

IN THE SUPREME COURT OF THE STATE OF NEVADA

Electronically Filed
Jun 15 2023 03:44 PM
Elizabeth A. Brown
Clerk of Supreme Court

KIMBERLY WHITE,
Appellant(s),

vs.

TAMIKA BEATRICE JONES,
Respondent(s),

Case No: D-19-594413-C

Docket No: 86500

RECORD ON APPEAL VOLUME 4

ATTORNEY FOR APPELLANT
KIMBERLY WHITE, PROPER PERSON
10461 HARTFORD HILLS AVE.
LAS VEGAS, NV 89166

ATTORNEY FOR RESPONDENT
MARK J. McGANNON, ESQ.
5550 PAINTED MIRAGE RD., STE 320
LAS VEGAS, NV 89149

D-19-594413-C Tamika Beatrice Jones, Plaintiff. vs. Christopher Charles Judson,
Defendant.

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tails

Agreement

7:52 PM

Can I please talk to my children??

Tamika

9:07 PM

8-Dec

Can I please talk to my children??

12:11 AM

Mondays 7pm your time

Tamika

3:30 AM

I meant Monday through Friday
7pm on the wknd 12pm and 7pm

Tamika

3:40 AM

Can I please talk to my children??

5:53 PM

Thanks

Tamika

5:54 PM



Send message...

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EXHIBIT 1E

Child Custody Complaint

COURT MINUTES

February 14, 2020

D-19-594413-C Tamika Beatrice Jones, Plaintiff.
vs.
Christopher Charles Judson, Defendant.

February 14, 2020 04:24 PM Minute Order

HEARD BY: Ochoa, Vincent **COURTROOM:** Chambers

COURT CLERK: Clayton, Yvette

PARTIES PRESENT:

Tamika Beatrice Jones, Plaintiff, Not Present Pro Se

Christopher Charles Judson, Defendant, Not Present Pro Se

Xy'Shone Christopher Judson, Subject Minor, Not Present

Xaia Mahoghany Judson, Subject Minor, Not Present

Xionne Re'my Judson, Subject Minor, Not Present

Jillian M. Tindall, Unbundled Attorney, Not Present

JOURNAL ENTRIES**MINUTE ORDER FROM CHAMBERS**

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. Pursuant to EDCR 2.23(c), this Court can consider a motion and issue a decision on the papers at any time without a hearing.

Further, pursuant to EDCR 5.206, a party filing a motion is required to serve the opposing party with a copy of all papers filed within 3 calendar days of submission for filing.

The Court notes that Plaintiff filed an Emergency Motion for Permission to Relocate Immediately, for Temporary Sole Custody, and Related Relief on December 19, 2019. However, Plaintiff has not served Defendant with a copy of the above-mentioned motion. Plaintiff has not filed a Certificate of Service for the above mentioned motion.

Accordingly, proper service was not effectuated and the hearing set for February 20, 2020 SHALL BE VACATED. Plaintiff may re-notice the Motion through the Clerk's Office to get a new hearing date after properly serving the Defendant with the Motion.

A copy of this minute order shall be provided to all parties.

INTERIM CONDITIONS:**FUTURE HEARINGS:**

Apr 15, 2020 11:00AM Return Hearing
Courtroom 07 Ochoa, Vincent

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EXHIBIT 1F

Activities Since Return to Las Vegas

11/19/2021--INTERVENOR arrived in Livonia, MI

11/21/2021--INTERVENOR went to Ferndale, MI police department to notify of arrival and discuss pick-up of children on 11/22/21.

11/22/2021--INTERVENOR arrived at Ferndale police department to acquire escort to Ferndale Lower Eementary shool. Police consulted several sources, including the Prosecutor before accompanying to the school. Principle Keefe stalled to allow Bazzi to arrive. Xaia had flat affect, not speaking much, she states: "I'm sad. I'm so sad. I'm always sad." When asked why, she answered, "About family stuff." Principal sent canned food home because, "We don't have food."

INTERVENOR arrived at Ferndale Upper Elementary school. Bazzi arrived before. She did not allow the INTERVENOR into the school to get Xy'shone. INTERVENOR called Royal Oak police department. After some time, the school released him.

Called LVMPD and asked Det. Major to notify abductor the kids have been retrieved. Det Major states "There is no case pertaining to persons of those names."

INTERVENOR sent text to abductor notifying her the kids were retrieved and to return Xionne to Las Vegas. Multiple texts and calls from abductor.

The kids became tense and quiet after speaking to abductor.

Drove to Michigan City, IN

11/23/2021--Drove to Council Bluff, Iowa

Had kids call abductor in the morning when they woke up. Abductor promised to call them at lunch; she didn't; had the kids call her at end of work day. Abductor kept trying to change subject to custody/visitation. INTERVENOR advised would not discuss adult issues in front of the children. Texts and phone calls continue.

The kids became tense and quiet after phone call with abductor.

Purchased clothing and toiletries for the kids.

11/24/2021--Drove to Sterling, CO. Asked abductor to stop repetitive calling and texts as children will figure out something going on when INTERVEOR has worked hard to make sure the children were shielded from happenings during pick-up.

Held phone call to abductor all day. Kids started to return to normal in affect, engagement.

11/25/2021--Arrived in Las Vegas, NV. INTEVENOR sent text to abductor notifying her the kids arrived safely.

Xaia woke up and said, "I had a good day yesterday!"

Kids sent video message to abductor.

11/26/2021--Kids did not ask to call abductor all day, so didn't make them call her. Xy'Sone expresses interest wish to return to Inoovation Academy and the library.

Sent text to Christopher Judson advising the kids were in Las Vegas if he wanted to arrange to see them; no response to date.

Abductor's vile texts continue.

11/27/2021--Signed up for CoParenter in attempt to keep exchanges with abductor professional.

11/28/2021--Kids spoke to abductor.

Purchased clothes for the kids.

11/29/2021--INTERVENOR emailed lawyer, notifying her of pick-up of the children; no response to date.

School record request #1 to Ferndale school district.

Inquired with Innovation Academy for possible openings in school.

11/30/2021--Email to attorney asking if the court had been notified; no response to date.

Ear exam on both kids reveals cerumen impaction.

Innovation confirmed would take the children back, but would need a court order to contact authorities if abductor shows up at school; abductor called over the weekend inquiring about the children.

12/01/2021--INTERVENOR inquired about child psychologists for evaluation r/t if counseling needed and how to make best transition home after being abducted for a year.

INTERVENOR purchased medication to clear ear impaction.

12/02/21--Disrespectful texts when INTERVENOR asked abductor to sign up for CoParenter. INTERVENOR asked abductor to return to Las Vegas, NV with Xionne.

12/03/2021--Emailed lawyer to see if court had been notified; no response to date.

12/04/2021--LVMPD arrived at home at request of abductor. Officer states not first call so had to come out this time; "the children don't look like they're been harmed." Officer advised Protection Order would stop the police from coming out every time she calls. Order filed online.

12/05/2021--Xaia's ear impaction cleared without incident.

12/06/2021--H.O.P.E. Counseling evaluations for Xy'Shone and Xaia. Psychologist determined: Xaia return as needed, just needs time to complete her adjustment period; Xy'Shone will need weekly counseling. Paid \$500 out of pocket; every session will be cash pay.

Reasons INTERVENOR took the kids for evaluation:

- Xaia's flat affect upon reuniting; she eventually came out of it, stating her best day was the day after communication with the abductor was limited.
- The kids discussing what they were "supposed to say" as their mother told them to, prompting questions of coaching as well as teaching the children to conceal bad deeds of adults, which could translate into them not asking for help if an adult did something wrong to them, instead lying to cover it up.
- Abductor asking the kids "is it better here or there" type questions, involving the kids in situations they shouldn't be pressed to choose.
- Possible longterm effects of parental abductions.
- Xy'Shone's stated fear and guilt of wanting things "like they were before," and not knowing how to choose.
- Xy'Shone saying their dad with "hurt them" if they go to his apartment; these kids have always been "daddy's kids" happy to see and be with him, now Xy is in tears about seeing him.
- Advice on how to handle contact with the abductor when it seems to upset the kids.

12/07/2021--Order of Protection granted.

12/08/2021--Phone call to abductor for 28 minutes. Abductor asking the kids to tell her details of the home, routine, etc, but not inquiring about the kids or engaging them in conversation. INTERVENOR ended call when abductor started "better here or there" questioning.

12/09/2021--Another attempt to get Ferndale school records.

12/10/2021--Ferndale school district refusing to send records.

FERPA complaint sent.

12/12/2021--Still unable to clear Xy'Shone's ear impaction; object may be stuck in ear.

Message sent to abductor asking for her address; no response.

Kids spoke to abductor' Xy' Shone moping all day.

12/13/2021--First day of school at Innovation Academy.

Counseling session for Xy'Shone.

Xaia spoke to abductor without incident.

Asked abductor for address and insurance cards to get the kids' ears checked; disrespectful texts from abductor refusing both. Clarief; continued to refuse. Xy' Shone moping afterwards. Says all this stuff is hurting him and he feels bad all the time.

12/15/2021-- Xy' Shone spoke with abductor. Moping afterwards. Says wants to be alone. Says all this stuff is hurting him and he feels bad all the time.

Going to hold phone calls for a few days to see if Xy'Shone bounces back. Therapist recommended maybe one scheduled call for a specific amount of time once and week, and okay if they ask to call her.

12/19/21--Children called abductor; no answer; left phone message.

12/20/21--Dispatch Health evaluated and treated Xy'Shone r/t bilateral ear impaction and right ear foreign object (q-tip). Xy'Shone counseling session.

12/21/21--Children spoke with abductor and maternal grandmother. Inappropriate conversation r/t family court case preferences; call terminated when children pressured to make travel plans back to Michigan, and schedule daily phone time.

12/25/21--Children spoke with abductor. Xy'Shone with sleep episode: extreme fear, anxiety.

12/27/21--Xy'Shone counseling session.

1/01/22--Children sent video message to abductor to decrease anxiety associated with phone calls.

1/10/22--Protective Order lifted; spoke with school r/t continuing children's enrollment. Xy'Shone counseling session.

1/12/22--Xaia to dentist r/t knocking front tooth loose at school.

1/14/22--Xy'Shone to PCP r/t right leg pain.

Messages exported from: Kimberley's phone (+17025349692)

With: Tamika Jones (3134525009)

10/28/2021 12:00 AM to 12/14/2021 11:59 PM

PDF created with Decipher TextMessage (deciphertools.com)

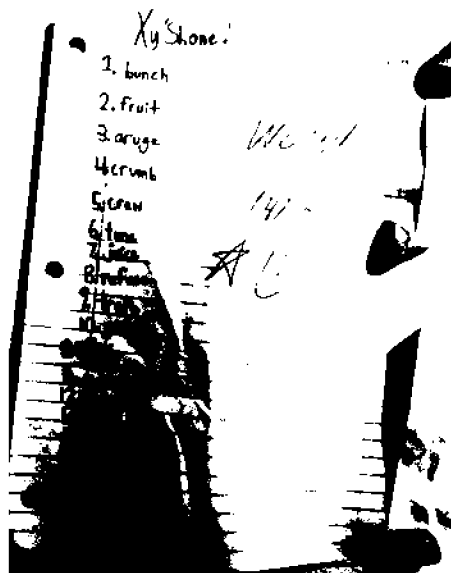
10/28/2021 10:37 AM (Viewed 10/28/2021 10:49 AM)

Tamika Jones (3134525009)

Hello Ms. White, Xy'Shone left you a voicemail last night. I just want to apologize. I thought he was calling to talk about his good grades in school or his Christmas list. Again I apologize.

10/30/2021 7:47 AM (Viewed 10/30/2021 8:08 AM)

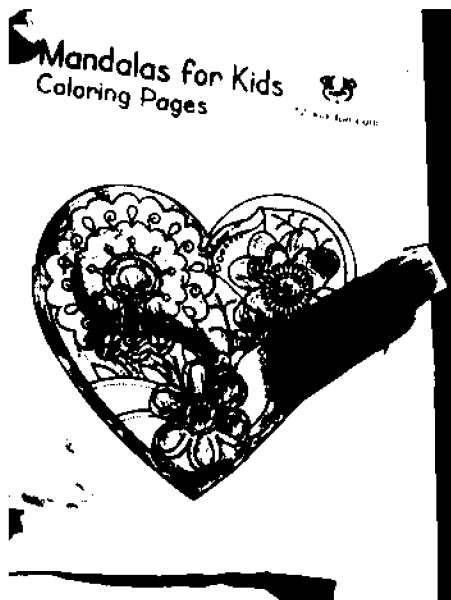
Tamika Jones (3134525009)



Xy'Shone spelling test from last wk!!

10/30/2021 7:48 AM (Viewed 10/30/2021 8:08 AM)

Tamika Jones (3134525009)



Xaia's drawing yesterday

10/31/2021 3:11 PM (Viewed 11/15/2021 8:37 AM)

Tamika Jones (3134525009)



10/31/2021 3:19 PM (Viewed 11/15/2021 8:37 AM)

Tamika Jones (3134525009)



10/31/2021 3:21 PM (Viewed 11/15/2021 8:37 AM)

Tamika Jones (3134525009)



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Tamika Jones (3134525009)



10/31/2021 3:23 PM (Viewed 11/15/2021 8:37 AM)

Tamika Jones (3134525009)



11/22/2021 12:07 PM

Kimberley's phone (+17025349692)

Ms. Jones,

As you recall in August 2019 you started proceedings for sole custody of three minor Judson children and were eventually awarded visitation from Friday through Sunday weekends. Later through the course of legal action, the grandparents and great grandparents were awarded visitation. There was a core order for visitation and, for the children to remain in the state of Nevada city of Las Vegas. You violated those court orders by removing the children from Las Vegas, Nevada and denying visitation. Subsequently Echo order was sworn confirming the three minor children were to be returned to the home state of Las Vegas Nevada. Please note, as of today the two oldest children have been retrieved to return to Las Vegas Nevada. You may choose to mitigate the legal Meyer you now find yourself in by returning the youngest minor child to his whole state of Las Vegas Nevada. It is advised that you contact your attorney of record for further advice email so contact the court system.

