7 schedule Chalese would only have the children from Wednesday through  
8 Friday of this week. Adam additionally reminded her again of his vacation  
9 time and that vacation time does not need to be agreed to under the partial  
10 parenting agreement that has been in place for almost 2 years in this case.

11 Chalese responded by saying “no” and that Adam could “kiss [her]  
12 ass and go to hell. You aren’t ruining my daughters first biryhdya.”

13 Adam immediately sent an email to Chalese’s counsel to try to  
14 resolve the issue without resorting to motion practice. That email was sent  
15 at 8:15 am this morning. Adam followed up and reforwarded the email to  
16 Chalese’s counsel at 12:03 PM and asked for a response by 3 PM so that a  
17 motion can be heard before my vacation time commences. There was no  
18 response by 3 PM and Adam forwarded the email at 3:09 PM to another  
19 attorney at the firm representing Chalese in hopes of getting an  
20 acknowledgment that the issue was at least being worked on. Finally,  
21 Adam called to inquire whether the firm was in the middle of an

1 emergency or whether there was a reason to not even acknowledge receipt  
2 of Adam's email. A message was left with the receptionist and Adam was  
3 told that his urgent message asking for a call back and acknowledgement  
4 of the receipt of his emails. Adam called at 3:25 PM and as of the filing of  
5 this motion, he has not received even confirmation of receipt of his emails,  
6 yet alone that the issue was being addressed.

7 This motion follows as

## 8 **II. LAW AND ARGUMENT**

9 Chalese cannot follow the simplest of custody schedules. Chalese  
10 has the children from Wednesday through Friday this week. Adam  
11 noticed his vacation time more than two weeks in advance and by all  
12 accounts Chalese fully intends to disregard not only the vacation time, but  
13 the schedule itself and to keep the children until Sunday.

14 This is completely unacceptable. This lawless and brazen self-help  
15 cannot be permitted. This motion seeks an order ordering Chalese to  
16 return the children at the end of her timeshare on Thursday August 5,  
17 2021 at 7 PM.

18 It's utterly exhausting to have to bring this to the Court's attention  
19 and require the Court to waste time and resources over something so  
20 simple as following the custody schedule. Chalese must be sanctioned by  
21 this Court pursuant to EDCR 7.60 for needlessly increasing these

1 proceedings. A clear example must be set because this is Chalese's best  
2 behavior while trial is ongoing with two dedicated attorneys to handle her  
3 case. Without a strong message sent, this case will be reopened time and  
4 time again to address Chalese's behavior as the behavior in this motion is  
5 a prototypical example of her behavior throughout this case.

6 **III. CONCLUSION**

7 Based upon the foregoing, Adam respectfully requests that this  
8 Honorable Court order Chalese to return the children to Adam on August  
9 5, 2021 at 7 PM.

10 Dated Wednesday, August 04, 2021.

11  
12 Respectfully Submitted:

13 /s/ Adam M. Solinger  
14 Adam M. Solinger  
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**DECLARATION OF ADAM MICHAEL SOLINGER**

I, ADAM MICHAEL SOLINGER, provide this Declaration pursuant to NRS 53.045 and states the following:

1. I am the Plaintiff in the above-entitled action, and I am above the age of majority and am competent to testify to the facts contained in this affidavit.

2. I make this affidavit in support of the foregoing *EMERGENCY MOTION TO ADDRESS DEFENDANT’S INTENT TO WITHHOLD THE MINOR CHILDREN*

3. I have read said *Motion* and hereby certify that the facts set forth in the Points and Authorities attached thereto are true of my own knowledge, except for those matters therein contained stated upon information and belief, and as to those matters, I believe them to be true.

4. I declare under the penalty of perjury pursuant to the laws of the State of Nevada that the foregoing is true and correct.

Dated Wednesday, August 04, 2021.

/s/ Adam M. Solinger  
ADAM MICHAEL SOLINGER

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing MOTION TO REASSIGN was filed electronically with the Eighth Judicial District Court in the above-entitled manner, on Wednesday December 14, 2020. Electronic service of the foregoing document shall be made in accordance with the Master Service List, pursuant to NEFCR 9, as follows:

Jack Fleeman, Esq.  
Alicia Exley, Esq.  
Attorney for Defendant

/s/ Adam M. Solinger  
ADAM MICHAEL SOLINGER

MOFI

DISTRICT COURT  
FAMILY DIVISION  
CLARK COUNTY, NEVADA

ADAM MICHAEL SOLINGER

Plaintiff/Petitioner

v.

CHALESE MARIE SOLINGER

Defendant/Respondent

Case No. D-19-582245-D

Dept. 1

**MOTION/OPPOSITION  
FEE INFORMATION SHEET**

**Notice:** Motions and Oppositions filed after entry of a final order issued pursuant to NRS 125, 125B or 125C are subject to the reopen filing fee of \$25, unless specifically excluded by NRS 19.0312. Additionally, Motions and Oppositions filed in cases initiated by joint petition may be subject to an additional filing fee of \$129 or \$57 in accordance with Senate Bill 388 of the 2015 Legislative Session.

**Step 1.** Select either the \$25 or \$0 filing fee in the box below.

<input type="checkbox"/>	<b>\$25</b>	The Motion/Opposition being filed with this form is subject to the \$25 reopen fee.
-OR-		
<input checked="" type="checkbox"/>	<b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$25 reopen fee because:
<input checked="" type="checkbox"/>		The Motion/Opposition is being filed before a Divorce/Custody Decree has been entered.
<input type="checkbox"/>		The Motion/Opposition is being filed solely to adjust the amount of child support established in a final order.
<input type="checkbox"/>		The Motion/Opposition is for reconsideration or for a new trial, and is being filed within 10 days after a final judgment or decree was entered. The final order was entered on _____.
<input type="checkbox"/>		Other Excluded Motion (must specify) _____.

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

<input checked="" type="checkbox"/>	<b>\$0</b>	The Motion/Opposition being filed with this form is not subject to the \$129 or the \$57 fee because:
<input checked="" type="checkbox"/>		The Motion/Opposition is being filed in a case that was not initiated by joint petition.
<input type="checkbox"/>		The party filing the Motion/Opposition previously paid a fee of \$129 or \$57.
-OR-		
<input type="checkbox"/>	<b>\$129</b>	The Motion being filed with this form is subject to the \$129 fee because it is a motion to modify, adjust or enforce a final order.
-OR-		
<input type="checkbox"/>	<b>\$57</b>	The Motion/Opposition being filed with this form is subject to the \$57 fee because it is an opposition to a motion to modify, adjust or enforce a final order, or it is a motion and the opposing party has already paid a fee of \$129.

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

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

Party filing Motion/Opposition: Adam M. Solinger Date 10/7/2020

Signature of Party or Preparer /s/ Adam M. Solinger