11/22/2021 12:21 PM (Viewed 11/22/2021 2:44 PM)

Tamika Jones (3134525009)

I want to know where my kids are. Where they're going? What is ur address?? How are you traveling?? I WANT TO TALK TO MY KIDS RIGHT NOW

11/22/2021 12:23 PM (Viewed 11/22/2021 2:44 PM)

Tamika Jones (3134525009)

Where is my children?

11/22/2021 12:32 PM (Viewed 11/22/2021 2:44 PM)

Tamika Jones (3134525009)

You have circumvented the state police of Michigan and went over the state of NV police. Judge Ochoa said to not compromise and or traumatize them!! And obviously you have done the opposite. How is snatching them out of school for their best interest?

11/22/2021 12:36 PM (Viewed 11/22/2021 2:44 PM)

Tamika Jones (3134525009)

My attorney has been trying to contact your attorney for over a month! You do not have my children best interest at mind. This does not have to go this far. BRING ME MY CHILDREN BACK!!!! We can agree to something

11/22/2021 2:43 PM (Viewed 11/22/2021 2:44 PM)

Tamika Jones (3134525009)

13134525009 Deposited a new message:
"can, you could at least answer the phone and let me talk to my Children. I'm their mother. I would be at your drones, both the Children. So I shined dresses by addressing, I'm their mother. And you could at least let me talk to my Children. I deserve to know where they are, and I deserve to know where they're going at all times."
Click here: 14699825026 to listen to full voice message.

11/22/2021 3:23 PM (Viewed 11/22/2021 3:28 PM)

Tamika Jones (3134525009)

Xionne is looking for his siblings!! Please bring me my children!!! How can you actually try to say you and you parents have custody??? What about me and my parents??? Why did you turn on me??? I thought you were a second mother to me!!! I never in a million years thought you of all people would be so sneaky and take my children from me!!! I looked up to you... you helped me to better start my career and because of you my career took off like bright lights!! I really don't understand what was your reasoning for taking my children from me!! You slandered and defamed my name and character when you know for a fact I've always been an upbeat mother!!! Why did you ever change on me???? Bring me my children!!!!

11/22/2021 4:15 PM (Viewed 11/22/2021 4:38 PM)

Tamika Jones (3134525009)

Kim I'm expecting my children to be back for school for next week

11/22/2021 5:52 PM (Viewed 11/22/2021 6:01 PM)

Tamika Jones (3134525009)

I DEMAND TO TALK TO MY CHILDREN RIGHT NOW

11/22/2021 6:22 PM (Viewed 11/23/2021 4:07 AM)

Tamika Jones (3134525009)

I WANT TO TALK TO MY CHILDREN!!!! THE JUDGE DID NOT BAN ME FROM TALKING TO MY CHILDREN!!!!

11/22/2021 6:38 PM (Viewed 11/23/2021 4:07 AM)

Tamika Jones (3134525009)

How would you feel if someone just snatched Chris away from you??? What if Charlie's mother did this to you??? BRING NE MY CHILDREN!!!!!! WE HAVE PLANS WITH MY FATHER'S SIDE THIS WK.... Please bring me my children

11/22/2021 8:45 PM (Viewed 11/23/2021 4:07 AM)

Tamika Jones (3134525009)

I DEMAND TO TALK TO MY KIDS NOW!!!!!!!

11/22/2021 9:21 PM (Viewed 11/23/2021 4:07 AM)

Tamika Jones (3134525009)

I have not said anything to my children in over 12hrs..... how do you actually feel this is okay to withhold my children from me??? I have not told them good night nor do I know if they are safe or not... I WANT TO TALK TO MY CHILDREN RIGHT NOW!!!!

11/22/2021 11:01 PM (Viewed 11/23/2021 4:07 AM)

Tamika Jones (3134525009)

I want to talk to my children right now!!!!

11/22/2021 11:02 PM (Viewed 11/23/2021 4:07 AM)

Tamika Jones (3134525009)

U have no right to take things into your own judgment and ban me from talking to MY CHILDREN!!!! I AM THEIR NATURAL MOTHER!!!!!!

11/22/2021 11:09 PM (Viewed 11/23/2021 4:07 AM)

Tamika Jones (3134525009)

I WANT TO TALK TO MY CHILDREN!!!

11/23/2021 4:07 AM

Tamika Jones (3134525009)

Why are you not allowing me to talk to my children????

11/23/2021 4:09 AM

Kimberley's phone (+17025349692)

Having trouble with charging my phone. I'll have them call as soon as they wake up.

11/23/2021 4:10 AM

Tamika Jones (3134525009)

Where are you????

11/23/2021 4:11 AM

Tamika Jones (3134525009)

How are you traveling with my kids???? What makes you think that was the best thing to snatch them out of school without my acknowledgment????

11/23/2021 4:14 AM

Tamika Jones (3134525009)

Where are you with my kids????

11/23/2021 5:32 AM (Delivered 11/23/2021 5:33 AM)

Kimberley's phone (+17025349692)

Xy is up. Xaia in bathroom. They know they're going to see their grandma and grandpa for thanksgiving. I'm good spirits. Not aware of any drama.

11/23/2021 5:59 AM (Viewed 11/23/2021 3:23 PM)

Tamika Jones (3134525009)

Thank you!! We can agree to visiting Kim

11/23/2021 6:41 AM (Viewed 11/23/2021 3:23 PM)

Tamika Jones (3134525009)

Thank you for letting me talk to them

11/23/2021 9:33 AM (Viewed 11/23/2021 3:23 PM)

Tamika Jones (3134525009)

Please have them back for school Monday

11/23/2021 2:41 PM (Viewed 11/23/2021 3:23 PM)

Tamika Jones (3134525009)

I thought you were saying that they will see my parents for thanksgiving... So when are they coming back for school???? You said we can have an adult conversation but you can't even talk to the mother of the kids who you kidnapped!!! I want them back in time for school Monday morning!!!

11/23/2021 2:49 PM (Viewed 11/23/2021 3:23 PM)

Tamika Jones (3134525009)

Disliked "Xy is up. Xaia in bathroom. They know they're going to see their grandma and grandpa for thanksgiving. I'm good spirits. Not aware of any drama."

11/23/2021 2:50 PM (Viewed 11/23/2021 3:23 PM)

Tamika Jones (3134525009)

YOU ARE VERY HEARTLESS AND COLDHEARTED!!!! XIONNE WANTS TO SEE HIS SIBLINGS!!!!

11/23/2021 6:27 PM (Viewed 11/23/2021 6:32 PM)

Tamika Jones (3134525009)

I would like to talk to my children!!!!

11/23/2021 7:09 PM (Viewed 11/23/2021 7:38 PM)

Tamika Jones (3134525009)

Xionne is calling his siblings to come eat!!!! I want to talk to my children and I want them home!!!!

11/23/2021 8:04 PM (Viewed 11/24/2021 3:40 AM)

Tamika Jones (3134525009)

Why won't you let me talk to my children???

11/23/2021 8:05 PM (Viewed 11/24/2021 3:40 AM)

Tamika Jones (3134525009)

I want to talk to my children!!!!

11/23/2021 9:03 PM (Viewed 11/24/2021 3:40 AM)

Tamika Jones (3134525009)

13134525009 Deposited a new message:
"Yeah, we want to talk to bien is right here and he wants to talk to you viki. What is it? Yeah. Hi, I love you. Sean, mm. I love you Say Sean. I love you. Saya. Tell us your name. Oh."
Click here: 14699825027 to listen to full voice message.

11/24/2021 3:22 AM (Viewed 11/24/2021 3:40 AM)

Tamika Jones (3134525009)

Why can't I talk to my children????

11/24/2021 3:53 AM

Tamika Jones (3134525009)

I understand that you are traveling, but that has nothing to do with me talking to my children. If this is how your going to do things, than how could I ever trust you with my children???? You are so wrong!!!

11/24/2021 4:00 AM

Tamika Jones (3134525009)

Be mindful that you were granted one week and one holiday!! If they're not back for school MONDAY, than you would be in violation!!!

11/24/2021 4:13 AM

Kimberley's phone (+17025349692)

Good morning,

The kids are still asleep. I'll have them call as soon as they get up.

Right now they only know they're going to visit family in Vegas. Anything more is legal stuff I'll shield the kids from so they don't feel as if any of it has to do with something they've said or done. If you call repeatedly at all hours of the day, it's going to be hard to keep them from knowing there's an issue.

I understand from your expressed concern, but know no one ever has, or will question you love them. No one ever has or will say anything negative about you or family. The kids are always told you love them and miss them—period. Same with the baby—he loves and misses them and hopefully he'll join us in LV. They miss him. All his family in LV misses him terribly.

Rest easily the kids are safe and loved.

I have no personal issues with you. You know by the way I've never spoken negatively about you, or to you, in any court hearings. I've never responded to any texts you've sent when you were going off on me. I didn't respond to the upsetting message you had Xy leave me a few weeks ago. I never will. I have no beef with you. I don't want to argue or fight. That's not the kind of relationship we've always had. I never imagined it would be like this. We should step back and make sure we can speak without arguing before we talk again.

All the legal issues started by that August 2019 filing can be handled by lawyers and the judge. Your texts sound as if your lawyer hasn't explained the legal problems. Please talk to him. Please bring Xionne back to LV. If you need financial help to do so, let me know, but please reassess the situation before it deteriorates further.

11/24/2021 4:50 AM (Viewed 11/24/2021 4:56 AM)

Tamika Jones (3134525009)

Kim you sound as if you will not be returning my children by Monday You have no right to remove my children this way you are entitle to them for one week one weekend and one holiday what you have done and the way you went about this is wrong I did not know Xyshone spoke to you in this type of matter you are playing games with me when I call for them by now I should have spoken to Xaia you can let them call me but you are not doing so you know I am headed to work so you use this hour to upset me out the door you roped Chris from his farther you have no love for Chris but this aching desire to destroy him and his children this is all aimed at Mr Judson for having an affair on you and your unborn baby now you are stuck in an empty tomb with your soon to be dead mom and dad and you think you will feel this empty void with my children you hate Chris you threw him under the bus to get his kids you go into a courtroom to lie and destroy your one and only son to feel the empty void in your life you decided not to extend your family now your eggs are probably dried up and you really think you are going to drag my kids away from me

11/24/2021 10:12 AM (Viewed 11/25/2021 12:35 PM)

Tamika Jones (3134525009)

So what's your reason for me not talking to my children???

11/24/2021 10:18 AM (Viewed 11/25/2021 12:35 PM)

Tamika Jones (3134525009)

I WANT TO TALK TO MY CHILDREN!!!

11/24/2021 3:19 PM (Viewed 11/25/2021 12:35 PM)

Tamika Jones (3134525009)

Can I please talk to my children???

11/24/2021 3:29 PM (Viewed 11/25/2021 12:35 PM)

Tamika Jones (3134525009)

Please???

11/25/2021 6:57 AM (Viewed 11/25/2021 12:35 PM)

Tamika Jones (3134525009)

Happy Thanksgiving Xykie n Xaia!!! I love u sooo much🍻🍻🍻🍻

11/25/2021 11:20 AM (Viewed 11/25/2021 12:35 PM)

Tamika Jones (3134525009)

13134525009 Deposited a new message:

"Kim. Can I please talk to my Children for thanksgiving? This is wrong that you're just not allowing me to talk to my Children. And it's thanksgiving. Can I please talk to my Children?"
Click here: 14699825028 to listen to full voice message.

11/25/2021 11:20 AM (Viewed 11/25/2021 12:35 PM)

Tamika Jones (3134525009)

Can I please talk to my children???? I have not talked to them since Tues!! This is so wrong!!

11/25/2021 12:39 PM

Kimberley's phone (+17025349692)

File attachment with MIME type: video/quicktime

11/25/2021 12:43 PM (Viewed 11/25/2021 1:06 PM)

Tamika Jones (3134525009)

Can I please talk to them?????

11/25/2021 5:48 PM (Viewed 11/25/2021 11:38 PM)

Tamika Jones (3134525009)

What just happened??? Me and Xaia wasn't done talking and I didn't really have a conversation with her nor did I talk to Xy'Shone.... It's almost 9'oclock which is their bedtime and I just now hearing anything since Tues!!! Why can't I hold a conversation with my children????

11/25/2021 6:42 PM (Viewed 11/25/2021 11:38 PM)

Tamika Jones (3134525009)

Why are you banning me and my children from hearing each other's voices???

11/25/2021 11:39 PM

Kimberley's phone (+17025349692)

Arrived safely about a hour ago. Kids in bed. Unloading.

11/25/2021 11:40 PM (Viewed 11/26/2021 7:39 AM)

Tamika Jones (3134525009)

Why can't I talk to them???

11/26/2021 11:16 AM (Viewed 11/26/2021 12:00 PM)

Tamika Jones (3134525009)

I'm pretty sure both my children are awake...Why didn't you have them call me and why are you banning me from talking to my children???? I want to VERBALLY talk to my children not a half of a video... Or you hanging up through our calls....

11/26/2021 11:16 AM (Viewed 11/26/2021 12:00 PM)

Tamika Jones (3134525009)

Also we do not need to be on speaker when I talk to them!!

11/26/2021 7:00 PM (Viewed 11/27/2021 7:20 AM)

Tamika Jones (3134525009)

I WANT TO TALK TO MY CHILDREN!!!!!!

11/27/2021 1:39 PM (Viewed 11/27/2021 9:13 PM)

Tamika Jones (3134525009)

IM NOT UNDERSTANDING WHY YOU WILL NOT ALLOW ME TO TALK TO MY CHILDREN!!!!!!
THIS IS SOOOO WEONG AND YOU ARE PURE EVIL!!!!

11/28/2021 8:25 AM (Viewed 11/28/2021 3:31 PM)

Tamika Jones (3134525009)

Kim this is Annette would you please have my grand babies give me a call I've done nothing to no one and I'm shocked that I am heartbroken like this I can't believe that this has turned out this way you promised me that you would look after my baby whatever she or my precious CHRIS done to you we could have worked this out as family but for you to go this way and hurt your son and my daughter is not clear to me at all so I am asking you to please allow my grandchildren (too) that means also mine call me at: 313-573-6827 this is not the way to treat family Kim those are not your children you are not being fair to the rest of the grand parents they are more than white and money is not love Kim love does not hurt and it does not destroy

11/28/2021 11:59 AM (Viewed 11/28/2021 3:31 PM)

Tamika Jones (3134525009)

I just thought maybe me and Xionne could talk to Xy'Shone and Xaia... Seeing as though today is Sunday and I have not talked to my son since Tuesday evening and you hung up on me and Xaia's conversation on Thursday... I am not understanding why you are banning me and my children from speaking!!! You know this is wrong and EVIL!!!

11/28/2021 1:28 PM (Viewed 11/28/2021 3:31 PM)

Tamika Jones (3134525009)

Thank you for finally letting me talk to my children!! I really hope to talk to them on my lunch break and before they go to bed.. that's realllly not to much to ask for being that they are STILL my children... Please have them call me TONITE before bed... Again thank you sooo much for having the decency to let me verbally hold a conversation with them. Even though you still hung up and I did not get to tell them I love them... God bless🙏🙏🙏🙏🙏

11/28/2021 7:00 PM (Viewed 11/28/2021 10:55 PM)

Tamika Jones (3134525009)

Kim Monday- Thursday I would like to talk to my children in the hrs oh 12-2 my time and Friday 5Pm and before they go to bed.. on the wknds when they wake up, lunch and before they go to bed.. I realllly don't think that's too much to ask... Thank you very much... I also just called trying to say good night.. but that was unsuccessful as well... I WILL BE CALLING EVERY DAY TO TALK TO MY CHILDREN!!!!!! WHETHER YOU LIKE IT OR NOT THEY ARE MY CHILDREN.... God bless!!

11/29/2021 10:11 AM (Viewed 11/29/2021 10:18 AM)

Tamika Jones (3134525009)

Hello, can I please talk to my children before my lunch is over???

11/29/2021 6:24 PM (Viewed 11/29/2021 10:08 PM)

Tamika Jones (3134525009)

Can I please talk to my children????

11/30/2021 9:17 AM (Viewed 11/30/2021 2:06 PM)

Tamika Jones (3134525009)

Can I please talk to my children???

11/30/2021 3:03 PM (Viewed 11/30/2021 5:33 PM)

Tamika Jones (3134525009)

Can I please talk to my children????

11/30/2021 7:24 PM (Viewed 11/30/2021 10:04 PM)

Tamika Jones (3134525009)

Can I please talk to my children????

12/1/2021 3:31 PM (Viewed 12/1/2021 4:13 PM)

Tamika Jones (3134525009)

CAN I PLEASE TALK TO MY CHILDREN?????

12/1/2021 3:59 PM (Viewed 12/1/2021 4:13 PM)

Tamika Jones (3134525009)

I want to talk to my children!!!

12/1/2021 7:59 PM (Viewed 12/1/2021 9:45 PM)

Tamika Jones (3134525009)

I WANT TO TALK TO MY CHILDREN!!!!

12/2/2021 2:35 PM

Kimberley's phone (+17025349692)

Tamika,

I'm reaching out again to encourage you to bring Xionne back to Las Vegas. The kids miss their little brother. If there is anything I can do to help you and Xionne return, let me know. This is an opportunity to find a way for the kids to grow up in a stable environment surrounded with friends and family. If we keep their best interest in mind and work together as family should, we can find a solution to present to the judge.

The court has ruled the children must remain in Las Vegas. Returning on your own may be looked on more favorably by the court and relieve some of the legal issues you may incur. I'm hoping we can move forward communicating in a respectful manner. I'm sending you an invite to coParenter which may be of benefit.

12/2/2021 3:19 PM (Viewed 12/2/2021 3:29 PM)

Tamika Jones (3134525009)

Can I talk to my children please???? They are not your children and you can not ban me from talking to them!!!!

12/2/2021 8:24 PM (Viewed 12/2/2021 11:43 PM)

Tamika Jones (3134525009)

I want to talk to MY CHILDREN!!!! I AM THEIR NATURAL MOTHER!!!! NOT YOU!!!! YOU'RE JUST A GRANDMOTHER THAT'S DERANGED!!!! I WANT TO TALK TO MY CHILDREN!!!! YOU DO NOT HAVE THE RIGHT TO TELL ME THAT I HAVE TO CONTACT THEM ON A DAMN APP!!!! IM TRYING MY BEST TO HOLD MY COMPOSURE..... NO IVE NEVER DISRESPECTED YOU BECAUSE I THOUGHT YOU WAS A MOTHER FIGURE..... I THOUGHT YOU HAD ALL OF OUR BEST INTEREST AT HEART.... BUT INSTEAD YOU WERE SETTING ME UP!!!! I KNOW YOU HAVE BEEN BRAIN WASHING THEM..... WHICH IS WHY YOU'VE BOUGHT THEM ALLLLL THE DAMN TOYS THEY CAN POSSIBLY IMAGINE..... I WANT TO TALK TO MY CHILDREN!!!! HOW CAN YOU CLAIM TO LOVE THEM BUT YOU HATE THE MALE IMAGE OF THEM?????? YOU HATE CHRIS AND YOU HATE CHARLIE!!!! YOU ARE WICKED!!!! THOSE ARE MY CHILDREN THAT I DAMN NEAR DIED TO HAVE I WANT TO TALK TO MY CHILDREN!!!!

12/3/2021 3:28 PM (Viewed 12/3/2021 3:45 PM)

Tamika Jones (3134525009)

I want to talk to my children!!!!

12/4/2021 3:02 PM (Viewed 12/4/2021 3:03 PM)

Tamika Jones (3134525009)

Can I please talk to my children

12/4/2021 7:32 PM (Viewed 12/4/2021 10:41 PM)

Tamika Jones (3134525009)

I want to talk to my children

12/5/2021 3:12 PM (Viewed 12/5/2021 3:44 PM)

Tamika Jones (3134525009)

I want to talk to my children!!!!

12/5/2021 3:14 PM (Viewed 12/5/2021 3:44 PM)

Tamika Jones (3134525009)

Today is a week that you are refusing and banning me to talk to MY CHILDREN!!!! Being that you are not their parent.... Your little app is not for you!!! It's for me and their father!!! Stop being deranged and get it through your mind that those are MY KIDS!!!!

12/6/2021 4:33 PM (Viewed 12/6/2021 4:53 PM)

Tamika Jones (3134525009)

I WANT TO TALK TO MY CHILDREN!!!

12/6/2021 6:50 PM (Viewed 12/6/2021 8:00 PM)

Tamika Jones (3134525009)

I want to talk to my children!!

12/7/2021 10:03 AM (Viewed 12/7/2021 2:07 PM)

Tamika Jones (3134525009)

I WANT TO TALK TO MY CHILDREN!!!

12/7/2021 3:17 PM

Kimberley's phone (+17025349692)

Ms. Jones,

In August 2019, you started a custody case that went on to have a wide breath of impact on the children and those in their lives. They are blessed to be loved by a large extended family, maternally and paternally. We are all blessed to have them in our lives.

I'm certain you didn't realize the consequences filing a custody case would have on the kids, yourself and everyone else who love the children, but we are in this place now.

How do we get out of this situation and move forward, giving the children love, and the best opportunities to soar and have a wonderful, happy, productive life?

Keep the best interest of the children at the center of it all!

My responsibility to my grandchildren is to love and protect them. I hold this above all else.

Disregarding court orders, fleeing NV and concealing the children has placed you in a precarious legal position. Continuing to break the law by not returning Xionne will not make your situation better.

Your attorney must have explained this.

I took the opportunity to look back today at all the texts you've sent since this issue began. Many I'm perplexed about when you address something bad I've supposedly inflicted upon you or Christopher. At this point you believe it, so there's no sense in debating it. You seem entrenched in it. The other noticeable pattern in the texts is the repulsive manner in which you speak to me. No matter what the case, I never have and never will speak to you with such disrespect because you are the mother of my grandchildren. If you go back and review our correspondence, you can easily verify this.

I want to keep open communication between you and the children, but not if it will be detrimental to them, and all I have to go in is the pattern of abhorrent texts you send. To mitigate this, and to keep you from interacting with me, who you seem unwilling to work with, I've suggested the CoParenter app. You have not taken advantage of this.

Maybe you can write the children letters, and I will be sure they promptly answer you.

But rest assured, the negative interactions with you stop with this text. Any and all activities on your part which may be emotionally harmful to the children end today. I will not accept any further phone calls or texts from you.

Please return Xionne to Las Vegas as soon as possible. The children miss their little brother. They should be together while everything is settled. You may choose to take him to your attorney's office, Child Haven, or the LV Police station on Cheyenne. If finances are an issue, let me know through the app. Give me the date and time of your return and arrangements will be made for his safe transport to my home.

I will send the link to CoParenter to you again, and maybe you'll choose to use it to set up talk time with the children. When doing so, remember school and work hours Monday-Friday from 0800-1800. You can include your entire family on the app if you'd like.

You have my address if you choose to communicate by letter.

Sending an email is also an option: beautyandbooks2003@yahoo.com.

Remember, no other forms of contact will be accepted because of the insulting and interruptive nature of your communication.

I hope the children hear from you soon.

Rest assured they are happy and healthy.

12/12/2021 6:48 AM (Viewed 12/12/2021 9:08 AM)

Tamika Jones (3134525009)

I want to talk to my children!!!

12/14/2021 10:10 AM (Viewed 12/14/2021 10:16 AM)

Tamika Jones (3134525009)

13134525009 Deposited a new message:

"yeah."

Click here: 14699825005 to listen to full voice message.

89 total messages and 8 total images.



Tamika

Text Message
Yesterday 10:02 AM

I've talked to Chris about the visitation for next wk. Due to the Covid19 he does not want the kids spending the night out.

Maybe we could think of something for the holiday Monday.



Apple Pay





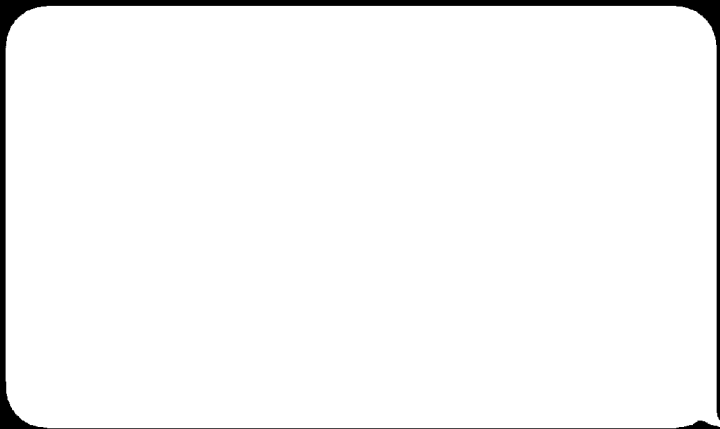
Tamika

Text Message
Yesterday 10:02 AM

I've talked to Chris about the visitation for next wk. Due to the Covid19 he does not want the kids spending the night out.

Maybe we could think of something for the holiday Monday.

Today 4:33 PM



Apple Pay





Tamika >

Today 4:33 PM



I dont want to go against his word. Really dont. Can they spend the day with you? But not spend the night?

Cant you and I come to visitation without the judge?

Ill personally drop them off 10 Fri and pick them up around 6. But Chris dont want them spending the night out. Ill pick up drop off fri and sat. Every wknd



Apple Pay





Tamika >

I dont want to go against his word. Really dont. Can they spend the day with you? But not spend the night?

Cant you and I come to visitation without the judge?

Ill personally drop them off 10 Fri and pick them up around 6. But Chris dont want them spending the night out. Ill pick up drop off fri and sat. Every wknd instead of just the one wknd he said.

Can we agree that I drop them off at 10Am and I pick them up at 6PM for 9/11 and 9/12??



Apple Pay



8:01



Tamika >

night out. Ill pick up drop off
fri and sat. Every wknd
instead of just the one wknd
he said.

Can we agree that I drop
them off at 10Am and I pick
them up at 6PM for 9/11
and 9/12??

Today 8:00 PM

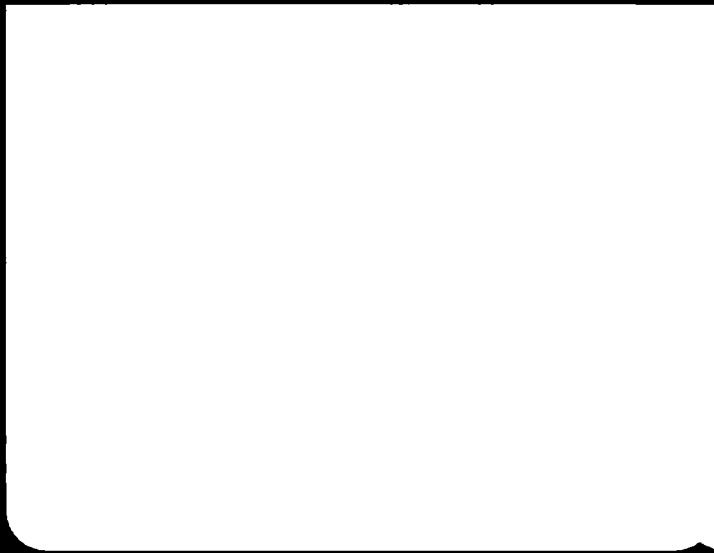


Apple Pay





Tamika >



Sorry to hear that. It's not an order. He wanted us to work something out. I'm trying to work something out with you, but you are refusing. They're not leaving with you. I tried to meet you in the middle. But you will not understand that they are not spending the night out due to the corona virus. You should respect that these are my kids. Good night and I will see you in court.



Apple Pay



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EXHIBIT 1G



1 **SUBT**

2 Julio Vigoreaux, Jr., Esq.
3 SBN 15347
4 Law Office of Julio Vigoreaux, Jr.
5 400 S. 4th Street, Suite 500
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7 Phone: (702) 483-8298
8 Facsimile: (702) 446-9648
9 Email: jvigoreauxlaw@gmail.com
10 *Attorney for Intervenor,*
11 *Kimberly White*
12 *In an unbundled capacity*

8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

10 TAMIKA BEATRICE JONES,
11 Plaintiff,

11 vs.

Case No.: D-19-594413-C

12 CHRISTOPHER CHARLES JUDSON,
13 Defendant.

13 vs.

Dept. No.: S

14 KIMBERLY WHITE,
15 Intervenor.

16 **SUBSTITUTION OF COUNSEL**

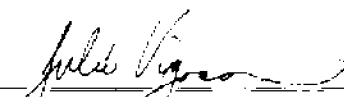
17 THE COURT AND ALL PARTIES ARE NOTIFIED that Intervenor, KIMBERLY WHITE
18 makes the following Substitution of Counsel.

19 **IT IS HEREBY STIPULATED AND AGREED** that Julio Vigoreaux Jr., Esq. The Law
20 Office of Julio Vigoreaux Jr. is substituted in the place of Janice Jacovino, Esq. of Jacovino Law
21 office, as counsel for Intervenor, Kimberly White.

22 The undersigned counsel hereby consents to the substitution as the attorney for Intervenor,
23 Kimberly White.

24 Dated this 31st day of December, 2021.

25 LAW OFFICE OF JULIO VIGOREAUX, JR.

26
27 By: 
28 Julio Vigoreaux, Jr., Esq.

1 The undersigned counsel hereby consents to the substitution as the attorney for Intervenor,
2 Kimberly White.

3 Dated this ____ day of December, 2021.

4 LAW OFFICE OF JULIO VIGOREAUX, JR.
5 ATTORNEY VIGOREAUX HAS MADE
6 VARIOUS ATTEMPTS TO CONTACT
7 MS. JACOVINO, HOWEVER ALL
8 ATTEMPTS HAVE BEEN
9 UNSUCCESSFUL

By: _____
Janice Jacovino, Esq.

10 The undersigned client hereby consents to the substitution of Julio Vigoreaux Jr., Esq. as her
11 new counsel of record.

12 Dated this 13th day of December, 2021.

13 LAW OFFICE OF JULIO VIGOREAUX, JR.

14 By: _____
Kimberly White.

15 Submitted by:
16 Julio Vigoreaux Jr., Esq.

17 _____
18 Julio Vigoreaux, Jr., Esq.

19 SBN 15347

20 Law Office of Julio Vigoreaux, Jr.

21 400 S. 4th Street, Suite 500

22 Las Vegas, NV 89101

23 Phone: (702) 483-8298

24 Facsimile: (702) 446-9648

25 Email: jvigoreauxlaw@gmail.com

26 Attorney for Intervenor,

27 Kimberly White

28 In an unbundled capacity

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EXHIBIT 1H



Kristy Young <secretaryjvigoreauxlaw@gmail.com>

Difficulties reaching attorney March 2021

1 message

Kimberley W <kwhite_writer@hotmail.com>

Wed, Dec 15, 2021 at 10:58 AM

To: "secretaryjvigoreauxlaw@gmail.com" <secretaryjvigoreauxlaw@gmail.com>

Reached out to Family Help Center because couldn't reach my attorney

Kimberly White, RN, BSN, MSN, NP-c, DNP

From: FLSHC Info <flshcinfo@lacsns.org>

Sent: Friday, March 26, 2021 8:23 AM

To: Kimberley W <kwhite_writer@hotmail.com>

Subject: Re: Family Help Center Question

Here is a link to the Order after hearing form: <https://www.familylawselfhelpcenter.org/images/forms/misc/order-packet-kids-pdf.pdf>

Here is a link to the Pickup Order form: <https://www.familylawselfhelpcenter.org/images/forms/divorce/pickup-order-pdf-fillable.pdf>

The order forms are completed and then e-mail to the department for the judge's review and approval to **deptSinbox@clarkcountycourts.us**

Each order should be sent in a separate e-mail.

Add Yourself as a Service Contact: If you have not yet done so, make sure you have added yourself as a "service contact" to your e-filing account so that you get notifications by e-mail when the court files documents and orders.

For instructions to register for electronic service, please see the instructions at <https://odysseyfileandserve.zendesk.com/hc/en-us/articles/360048616751-Adding-a-Service-Contact-email-to-a-Case->

Thank You,
Self-Help Center Staff

Chat with us: Ask a live agent your questions via a web chat at our website
www.familylawselfhelpcenter.org

The Family Law Self-Help Center is currently closed to the public but we are offering virtual help by phone (702-455-1500) and email during regular business hours, 8am – 4pm Monday - Friday.

You may attend a free legal education class online by signing up at <https://law.unlv.edu/free-legal-education>. You can also sign up for a free ask-a-lawyer session at <https://www.lacsn.org/what-we-do/ask-a-lawyer> . To hire a lawyer, please contact the State Bar of Nevada at <https://www.nvbar.org/lawyerreferral/lrs/>

The information in this email is NOT a substitute for legal advice. Talk with a lawyer licensed in Nevada to get legal advice on your situation.

From: Kimberley W <kwhite_writer@hotmail.com>
Sent: Thursday, March 25, 2021 10:04:33 PM
To: FLSHC Info
Subject: Re: Family Help Center Question

I'm unable to reach my lawyer via email or phone. It seems she hasn't submitted the Order to the judge. As this is an emergency, and the children have been missing for a month, I'm trying to complete the Order and submit it to the judge. I'm not sure what forms I need to complete and how to present the paperwork to the judge. Your help will be appreciated in this matter.

Kimberly White
702-534-9692

From: FLSHC Info <flshcinfo@lacsn.org>
Sent: Wednesday, March 24, 2021 11:03 AM
To: Kimberley W <kwhite_writer@hotmail.com>
Subject: Re: Family Help Center Question

The hearing minutes are attached. The judge told attorney Jacovino to prepare the orders after hearing. The attorney is still obligated to prepare the order from the hearing even though they may have withdrawn from your case. Contact the attorney directly to follow-up.

Thank You,
 Self-Help Center Staff

Chat with us: Ask a live agent your questions via a web chat at our website
www.familylawselfhelpcenter.org

The Family Law Self-Help Center is currently closed to the public but we are offering virtual help by phone (702-455-1500) and email during regular business hours, 8am – 4pm Monday - Friday.

You may attend a free legal education class online by signing up at <https://law.unlv.edu/free-legal-education>. You can also sign up for a free ask-a-lawyer session at <https://www.lacsn.org/what-we-do/ask-a-lawyer> . To hire a lawyer, please contact the State Bar of Nevada at <https://www.nvbar.org/lawyerreferral/lrs/>

The information in this email is NOT a substitute for legal advice. Talk with a lawyer licensed in Nevada to get legal advice on your situation.

From: Kimberley W <kwhite_writer@hotmail.com>
Sent: Wednesday, March 24, 2021 10:35:46 AM
To: FLSHC Info
Subject: Re: Family Help Center Question

The case was originally filed in August 2019:

Tamika B Jones vs. Christopher C Judson
I'm the "intervener" Kimberly White

Case: D-19594413-C

Thank you

Kimberly White

From: FLSHC Info <flshcinfo@lacsns.org>
Sent: Tuesday, March 23, 2021 12:41:30 PM
To: Kimberley W <kwhite_writer@hotmail.com>
Subject: Re: Family Help Center Question

Good afternoon Kimberley,

Do you have a case number or the full names of both parties so I can look up your case?

Thank You,
Self-Help Center Staff

Chat with us: Ask a live agent your questions via a web chat at our website
www.familylawselfhelpcenter.org

The Family Law Self-Help Center is currently closed to the public but we are offering virtual help by phone (702-455-1500) and email during regular business hours, 8am – 4pm Monday - Friday.

You may attend a free legal education class online by signing up at <https://law.unlv.edu/free-legal-education>. You can also sign up for a free ask-a-lawyer session at <https://www.lacsns.org/what-we-do/ask-a-lawyer> . To hire a lawyer, please contact the State Bar of Nevada at <https://www.nvbar.org/lawyerreferral/lrs/>

The information in this email is NOT a substitute for legal advice. Talk with a lawyer licensed in Nevada to get legal advice on your situation.

From: Kimberley W <kwhite_writer@hotmail.com>
Sent: Monday, March 22, 2021 4:23:03 PM
To: FLSHC Info
Subject: Family Help Center Question

I was granted a Pick Up Order during a hearing a month ago. I've never received any documentation. I've tried multiple phone calls but have been unable to speak to a live person. What do I do? How do I get a copy of the signed order? Is there anyone who can help me?

Thank you,

Kimberly White
702-534-9692
KWhite_writer@hotmail.com

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EXHIBIT 11

COURT CODE: TPOV

☒ DISTRICT COURT

☐ JUSTICE COURT IN THE TOWNSHIP OF _____
CLARK COUNTY, NEVADA

Kimberly White
Applicant,

Case No.: T-21-219814-T

vs.

Dept: S

Tamika Beatrice Jones
Adverse Party.

TEMPORARY PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

Expiration: This order was issued by the court on 12/8/2021 and will expire on 1/22/2022 at 11:59 p.m. unless the court orders otherwise.

Notice of Hearing to Extend:

- ☐ There will be a hearing to determine whether to extend this order on: N/A at N/A ☐ a.m.
☐ p.m. at the court listed above. **If you do not attend, the court may rule against you.**
- ☒ There is no hearing scheduled.

Protected Parties: The following persons are protected under this order:

Applicant:	Kimberly	N/A	White	
	<i>(first)</i>	<i>(middle)</i>	<i>(last)</i>	
Child:	Xaia	N/A	Judson	08/13/15
	<i>(first)</i>	<i>(middle)</i>	<i>(last)</i>	<i>(DOB)</i>
Child:	X'Shone	N/A	Judson	11/20/11
	<i>(first)</i>	<i>(middle)</i>	<i>(last)</i>	<i>(DOB)</i>
Child:	N/A	N/A	N/A	N/A
	<i>(first)</i>	<i>(middle)</i>	<i>(last)</i>	<i>(DOB)</i>
Child:	N/A	N/A	N/A	N/A
	<i>(first)</i>	<i>(middle)</i>	<i>(last)</i>	<i>(DOB)</i>

Applicant filed a verified application for protective order. The Court has jurisdiction over this matter. *See* NRS 33.010, *et seq.* The Court finds domestic violence has occurred and/or there is a threat of domestic violence. Accordingly and good cause appearing, it is the ORDER of the Court that the following orders apply to the Adverse Party:

1 **1. ☒ YOU ARE PROHIBITED** from threatening, physically injuring, or harassing the
2 Applicant and/or the minor child(ren) either directly or through an agent (someone acting on
3 your behalf).

4 **2. ☒ YOU ARE PROHIBITED** from selling, damaging, destroying, giving away, or
5 otherwise disposing of, or tampering with, any property owned by the Applicant, or in which
6 Applicant has an interest.

7 **3. ☒ YOU ARE ORDERED:**

8 ☒ to not contact the adult protected party at all in any way, including but not limited to in
9 person, by phone/text, by email, or through social media.

10 ☐ to contact the adult protected party **for parenting issues only** by:

11 ☐ text ☐ email ☐ phone calls ☐ in writing ☐ other: N/A

12 **4. ☒ YOU ARE ORDERED:**

13 ☒ to not contact the minor children at all in any way, including but not limited to in
14 person, by phone/text, by email, or through social media.

15 ☐ to contact the children only by:

16 ☐ text ☐ email ☐ phone calls ☐ in writing ☐ other: N/A

17 **5. ☒ YOU ARE ORDERED** to stay 100 yards away from Applicant's current residence
18 located at:

19 ☐ **CONFIDENTIAL**.

20 ☒ the following address:

21 10461 Hartford Hills Ave

22 Address

23 Las Vegas NV

24 Clark

25 City, State, Zip Code

26 County

27 ☐ This is a complex/property/trailer park; the entire complex/property/trailer park
28 is protected.

or any other place that Applicant may reside. You shall not interfere with Applicant's
possession and use of the residence, including utilities, phones, leases and other related
residential services.

**6. ☐ A law enforcement officer located within the jurisdiction of the residence listed below
shall on **ONE OCCASION ONLY** accompany ☐ Applicant or ☐ Adverse Party to:**

N/A

Address

N/A

N/A

City, State, Zip Code

County

and shall stand by while ☐ Applicant or ☐ Adverse Party obtains clothing, toiletries, and the following additional items: N/A

Any property in dispute shall remain in the residence unless it is specifically identified in this order.

7. ☐ **YOU ARE ORDERED** to stay 100 yards away from these place(s) of employment or any other place that Applicant may be employed. **YOU ARE PROHIBITED** from any contact whatsoever with these place(s) of employment in person, by telephone, mail, or any other means of communication.

☐ **CONFIDENTIAL.**

N/A

Employer

N/A

Employer

N/A

Address

N/A

Address

N/A

City, State, Zip Code

N/A

County

N/A

City, State, Zip Code

N/A

County

8. ☒ **YOU ARE ORDERED** to stay 100 yards away from the Applicant's and/or minor child(ren)'s school(s)/day care, including, but not limited to, the places listed below:

☐ **CONFIDENTIAL.**

Innovation Academy

School/Day Care Name

N/A

School/Day Care Name

5705 N Rainbow

Address

N/A

Address

Las Vegas NV

City, State, Zip Code

Clark

County

N/A

City, State, Zip Code

N/A

County

9. ☐ **YOU ARE ORDERED** to stay 100 yards away from the following places frequented regularly by Applicant and/or the minor child(ren):

N/A

Location Name

N/A

Location Name

N/A
Address

N/A
Address

N/A
City, State, Zip Code

N/A
County

N/A
City, State, Zip Code

N/A
County

10. ☐ The court, having jurisdiction under and meeting the requirements of Chapter 125A of the Nevada Revised Statutes (UCCJEA), makes the following orders concerning the following minor child(ren) of the parties:

Child:	N/A <i>(first)</i>	N/A <i>(middle)</i>	N/A <i>(last)</i>	N/A <i>(DOB)</i>
Child:	N/A <i>(first)</i>	N/A <i>(middle)</i>	N/A <i>(last)</i>	N/A <i>(DOB)</i>
Child:	N/A <i>(first)</i>	N/A <i>(middle)</i>	N/A <i>(last)</i>	N/A <i>(DOB)</i>
Child:	N/A <i>(first)</i>	N/A <i>(middle)</i>	N/A <i>(last)</i>	N/A <i>(DOB)</i>

☐ Applicant is granted temporary custody of the minor child(ren) with no visitation to the Adverse Party.

☐ Applicant is granted temporary custody of the minor child(ren) with the following visitation granted to the Adverse Party: N/A

☐ Custody, visitation, and support of the minor child(ren) of the parties shall remain as ordered in the Decree of Divorce/Order entered between the parties in case number N/A in N/A County in the State of N/A .

11. ☐ **YOU ARE PROHIBITED**, either directly or through an agent, from physically injuring or threatening to injure any pets/animals owned or kept by the Applicant, the minor child(ren), or you.

12. ☐ **YOU ARE PROHIBITED**, either directly or through an agent, from taking possession of any pets/animals owned or kept by the Applicant or the minor child(ren).

13. ☐ The following provisions and conditions are made part of this order:

N/A

N/A

N/A

1 N/A

2 N/A

3 **IT IS FURTHER ORDERED** that a copy of this order and the verified application for
4 protection order against domestic violence shall be transmitted directly to the applicable sheriff's
5 office or constable, who will promptly attempt to serve the transmitted documents upon the
6 Adverse Party, and upon service, file a return of service form with the court.

7 **If you want to dispute this order or have it changed, you can request a hearing by**
8 **filing a written request with this court.** Court staff will give you information about how to file
9 your request. The court will set a hearing on your request as quickly as possible.

10 **VIOLATION OF THIS ORDER IS A CRIME**

11 **You, the Adverse Party, are notified that you can be arrested for violating this order.**
12 You can be arrested even if the person who obtained this order invites or allows you to contact
13 him or her. You have the sole responsibility to avoid or refrain from violating the terms of this
14 order. A violation includes but is not limited to contact in the form of verbal, electronic, and
15 social media communications.

16 **You are further notified of the penalty for violation of an order. A person who**
17 **intentionally violates:**

18 (1) A temporary order is guilty of a misdemeanor.

19 Each act that constitutes a violation of the temporary or extended order may be prosecuted as
20 a separate violation of the order. (NRS 33.100)

21 **If you are arrested for violating this order, you will not be admitted to bail sooner than**
22 **12 hours after your arrest if:**

23 (1) The arresting officer determines that such a violation is accompanied by a direct or
24 indirect threat of harm;

25 (2) You have previously violated a temporary or extended order for protection; or

26 (3) At the time of the violation or within 2 hours after the violation, you have:

27 (I) A concentration of alcohol of 0.08 or more in your blood or breath; or

28 (II) An amount of a prohibited substance in your blood or urine, as applicable, that is equal to
or greater than the amount set forth in subsection 3 or 4 of NRS 484C.110.

(NRS 33.030(5)).

Penalty for violation of a custody order: The abduction, concealment, or detention of a child in violation of this order is punishable as a Category D Felony as provided in NRS

193.130. NRS 200.359 provides that every person having a limited right of custody to a child or any parent having no right of custody to the child who willfully detains, conceals or removes the child from a parent, guardian or other person 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.

Under federal law, this protection order is valid and enforceable in all 50 states, the District of Columbia, U.S. Territories, and Indian Nations (18 USC § 2265.) If you travel across state or tribal land with the intent to injure the Applicant or violate this order and then do so, you may be convicted of committing a federal crime (18 USC § 2261.) Possession, shipment, transportation, or receipt of a firearm or ammunition while this order is in effect may constitute a felony under federal law and is punishable by a fine up of up to \$250,000 and/or a prison sentence of up to ten (10) years (18 USC § 922.).

Only the court can change this order.

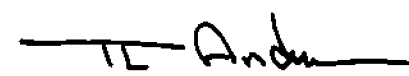
ORDER TO LAW ENFORCEMENT

- (A) Any law enforcement officer who has probable cause to believe a violation of any provision of this order has occurred is ordered to arrest the Adverse Party. Such party is to be charged with a criminal violation of this order, in addition to any other criminal charges that may be justified.
- (B) If such law enforcement officer cannot verify that the Adverse Party was served with a copy of the application and order, the officer shall inform the Adverse Party of the following:
- (1) the specific terms of this order;
 - (2) that the Adverse Party now has notice of the provisions of this order;
 - (3) that a violation of this order will result in the Adverse Party's arrest;
 - (4) the location of the court that issued the original order and the hours during which the Adverse Party can obtain a copy of this order; and
 - (5) the date and time set for a hearing on an application for an extended order, if any.

The law enforcement officer shall then provide written proof of notice to the officer's agency and to the court.


All fees are deferred.

Dated: This 8th day of December,
2021



Judge/Hearing Master

12/07/2021



CLERK OF THE COURT

☐ DISTRICT COURT
☒ JUSTICE COURT IN THE TOWNSHIP OF Las Vegas
Clark COUNTY, NEVADA

Kimberly White

Applicant (print your name above),

CASE NO.: T-21-219814-T

DEPT: TBD

vs.

Tamika Beatrice Jones

Adverse Party (print the name of the person you want
protection from above).**APPLICATION FOR PROTECTION ORDER****1. Your information (you are the "Applicant").**

Your name: Kimberly White

(first)

(middle)

(last)

2. Who do you want to be protected from (this person is the "Adverse Party")?Name: Tamika Beatrice Jones

(first)

(middle)

(last)

3. Who needs protection (check all that apply)?☒ Me.☐ Minor child (see definition on bottom of page 2).☒ The following household members, including minor children not included in definition
on page 2.

Name	Date of Birth	Relationship to Applicant	Relationship to Adverse Party
Xaia M Judson	8/13/2015	Grand-daughter	Mother
X'Shone C Judson	11/20/2011	Grandson	Mother

4. **Why do you need to be protected from the person named above (you must check one)?**

☒ **The Adverse Party committed acts of stalking or aggravated stalking against me.**

Definition of stalking, aggravated stalking and harassment:

Stalking: A person commits the crime of stalking when, without lawful authority, that person willfully or maliciously engages in a course of conduct directed towards a victim that would cause a reasonable person under similar circumstances to feel terrorized, frightened, intimidated, harassed or fearful for his or her immediate safety or the immediate safety of a family or household member, and that actually causes the victim to feel terrorized, frightened, intimidated, harassed or fearful for his or her immediate safety or the immediate safety of a family or household member. NRS 200.575(1)

Aggravated Stalking: A person who commits the crime of stalking and in conjunction therewith threatens the person with the intent to cause the person to be placed in reasonable fear of death or substantial bodily. NRS 200.575(2)

Harassment: A person commits harassment when: (a) Without lawful authority, the person knowingly threatens: (1) To cause bodily injury in the future to the person threatened or to any other person; (2) To cause physical damage to the property of another person; (3) To subject the person threatened or any other person to physical confinement or restraint; or (4) To do any act which is intended to substantially harm the person threatened or any other person with respect to his or her physical or mental health or safety; **and** (b) The person by words or conduct places the person receiving the threat in reasonable fear that the threat will be carried out. NRS 200.571

☐ **The Adverse Party committed a sexual assault on me.**

Definition of sexual assault: A person commits sexual assault if they subject another person to sexual penetration, or forces another person to make a sexual penetration on himself or herself or another, or on a beast, against the will of the victim or under conditions in which the perpetrator knows or should know that the victim is mentally or physically incapable of resisting or understanding the nature of his or her conduct. NRS 200.366

☐ **Protection of Children:** The parent or guardian of a child may petition any court of competent jurisdiction on behalf of the child for a temporary or extended order against a person who is 18 years of age or older and who the parent or guardian reasonably believes has committed or is committing a crime involving: (a) Physical or mental injury to the child of a nonaccidental nature; or (b) Sexual abuse or sexual exploitation of the child. NRS 33.400

Are you applying on behalf of a minor child? ☒ **No** ☐ **Yes**

Child's name: _____
(first) (middle) (last)

As you complete the application, please keep in mind that you are filling in the questions as they pertain to the actions/incident committed upon the child.

5. **How do you know the person you need protection from** *(check all that apply)?*
- ☐ We are related by blood or marriage. Explain _____
- ☒ We are or used to be friends/acquaintances.
- ☐ We are neighbors or reside in the same neighborhood.
- ☐ We are or were co-workers.
- ☐ Other: *(specify relationship)*: _____

6. **Are there any other current or prior court cases that involve you and the Adverse Party in any court?**

- ☐ No.
- ☒ Yes. If you know, please list the case type, county, state, and case number:
Custody - D-19-594413-C - County NV

7. **Firearms / Guns.**

Does the Adverse Party own a gun or have a gun in his/her possession or control?

- ☐ No ☐ Yes ☒ I don't know.

8. **Most Recent Event.** *Think about the **most recent** event. These questions ask about the most recent event only.*

Approximate date it happened: 12/04/2021

City / State / Location where it happened: Las Vegas NV

Did the other person use or threaten to use a weapon? ☒ No ☐ Yes.

What Happened? *Explain the **most recent** event and describe any injuries. Give **specific** and **detailed** information about the event. **You can list past events on the next page.** If you are filing on behalf of a child, include details about what happened to the child.*

The police were called to my home with "vague complaints" from Ms. Jones regarding the safety of my grandchildren.

Attach more pages if you need more room (pages 4a, 4b, 4c).

9. **Past Event(s).**

Think about any other times the person you want protection from threatened or abused you and/or the child/children. The following questions ask about any past events that may have happened.

Approximate Date: 12/2021

What Happened:

Ms. Jones has a history of involving the police to sway domestic issues in her favor. There is currently a Custody and Pick-Up Order related to her parental abduction. Two children have been returned to Las Vegas. She continues to hide the third child. She has embarked on a campaign of nonstop texts and phone calls, and now police involvement. ONLY VERIFIABLE ADDRESS: MCGannon Law Office 5550 Painted Mirage Rd, Las Vegas, NV 89149, 725-502-2376.

Approximate Date: _____

What Happened: _____

10. **Law enforcement involvement.**

Was law enforcement informed? ☐ No ☒ Yes

a. If so, please provide a copy of the police/incident report.

Was anyone arrested? ☒ No ☐ Yes (Who): _____

Is the Adverse Party in jail? ☒ No ☐ Yes

11. Temporary Protections Requested (*check all that apply*).

Do not list any confidential addresses.

The other person will get a copy of this application and will see any addresses you write down.

☒ **Prohibited Activities.** The Adverse Party should not threaten, physically injure, or harass me and/or the minor child, either directly or through someone acting on his/her behalf.

☐ **No Contact or Restricted Contact.** The Adverse Party should not contact me and/or the minor child at all, either in person, by phone / text, by email or through social media.

☒ **Current Residence.** The Adverse Party should stay away from my current residence.

Do you and the Adverse Party live together? ☒ No ☐ Yes

If yes, whose name is listed on the lease/title? _____

Does the Adverse Party know where you live? ☐ No ☒ Yes

If no, is your address confidential? ☒ No ☐ Yes (*don't list your address*)

10461 Hartford Hills Ave _____

Address

Las Vegas, NV 89166

NV

City, State, Zip Code

County

Do you and the Adverse Party live in the same complex/property/trailer park? ☒ No ☐ Yes

☒ No. Should the Adverse Party stay away from the entire complex/property/trailer park? ☐ No ☒ Yes

☐ Yes. If so, explain the distance and need for protection in that complex/property/trailer park:

The distance between us is 2000 miles. Previous incidents of parental abduction

☐ **Personal Belongings.**

☐ I need to get my belongings. I want law enforcement to come with me to the Adverse Party's residence so I can pick up my belongings. The address I need to go to is (*list street address, apartment number, city, state, zip*):

☐ The other party needs to get his/her belongings. Law enforcement should come with the Adverse Party to my residence to pick up his/her belongings.

☒ **Work.** The Adverse Party should stay away from my workplace.

Do you and the Adverse Party work at the same place? ☒ No ☐ Yes

Is your work address confidential? ☐ No ☒ Yes (*do not write details below*)

Employer

Employer

Address

Address

City, State, Zip Code County

City, State, Zip Code County

☒ **School/Daycare.** The Adverse Party should stay away from my school and/or the child's school/daycare.

Is the school/daycare address confidential? ☒ No ☐ Yes (*do not write details below*)

Innovation Academy

School/Daycare

School/Daycare

5705 N. RAINBOW

Address

Address

Las Vegas, NV 89130 Clark

City, State, Zip Code County

City, State, Zip Code County

☐ **Other Places.** The Adverse Party should stay away from the following places that I and/or the minor children go to regularly.

Location

Location

Why?

Why?

Address

Address

City, State, Zip Code County

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About Extended Protection Orders:

*This application automatically asks the judge to issue a 45-day temporary protection order
without notifying the other person first.*

You can also ask for an extended order that could last for up to 2 years.

*If you do, the judge will set a hearing. You and the other person will have to appear in court and
explain your side before the judge can extend the protection order.*

12. Length of Protection Order.

- ☐ I want an order up to 45 days only.
- ☒ I want an order up to 45 days PLUS an extended order that could last up to 2 years.

13. Other Exhibits. You may attach documents, pictures, or anything else that you would like the judge to look at and consider when reviewing your application. **The Adverse Party will receive a copy of all documents/evidence you provide.**

Describe what you are attaching:

Most recent text conversations.

14. This document does not contain the personal information of any person as defined by NRS 603A.040.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated 12/4/2021

Submitted by: /s/ Kimberly White

(your signature)

Kimberly White

(print your name)

VERIFICATION

I declare that I am the applicant in the above-entitled action; that I have read the foregoing application and know the contents thereof; that the pleading is true of my own knowledge, except for those matters therein contained stated upon information and belief, and that as to those matters, I believe them to be true. I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated 12/4/2021

Submitted by: /s/ Kimberly White

(your signature)

Kimberly White

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Conversation between Kimberley's phone (+17025349692) and Tamika Jones (3134525009)

[10/28/2021 10:37 AM] Tamika Jones (3134525009): Hello Ms. White, Xy'Shone left you a voicemail last night. I just want to apologize. I thought he was calling to talk about his good grades in school or his Christmas list. Again I apologize.

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As you recall in August 2019 you started proceedings for sole custody of three minor Judson children and were eventually awarded visitation from Friday through Sunday weekends. Later through the course of legal action, the grandparents and great grandparents were awarded visitation. There was a core order for visitation and, for the children to remain in the state of Nevada city of Las Vegas. You violated those court orders by removing the children from Las Vegas, Nevada and denying visitation. Subsequently Echo order was sworn confirming the three minor children were to be returned to the home state of Las Vegas Nevada. Please note, as of today the two oldest children have been retrieved to return to Las Vegas Nevada. You may choose to mitigate the legal Meyer you now find yourself in by returning the youngest minor child to his whole state of Las Vegas Nevada. It is advised that you contact your attorney of record for further advice email so contact the court system.

[11/22/2021 12:21 PM] Tamika Jones (3134525009): I want to know where my kids are. Where they're going? What is ur address?? How are you traveling?? I WANT TO TALK TO MY KIDS RIGHT NOW

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Click here: 14699825026 to listen to full voice message.

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[11/23/2021 2:41 PM] Tamika Jones (3134525009): I thought you were saying that they will see my parents for thanksgiving... So when are they coming back for school???? You said we can have an adult conversation but you can't even talk to the mother of the kids who you kidnapped!!! I want them back in time for school Monday morning!!!

[11/23/2021 2:49 PM] Tamika Jones (3134525009): Disliked "Xy is up. Xaia in bathroom. They know they're going to see their grandma and grandpa for thanksgiving. I'm good spirits. Not aware of any drama."

[11/23/2021 2:50 PM] Tamika Jones (3134525009): YOU ARE VERY HEARTLESS AND COLDHEARTED!!!! XIONNE WANTS TO SEE HIS SIBLINGS!!!!

[11/23/2021 6:27 PM] Tamika Jones (3134525009): I would like to talk to my children!!!!

[11/23/2021 7:09 PM] Tamika Jones (3134525009): Xionne is calling his siblings to come eat!!!! I want to talk to my children and I want them home!!!!

[11/23/2021 8:04 PM] Tamika Jones (3134525009): Why won't you let me talk to my children???

[11/23/2021 8:05 PM] Tamika Jones (3134525009): I want to talk to my children!!!!

[11/23/2021 9:03 PM] Tamika Jones (3134525009): 13134525009 Deposited a new message:

"Yeah, we want to talk to bien is right here and he wants to talk to you viki. What is it? Yeah. Hi, I love you. Sean, mm. I love you Say Sean. I love you. Saya. Tell us your name. Oh."

Click here: 14699825027 to listen to full voice message.

[11/24/2021 3:22 AM] Tamika Jones (3134525009): Why can't I talk to my children????

[11/24/2021 3:53 AM] Tamika Jones (3134525009): I understand that you are traveling, but that has nothing to do with me talking to my children. If this is how your going to do things, than how could I ever trust you with my children????? You are so wrong!!!

[11/24/2021 4:00 AM] Tamika Jones (3134525009): Be mindful that you were granted one week and one holiday!! If they're not back for school MONDAY, than you would be in violation!!!

[11/24/2021 4:13 AM] Kimberley's phone (+17025349692): Good morning,

The kids are still asleep. I'll have them call as soon as they get up.

Right now they only know they're going to visit family in Vegas. Anything more is legal stuff I'll shield the kids from so they don't feel as if any of it has to do with something they've said or done. If you call repeatedly at all hours of the day, it's going to be hard to keep them from knowing there's an issue.

I understand from your expressed concern, but know no one ever has, or will question you love them. No one ever has or will say anything negative about you or family. The kids are always told you love them and miss them—period. Same with the baby—he loves and misses them and hopefully he'll join us in LV. They miss him. All his family in LV misses him terribly.

Rest easily the kids are safe and loved.

I have no personal issues with you. You know by the way I've never spoken negatively about you, or to you, in any court hearings. I've never responded to any texts you've sent when you were going off on me. I didn't respond to the upsetting message you had Xy leave me a few weeks ago. I never will. I have no beef with you. I don't want to argue or fight. That's not the kind of relationship we've always had. I never imagined it would be like this. We should step back and make sure we can speak without arguing before we talk again.

All the legal issues started by that August 2019 filing can be handled by lawyers and the judge. Your texts sound as if your lawyer hasn't explained the legal problems. Please talk to him. Please bring Xionne back to LV. If you need financial help to do so, let me know, but please reassess the situation before it deteriorates further.

[11/24/2021 4:50 AM] Tamika Jones (3134525009): Kim you sound as if you will not be returning my children by Monday You have no right to remove my children this way you are entitle to them for one week one weekend and one holiday what you have done and the way you went about this is wrong I did not know Xyshone spoke to you in this type of matter you are playing games with me when I call for them by now I should have spoken to Xaia you can let them call me but you are not doing so you know I am headed to work so you use this hour to upset me out the door you roped Chris from his farther you have no love for Chris but this aching desire to destroy him and his children this is all aimed at Mr Judson for having an affair on you and your unborn baby now you are stuck in an empty tomb with your soon to be dead mom and dad and you think you will feel this empty void with my children you hate Chris you threw him under the bus to get his kids you go into a courtroom to lie and destroy your one and only son to feel the empty void in your life you decided not to extend your family now your eggs are probably dried up and you really think you are going to drag my kids away from me

[11/24/2021 10:12 AM] Tamika Jones (3134525009): So what's your reason for me not talking to my children???

[11/24/2021 10:18 AM] Tamika Jones (3134525009): I WANT TO TALK TO MY CHILDREN!!!

[11/24/2021 3:19 PM] Tamika Jones (3134525009): Can I please talk to my children???

[11/24/2021 3:29 PM] Tamika Jones (3134525009): Please???

[11/25/2021 6:57 AM] Tamika Jones (3134525009): Happy Thanksgiving Xykie n Xaia!!! I love u sooo much 😊😊😊😊😊

[11/25/2021 11:20 AM] Tamika Jones (3134525009): 13134525009 Deposited a new message:

"Kim. Can I please talk to my Children for thanksgiving? This is wrong that you're just not allowing me to talk to my Children. And it's thanksgiving. Can I please talk to my Children?"

Click here: 14699825028 to listen to full voice message.

[11/25/2021 11:20 AM] Tamika Jones (3134525009): Can I please talk to my children???? I have not talked to them since Tues!! This is so wrong!!

[11/25/2021 12:39 PM] Kimberley's phone (+17025349692): <Attachment>

[11/25/2021 12:43 PM] Tamika Jones (3134525009): Can I please talk to them?????

[11/25/2021 5:48 PM] Tamika Jones (3134525009): What just happened??? Me and Xaia wasn't done talking and I didn't really have a conversation with her nor did I talk to Xy'Shone.... It's almost 9'oclock which is their bedtime and I just now hearing anything since Tues!!! Why can't I hold a conversation with my children????

[11/25/2021 6:42 PM] Tamika Jones (3134525009): Why are you banning me and my children from hearing each other's voices???

[11/25/2021 11:39 PM] Kimberley's phone (+17025349692): Arrived safely about a hour ago. Kids in bed. Unloading.

[11/25/2021 11:40 PM] Tamika Jones (3134525009): Why can't I talk to them???

[11/26/2021 11:16 AM] Tamika Jones (3134525009): I'm pretty sure both my children are awake...Why didn't you have them call me and why are you banning me from talking to my children???? I want to VERBALLY talk to my children not a half of a video... Or you hanging up through our calls....

[11/26/2021 11:16 AM] Tamika Jones (3134525009): Also we do not need to be on speaker when I talk to them!!

[11/26/2021 7:00 PM] Tamika Jones (3134525009): I WANT TO TALK TO MY CHILDREN!!!!!!!

[11/27/2021 1:39 PM] Tamika Jones (3134525009): IM NOT UNDERSTANDING WHY YOU WILL NOT ALLOW ME TO TALK TO MY CHILDREN!!!!!!! THIS IS SOOOO WEONG AND YOU ARE PURE EVIL!!!!!!

[11/28/2021 8:25 AM] Tamika Jones (3134525009): Kim this is Annette would you please have my grand babies give me a call I've done nothing to no one and I'm shocked that I am heartbroken like this I can't believe that this has turned out this way you promised me that you would look after my baby whatever she or my precious CHRIS done to you we could have worked this out as family but for you to go this

way and hurt your son and my daughter is not clear to me at all so I am asking you to please allow my grandchildren (too) that means also mine call me at: 313-573-6827 this is not the way to treat family Kim those are not your children you are not being fair to the rest of the grand parents they are more than white and money is not love Kim love does not hurt and it does not destroy

[11/28/2021 11:59 AM] Tamika Jones (3134525009): I just thought maybe me and Xionne could talk to Xy'Shone and Xaia... Seeing as though today is Sunday and I have not talked to my son since Tuesday evening and you hung up on me and Xaia's conversation on Thursday... I am not understanding why you are banning me and my children from speaking!!! You know this is wrong and EVIL!!!

[11/28/2021 1:28 PM] Tamika Jones (3134525009): Thank you for finally letting me talk to my children!! I really hope to talk to them on my lunch break and before they go to bed.. that's realllly not to much to ask for being that they are STILL my children... Please have them call me TONITE before bed... Again thank you sooo much for having the decency to let me verbally hold a conversation with them. Even though you still hung up and I did not get to tell them I love them... God bless 🙏🙏🙏

[11/28/2021 7:00 PM] Tamika Jones (3134525009): Kim Monday- Thursday I would like to talk to my children in the hrs oh 12-2 my time and Friday 5Pm and before they go to bed.. on the wknds when they wake up, lunch and before they go to bed.. I realllly don't think that's too much to ask... Thank you very much... I also just called trying to say good night.. but that was unsuccessful as well... I WILL BE CALLING EVERY DAY TO TALK TO MY CHILDREN!!!! WHETHER YOU LIKE IT OR NOT THEY ARE MY CHILDREN.... God bless!!

[11/29/2021 10:11 AM] Tamika Jones (3134525009): Hello, can I please talk to my children before my lunch is over???

[11/29/2021 6:24 PM] Tamika Jones (3134525009): Can I please talk to my children????

[11/30/2021 9:17 AM] Tamika Jones (3134525009): Can I please talk to my children???

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[12/1/2021 3:31 PM] Tamika Jones (3134525009): CAN I PLEASE TALK TO MY CHILDREN?????

[12/1/2021 3:59 PM] Tamika Jones (3134525009): I want to talk to my children!!!

[12/1/2021 7:59 PM] Tamika Jones (3134525009): I WANT TO TALK TO MY CHILDREN!!!!

[12/2/2021 2:35 PM] Kimberley's phone (+17025349692): Tamika,

I'm reaching out again

to encourage you to bring Xionne back to Las Vegas. The kids miss

their little brother. If there is anything I can do to help you and Xionne return, let me know.

This is an opportunity to find a way for the kids to grow up in a stable environment surrounded

with friends and family. If we keep their best interest in mind and work together as family should, we can find a solution to present to the judge.

The court has ruled the children must remain in Las Vegas. Returning on your own may be looked on more favorably by the court and relieve some of the legal issues you may incur. I'm hoping we can move forward

communicating in a respectful manner. I'm sending you an invite to coParenter which may be of benefit.

[12/2/2021 3:19 PM] Tamika Jones (3134525009): Can I talk to my children please???? They are not your children and you can not ban me from talking to them!!!!

[12/2/2021 8:24 PM] Tamika Jones (3134525009): I want to talk to MY CHILDREN!!!!!! I AM THEIR NATURAL MOTHER!!!! NOT YOU!!!!!! YOU'RE JUST A GRANDMOTHER THAT'S DERANGED!!!!!! I WANT TO TALK TO MY CHILDREN!!!!!! YOU DO NOT HAVE THE RIGHT TO TELL ME THAT I HAVE TO CONTACT THEM ON A DAMN APP!!!!!! IM TRYING MY BEST TO HOLD MY COMPOSURE..... NO IVE NEVER DISRESPECTED YOU BECAUSE I THOUGHT YOU WAS A MOTHER FIGURE..... I THOUGHT YOU HAD ALL OF OUR BEST INTEREST AT HEART.... BUT INSTEAD YOU WERE SETTING ME UP!!!! I KNOW YOU HAVE BEEN BRAIN WASHING THEM..... WHICH IS WHY YOU'VE BOUGHT THEM ALLLLL THE DAMN TOYS THEY CAN POSSIBLY IMAGINE..... I WANT TO TALK TO MY CHILDREN!!!!!! HOW CAN YOU CLAIM TO LOVE THEM BUT YOU HATE THE MALE IMAGE OF THEM?????? YOU HATE CHRIS AND YOU HATE CHARLIE!!!!!! YOU ARE WICKED!!!!!! THOSE ARE MY CHILDREN THAT I DAMN NEAR DIED TO HAVE I WANT TO TALK TO MY CHILDREN!!!!!!

[12/3/2021 3:28 PM] Tamika Jones (3134525009): I want to talk to my children!!!!

79 total messages.

odyssey guide & file

My Interviews

Home

Start a Filing

My Interviews

odyssey guide & file

My Interviews

Home

Start a Filing

My Interviews

To continue answering questions, select 'Resume' from the actions drop-down menu.

PROTECTION ORDERS (NV) - Help Me Start My Case

+ 12/07/2021 11:09 AM PST

12/07/2021 12:41 PM PST

Completed
Status

Actions...

STALKING & HARASSMENT: Application for Temporary Protection Order (NV)

+ 12/04/2021 11:59 AM PST

12/04/2021 1:06 PM PST

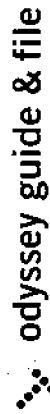
Completed

Actions...



LEGAL AID ORGANIZATIONS

- Nevada Legal Services
- Nevada State Bar Lawyer Referral Service
- Nevada State Bar Lawyer Referral Service
- Nevada State Bar Lawyer Referral Service



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EXHIBIT 1J

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[11/23/2021 6:41 AM] Tamika Jones (3134525009): Thank you for letting me talk to them

[11/23/2021 9:33 AM] Tamika Jones (3134525009): Please have them back for school Monday

[11/23/2021 2:41 PM] Tamika Jones (3134525009): I thought you were saying that they will see my parents for thanksgiving... So when are they coming back for school???? You said we can have an adult conversation but you can't even talk to the mother of the kids who you kidnapped!!! I want them back in time for school Monday morning!!!

[11/23/2021 2:49 PM] Tamika Jones (3134525009): Disliked "Xy is up. Xaia in bathroom. They know they're going to see their grandma and grandpa for thanksgiving. I'm good spirits. Not aware of any drama."

[11/23/2021 2:50 PM] Tamika Jones (3134525009): YOU ARE VERY HEARTLESS AND COLDHEARTED!!!! XIONNE WANTS TO SEE HIS SIBLINGS!!!!

[11/23/2021 6:27 PM] Tamika Jones (3134525009): I would like to talk to my children!!!!

[11/23/2021 7:09 PM] Tamika Jones (3134525009): Xionne is calling his siblings to come eat!!!! I want to talk to my children and I want them home!!!!

[11/23/2021 8:04 PM] Tamika Jones (3134525009): Why won't you let me talk to my children???

[11/23/2021 8:05 PM] Tamika Jones (3134525009): I want to talk to my children!!!!

[11/23/2021 9:03 PM] Tamika Jones (3134525009): 13134525009 Deposited a new message:

"Yeah, we want to talk to bien is right here and he wants to talk to you viki. What is it? Yeah. Hi, I love you. Sean, mm. I love you Say Sean. I love you. Saya. Tell us your name. Oh."

Click here: 14699825027 to listen to full voice message.

[11/24/2021 3:22 AM] Tamika Jones (3134525009): Why can't I talk to my children????

[11/24/2021 3:53 AM] Tamika Jones (3134525009): I understand that you are traveling, but that has nothing to do with me talking to my children. If this is how your going to do things, than how could I ever trust you with my children????? You are so wrong!!!

[11/24/2021 4:00 AM] Tamika Jones (3134525009): Be mindful that you were granted one week and one holiday!! If they're not back for school MONDAY, than you would be in violation!!!

[11/24/2021 4:13 AM] Kimberley's phone (+17025349692): Good morning,

The kids are still asleep. I'll have them call as soon as they get up.

Right now they only know they're going to visit family in Vegas. Anything more is legal stuff I'll shield the kids from so they don't feel as if any of it has to do with something they've said or done. If you call repeatedly at all hours of the day, it's going to be hard to keep them from knowing there's an issue.

I understand from your expressed concern, but know no one ever has, or will question you love them. No one ever has or will say anything negative about you or family. The kids are always told you love them and miss them—period. Same with the baby—he loves and misses them and hopefully he'll join us in LV. They miss him. All his family in LV misses him terribly.

Rest easily the kids are safe and loved.

I have no personal issues with you. You know by the way I've never spoken negatively about you, or to you, in any court hearings. I've never responded to any texts you've sent when you were going off on me. I didn't respond to the upsetting message you had Xy leave me a few weeks ago. I never will. I have no beef with you. I don't want to argue or fight. That's not the kind of relationship we've always had. I never imagined it would be like this. We should step back and make sure we can speak without arguing before we talk again.

All the legal issues started by that August 2019 filing can be handled by lawyers and the judge. Your texts sound as if your lawyer hasn't explained the legal problems. Please talk to him. Please bring Xionne back to LV. If you need financial help to do so, let me know, but please reassess the situation before it deteriorates further.

[11/24/2021 4:50 AM] Tamika Jones (3134525009): Kim you sound as if you will not be returning my children by Monday You have no right to remove my children this way you are entitle to them for one week one weekend and one holiday what you have done and the way you went about this is wrong I did not know Xyshone spoke to you in this type of matter you are playing games with me when I call for them by now I should have spoken to Xaia you can let them call me but you are not doing so you know I am headed to work so you use this hour to upset me out the door you roped Chris from his farther you have no love for Chris but this aching desire to destroy him and his children this is all aimed at Mr Judson for having an affair on you and your unborn baby now you are stuck in an empty tomb with your soon to be dead mom and dad and you think you will feel this empty void with my children you hate Chris you threw him under the bus to get his kids you go into a courtroom to lie and destroy your one and only son to feel the empty void in your life you decided not to extend your family now your eggs are probably dried up and you really think you are going to drag my kids away from me

[11/24/2021 10:12 AM] Tamika Jones (3134525009): So what's your reason for me not talking to my children???

[11/24/2021 10:18 AM] Tamika Jones (3134525009): I WANT TO TALK TO MY CHILDREN!!!

[11/24/2021 3:19 PM] Tamika Jones (3134525009): Can I please talk to my children???

[11/24/2021 3:29 PM] Tamika Jones (3134525009): Please???

[11/25/2021 6:57 AM] Tamika Jones (3134525009): Happy Thanksgiving Xykie n Xaia!!! I love u sooo much 😊😊😊😊😊

[11/25/2021 11:20 AM] Tamika Jones (3134525009): 13134525009 Deposited a new message:

"Kim. Can I please talk to my Children for thanksgiving? This is wrong that you're just not allowing me to talk to my Children. And it's thanksgiving. Can I please talk to my Children?"

Click here: 14699825028 to listen to full voice message.

[11/25/2021 11:20 AM] Tamika Jones (3134525009): Can I please talk to my children???? I have not talked to them since Tues!! This is so wrong!!

[11/25/2021 12:39 PM] Kimberley's phone (+17025349692): <Attachment>

[11/25/2021 12:43 PM] Tamika Jones (3134525009): Can I please talk to them?????

[11/25/2021 5:48 PM] Tamika Jones (3134525009): What just happened??? Me and Xaia wasn't done talking and I didn't really have a conversation with her nor did I talk to Xy'Shone.... It's almost 9'oclock which is their bedtime and I just now hearing anything since Tues!!! Why can't I hold a conversation with my children????

[11/25/2021 6:42 PM] Tamika Jones (3134525009): Why are you banning me and my children from hearing each other's voices???

[11/25/2021 11:39 PM] Kimberley's phone (+17025349692): Arrived safely about a hour ago. Kids in bed. Unloading.

[11/25/2021 11:40 PM] Tamika Jones (3134525009): Why can't I talk to them???

[11/26/2021 11:16 AM] Tamika Jones (3134525009): I'm pretty sure both my children are awake...Why didn't you have them call me and why are you banning me from talking to my children???? I want to VERBALLY talk to my children not a half of a video... Or you hanging up through our calls....

[11/26/2021 11:16 AM] Tamika Jones (3134525009): Also we do not need to be on speaker when I talk to them!!

[11/26/2021 7:00 PM] Tamika Jones (3134525009): I WANT TO TALK TO MY CHILDREN!!!!!!!

[11/27/2021 1:39 PM] Tamika Jones (3134525009): IM NOT UNDERSTANDING WHY YOU WILL NOT ALLOW ME TO TALK TO MY CHILDREN!!!!!!! THIS IS SOOOO WEONG AND YOU ARE PURE EVIL!!!!

[11/28/2021 8:25 AM] Tamika Jones (3134525009): Kim this is Annette would you please have my grand babies give me a call I've done nothing to no one and I'm shocked that I am heartbroken like this I can't believe that this has turned out this way you promised me that you would look after my baby whatever she or my precious CHRIS done to you we could have worked this out as family but for you to go this

way and hurt your son and my daughter is not clear to me at all so I am asking you to please allow my grandchildren (too) that means also mine call me at: 313-573-6827 this is not the way to treat family Kim those are not your children you are not being fair to the rest of the grand parents they are more than white and money is not love Kim love does not hurt and it does not destroy

[11/28/2021 11:59 AM] Tamika Jones (3134525009): I just thought maybe me and Xionne could talk to Xy'Shone and Xaia... Seeing as though today is Sunday and I have not talked to my son since Tuesday evening and you hung up on me and Xaia's conversation on Thursday... I am not understanding why you are banning me and my children from speaking!!! You know this is wrong and EVIL!!!

[11/28/2021 1:28 PM] Tamika Jones (3134525009): Thank you for finally letting me talk to my children!! I really hope to talk to them on my lunch break and before they go to bed.. that's realllly not to much to ask for being that they are STILL my children... Please have them call me TONITE before bed... Again thank you sooo much for having the decency to let me verbally hold a conversation with them. Even though you still hung up and I did not get to tell them I love them... God bless 🙏🙏🙏

[11/28/2021 7:00 PM] Tamika Jones (3134525009): Kim Monday- Thursday I would like to talk to my children in the hrs oh 12-2 my time and Friday 5Pm and before they go to bed.. on the wknds when they wake up, lunch and before they go to bed.. I realllly don't think that's too much to ask... Thank you very much... I also just called trying to say good night.. but that was unsuccessful as well... I WILL BE CALLING EVERY DAY TO TALK TO MY CHILDREN!!!!!! WHETHER YOU LIKE IT OR NOT THEY ARE MY CHILDREN.... God bless!!

[11/29/2021 10:11 AM] Tamika Jones (3134525009): Hello, can I please talk to my children before my lunch is over???

[11/29/2021 6:24 PM] Tamika Jones (3134525009): Can I please talk to my children????

[11/30/2021 9:17 AM] Tamika Jones (3134525009): Can I please talk to my children???

[11/30/2021 3:03 PM] Tamika Jones (3134525009): Can I please talk to my children????

[11/30/2021 7:24 PM] Tamika Jones (3134525009): Can I please talk to my children????

[12/1/2021 3:31 PM] Tamika Jones (3134525009): CAN I PLEASE TALK TO MY CHILDREN?????

[12/1/2021 3:59 PM] Tamika Jones (3134525009): I want to talk to my children!!!

[12/1/2021 7:59 PM] Tamika Jones (3134525009): I WANT TO TALK TO MY CHILDREN!!!!

[12/2/2021 2:35 PM] Kimberley's phone (+17025349692): Tamika,

I'm reaching out again

to encourage you to bring Xionne back to Las Vegas. The kids miss

their little brother. If there is anything I can do to help you and Xionne return, let me know.

This is an opportunity to find a way for the kids to grow up in a stable environment surrounded

with friends and family. If we keep their best interest in mind and work together as family should, we can find a solution to present to the judge.

The court has ruled the children must remain in Las Vegas. Returning on your own may be looked on more favorably by the court and relieve some of the legal issues you may incur. I'm hoping we can move forward

communicating in a respectful manner. I'm sending you an invite to coParenter which may be of benefit.

[12/2/2021 3:19 PM] Tamika Jones (3134525009): Can I talk to my children please???? They are not your children and you can not ban me from talking to them!!!!

[12/2/2021 8:24 PM] Tamika Jones (3134525009): I want to talk to MY CHILDREN!!!! I AM THEIR NATURAL MOTHER!!!! NOT YOU!!!! YOU'RE JUST A GRANDMOTHER THAT'S DERANGED!!!! I WANT TO TALK TO MY CHILDREN!!!! YOU DO NOT HAVE THE RIGHT TO TELL ME THAT I HAVE TO CONTACT THEM ON A DAMN APP!!!! I'M TRYING MY BEST TO HOLD MY COMPOSURE..... NO I'VE NEVER DISRESPECTED YOU BECAUSE I THOUGHT YOU WAS A MOTHER FIGURE..... I THOUGHT YOU HAD ALL OF OUR BEST INTEREST AT HEART.... BUT INSTEAD YOU WERE SETTING ME UP!!!! I KNOW YOU HAVE BEEN BRAIN WASHING THEM..... WHICH IS WHY YOU'VE BOUGHT THEM ALLLLL THE DAMN TOYS THEY CAN POSSIBLY IMAGINE..... I WANT TO TALK TO MY CHILDREN!!!! HOW CAN YOU CLAIM TO LOVE THEM BUT YOU HATE THE MALE IMAGE OF THEM?????? YOU HATE CHRIS AND YOU HATE CHARLIE!!!! YOU ARE WICKED!!!! THOSE ARE MY CHILDREN THAT I DAMN NEAR DIED TO HAVE I WANT TO TALK TO MY CHILDREN!!!!!!

[12/3/2021 3:28 PM] Tamika Jones (3134525009): I want to talk to my children!!!!

79 total messages.



OPP

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

TAMIKA BEATRICE JONES,)	CASE NO.: D-19-594413-C
PLAINTIFF,)	
	)	DEPT NO.: S
v.)	
)	
CHRISTOPHER CHARLES JUDSON,)	
DEFENDANT,)	
)	
v.)	
)	
KIMBERLY WHITE,)	
INTERVENOR.)	

**OPPOSITION TO INTERVENOR’S COUNTERMOTION FOR AN ORDER TO SHOW
CAUSE AS TO WHY PLAINTIFF SHOULD NOT BE HELD IN CONTEMPT OF
COURT PURSUANT TO NRS 1.210(3), NRS 22.100, AND NRS 22.110; FOR THE
COURT TO FIND PLAINTIFF GUILTY OF CHILD ABDUCTION; FOR IMMEDIATE
RETURN OF THE REMIANING MINOR CHILD TO LAS VEGAS, NEVADA; FOR
ATTORNEYS FEE’S AND COSTS; AND RELATED RELIEF**

COMES NOW, Plaintiff, TAMIKA BEATRICE JONES, by and through her
counsel of record, Mark J. McGannon, Esq. of the McGANNON LAW OFFICE, P.C.,
appearing in an unbundled capacity, and files this her Opposition To Intervenor’s
Counter-motion For An Order To Show Cause As To Why Plaintiff Should Not Be Held In
Contempt Of Court Pursuant To NRS 1.210(3), NRS 22.100, And NRS 22.110; For The

1 Court To Find Plaintiff Guilty Of Child Abduction; For Immediate Return Of The
2 Remaining Minor Child To Las Vegas, Nevada; For Attorney's Fees And Costs; And
3 Related Relief.

4 This Opposition is made and based upon all the Memorandum of Points and Authorities,
5 papers and pleadings on file, the attached Declaration of Plaintiff, and oral arguments as
6 allowed at the time of the hearing.
7

8 **MEMORANDUM OF POINTS AND AUTHORITIES**

9 **I.**

10 **INTRODUCTION**

11
12 Unfortunately, this is the case in which Kimberly White ("INTERVENOR" or
13 "KIMBERLY"), the obsessed, delusional paternal grandmother, is inappropriately and without
14 any legal basis seeking full custody of the Minor Children and she is willing to do anything and
15 everything to get it, including filing false applications for temporary protection order prohibiting
16 any and all contact with the Minor Children from their MOM, who has been the most consistent
17 parent since the day they were born. INTERVENOR initially attempted to get those rights by
18 manipulating her own son, the Minor Children's natural father by paying for his counsel at the
19 beginning of the case. When CHRIS and TAMIKA reconciled and united against KIMBERLY
20 (i.e., she could not control his right as Natural Father to visitation and custody), she evidently felt
21 entitled to Intervene in order to get the full custody of the Minor Children that she wanted. Then
22 through manipulation of the Court system and failures to properly serve the Natural Parents and
23 denying them of due process, she was successful in absconding with these Minor Children all in
24 direct violation of the Natural Parent's constitutional rights. The Court system was designed to
25 protect parents from individuals such as KIMBERLY but has utterly failed in this case.
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INTERVENOR's Motion for Intervention and this Countermotion sets forth her true intention that were never about visitation rights, but she actually believes its in Minor Children's best interest that she be awarded Sole Physical Custody of the Minor Children without one iota of evidence to support this absurd claim. Not one CPS report or allegation, not one police report of abuse or neglect. Absolutely nothing but the crazed rants of a delusional women who failed miserably at parenting her other children and now wants a do over. Under clear Nevada law, INTERVENOR is not entitled to either physical custody or grand-parent visitation of the Minor Children. In Nevada usually, only parents can ask for custody of a child. However, non-parents can apply to the court for visitation or guardianship of a child. INTERVENOR has neither sought for a petition for grandparents' visitation nor sought a guardianship. INTERVENOR is so delusional that she believes that because she provided her son and the mother of her grandchildren some periodic financial assistance by allowing them to live with her intermittently or provided resources to cover the cost of private schooling that she insisted they attend, like most any other grandparent would do for their struggling family, that somehow that makes her the de facto primary care provider of the Minor Children and gives her custodial rights! Moreover, KIMBERLY utterly fails to demonstrate one instance of any kind of unfitness by MOM. There is not one CPS report, police report, drug abuse or use by MOM. MOM is a young mother of three children struggling to, like many, especially following the global pandemic, to make ends meet. MOM has been working to get her nursing degree and has secured employment in that industry in Michigan up until KIMBERLY took her children from her in November 2021 and cut off nearly all communication with them. The stress of this situation has been devastating for MOM and all the children especially the youngest child that is still with TAMIKA who is only 2 years old. The actions taken in this case have not been in the

1 best interest of anyone, but INTERVENTOR, most importantly they have not been done in the
2 best interests of these Minor Children. As will be described in detail below, there is a rebuttable
3 presumption that a fit parent is to be preferred over nonparents with respect to child custody. We
4 have also stated that '[t]he best interest of the child is usually served by awarding his custody to
5 a fit parent.' The so-called parental preference doctrine recognizes that a parent has a
6 *constitutionally protected liberty interest in the care, custody, and control of his or her child.*
7 **Based upon this liberty interest, NRS 125.500(1) requires that the court 'make a finding**
8 **that an award of custody to a parent would be detrimental to the child and the award to a**
9 **nonparent is required to serve the best interest of the child' before the district court**
10 **awards custody to a nonparent.** If it was truly INTERVENOR's intention to have
11 "grandparent visitation" then why did her counsel refuse to respond to MOM counsel for a
12 visitation schedule back in October 2021? No such finding can be found this case, and the Court
13 needs to correct this situation as soon as possible so that Plaintiff and her Minor Children, at the
14 permission and approval of the FATHER are allowed to permanently reside in Michigan. **This**
15 **has never been about INTERVENOR getting grandparent visitation, this is about her**
16 **having Sole Physical Custody of these children and completely eliminating their natural**
17 **parents from their lives! (Counter-motion at p.29, ll. 21-23.)**

18 INTERVENOR and her counsel(s) have swindled this Court into believing that MOM
19 has been violating Court Orders and abducting her own children. When the truth of the matter is
20 that MOM and DAD have been denied due process multiple times throughout these proceedings.
21 There was no proper petition for grandparent's rights filed pursuant to the statute, yet
22 grandparent rights were given when none were even requested. The Court granted temporary
23 physical custody to a nonparent without the natural parent's involvement whatsoever denying
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1 them due process. The Court issued a pickup Order based solely on the argument of counsel that
2 MOM left the state against Court Orders when in fact MOM not only had DAD's permission to
3 relocate to Michigan, but she also relocated at DAD's request! Pursuant to the Court's
4 December 5, 2019, Order's that state, "*Plaintiff shall get Defendant's permission or a Court*
5 *order to relocate out of state.*" MOM relocated to Michigan not only with DAD's permission,
6 but at his request. See attached written permission from DAD, attached hereto as **EXHIBIT**
7 **"1"**. As such, MOM has never been in violation of the Courts Orders in that regard.

9 In September 2021 after learning about the Order for the Return of the Children through
10 the Attorney General's office, MOM retained counsel and attempted to come to an amicable
11 resolution, but those efforts went unanswered. INTERVENOR never wanted "visitation" she
12 wanted Sole Physical Custody and she was able to obtain a pickup Order giving her exactly what
13 she wanted from the start. She then proceeded to use the Judicial System to eliminate the natural
14 parents from the Minor Children's lives. KIMBERLY was so emboldened that she traumatized
15 these children by having the police physically remove them from their school and their MOM!
16 Why? What was the purpose of removing the children from their school and their MOM for
17 "visitation"? How is that in their best interest? KIMBERLY then took it a step further and
18 denied them all contact from their parents, family and friends. KIMBERLY also without the
19 legal authority to do so, has enrolled them in school in Las Vegas, Nevada, put them in therapy
20 and has been demanding proof of insurance from their MOM in order to get them medical
21 treatment and filed a TPO against their own MOM!

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II.

STATEMENT OF THE FACTS

As the Court is aware, Plaintiff, TAMIKA BEATRICE JONES, (“MOM” or “TAMIKA”) and Defendant, CHRISTOPHER CHARLES JUDSON, (“DAD” or “CHRIS”) are the natural parents (collectively “PARENTS”) to, XYSHONE JUDSON, born November 20, 2011, XAIA JUDSON born August 13, 2015, and XIONNE JUDSON born May 3, 2019 (“Minor Children”). The PARENTS and INTERVENOR are all originally from Michigan and relocated to Las Vegas, Nevada in March 2013. The PARENTS initially lived with INTERVENOR from March 2013 until approximately August 2013, when the PARENTS moved into their own apartment with their oldest son XYSHONE. The PARENTS lived together raising their son from August 2013 until approximately September 2015. In approximately December 2014 the PARENTS had an argument and CHRIS moved back in with KIMBERLY, and shortly after TAMIKA learned she was pregnant with their daughter XAIA. The PARENTS then moved into another apartment in July 2015, however shortly after XAIA was born the PARENTS had another argument and TAMIKA was forced to move back to Michigan with the two children and live with her mother, ANNETTE STERLING (“ANNETTE” or “Maternal Grandmother”) in Ferndale, Michigan. In February 2016, KIMBERLY and her parents were involved in a very serious automobile accident. In May 2016, the PARENTS had reconciled, and TAMIKA moved back to Las Vegas, Nevada with the two Minor Children. In June 2016, CHRIS was arrested and went to jail on drug possession charges. KIMBERLY suggested that TAMIKA and the children could come and live with her at her home on Sequoia Grove in Las Vegas. KIMBERLY attempts to portray that only the children resided with her during these times, however nothing could be further from the truth. Please see copies of TAMIKA’s driver’s

1 license and 2018 W2 clearly indicating she also lived at the address of 8447 Sequoia Grove with
2 the Minor Children! (Please see attached hereto as **EXHIBIT “2”**.) During this time, TAMIKA
3 was able to go to school and was getting government assistance to help provide support for
4 herself and her children while living with KIMBERLY. In June 2018, TAMIKA and the Minor
5 Children moved into their own apartment in Las Vegas, NV. In July 2018 the PARENTS were
6 spending more time together and in October 2018, TAMIKA learned she was pregnant with the
7 PARENTS third child, XYONNE who was born in May 2019. After returning to work
8 following maternity leave in July 2019, the PARENTS would have another argument and CHRIS
9 again moves back in with KIMBERLY. The PARENTS agreed that CHRIS would care for the
10 children while TAMIKA was at work, however in July 2019, CHRIS and KIMBERLY refused
11 to release the children to TAMIKA. This prompted TAMIKA to file her Complaint for Custody.
12

13
14 On August 12, 2019, TAMIKA filed her Complaint for Custody against CHRIS. Also on
15 August 12, 2019, TAMIKA filed her Motion for Temporary Custody Orders. Her Motion came
16 on for hearing on September 19, 2019, at which time the Parties/the Natural Parents were
17 awarded temporary joint legal and joint physical custody by the Court.
18

19 During the December 5, 2019, hearing, the Court modified the timeshare, Ordered DAD
20 to get drug tested, gave sole possession of the apartment to MOM and Ordered that *“Plaintiff*
21 *shall get Defendant's permission or a Court order to relocate out of state.”*. MOM filed an
22 Emergency Motion to Relocate, which was later denied because there was no proof of service.
23 During this time the PARENTS reconciled and at the April 15, 2020, hearing the Court
24 instructed them to put their parenting plan in writing with FMC Medication.
25

26 In June 2020 TAMIKA and CHRIS were together coparenting under the temporary
27 orders and parenting agreement that they came up with. TAMIKA went to Michigan with
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1 CHRIS' permission on vacation with the Minor Children in June 2020.

2 On July 1, 2020, INTERVENOR with knowledge that the Natural Parents had reconciled
3 and were living together with the Minor Children apparently became angry and filed her Motion
4 to Intervene appallingly misrepresenting that TAMIKA had left the state and that the Minor
5 Children were missing! The Motion to Intervene was purposefully served on the natural parents
6 at addresses which she knew they did not live. The Motion to Intervene was purposefully served
7 on CHRIS at 8447 Sequoia Grove Avenue, Las Vegas 89149, an address that INTERVENOR
8 knew was incorrect because it was INTERVENOR's own **old address** where they had
9 previously lived together, and where CHRIS certainly no longer lived. Moreover, TAMIKA was
10 served at **730** E. Craig Rd. Apt. 2088, Bldg. 15, Las Vegas, NV 89115; her address was actually
11 **4730** E. Craig Rd. Apt. 2088, Bldg. 15, Las Vegas, NV 89115. INTERVENOR also blatantly
12 misrepresented to the Court that she was the caretaker of the Minor Children (even though she
13 evidently works full time as a physician's assistant), that TAMIKA had fled the jurisdiction and
14 their current location was unknown. Moreover, she sought permanent custody of the Minor
15 Children by merely stating that the natural parents showed a pattern of instability without
16 submitting a single iota of evidentiary support and certainly no allegations of abuse, neglect, CPS
17 or police involvement. Simply the unsupported allegations of a grandparent who self-servingly
18 wants another shot at parenting and believes because she makes more money, she should be the
19 Minor Children's substitute mother much to the extreme detriment of the Minor Children and
20 the Natural Parents.

21 The Order from the August 5, 2020, hearing (which took place without the Natural
22 Parents' attendance) states that INTERVENOR was granted grandparent visitation, even though
23 she did not properly allege or even request it pursuant to NRS 125C.050 in her Motion. The
24

1 Order further allowed INTERVENOR to locate the Minor Children, even though she was well
2 aware that TAMIKA and the Minor Children were staying with the maternal grandmother in
3 Ferndale, Michigan (at a house maternal grandmother has lived in all her life which
4 INTERVENOR has actually been to) and provided for a pickup order for the return of the
5 children to Las Vegas. INTERVENOR was also somehow given temporary **sole physical**
6 **custody** of the Minor Children pending an immediate hearing upon their return.
7

8 On August 31, 2020, another hearing was held where TAMIKA was present on the phone
9 and without understanding what had previously transpired represented that her and CHRIS were
10 presently living together, and she had left the state on vacation to see their family in Michigan.
11 Again, without seeking any type of written response or testimony from TAMIKA or CHRIS, and
12 without INTERVENOR ever requesting grandparent visitation or considering the statutory
13 requirements of grandparent visitation, the Court Ordered INTERVENOR to have temporary
14 visitation every 2nd and 5th weekend of the month, and a week's summer vacation with the
15 Parties to attend mediation to formulate a visitation plan for INTERVENOR.
16
17

18 Evidently, the Court never issued an Order for Mediation, and a follow-up hearing was
19 held on November 3, 2020. The Court noted the Order dated September 14, 2020, hearing which
20 TAMIKA represented she had never received, and which was again sent to TAMIKA at the
21 incorrect address set forth above! TAMIKA had concerns about INTERVENOR giving her
22 child medication, and the Court Ordered INTERVENOR not to give medication to the children
23 **unless** she talked to Mother. The Court Ordered that they go to mediation to formulate a
24 visitation plan for INTERVENOR. The Court also Ordered that the Parties try to come to an
25 agreement regarding Christmas visitation with INTEVENOR, if no agreement, **Counsel may**
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1 **call Chambers after Thanksgiving to set an emergency hearing before Christmas.** No
2 formal Order was issued for this Hearing or provided to the Parties.

3 Tamika moved to Ferndale Michigan with the Minor Children to live with their maternal
4 grandmother at CHRIS' request and permission in November 2020. Notwithstanding, the
5 Court's Order allowing INTERVENOR's counsel the right to call to set an emergency hearing
6 and possibly give the Natural Parents the opportunity to participate in custody matters involving
7 their own Minor Children. Instead, Counsel for INTERVENOR again attempted to circumvent
8 the Natural Parents' due process rights and on December 8, 2020, filed an Ex Parte Motion for
9 Return of the Children seeking the return of the Minor Children and the arrest of the TAMIKA,
10 the Natural Mother, who left to relocate to Michigan with the permission of the Natural Father.
11 This Ex Parte Motion stated NO HEARING REQUESTED and was not served on the Natural
12 Parents. INTERVENOR simultaneously filed her Motion to Enforce Visitation Order, Motion
13 for Contempt, Motion for Pickup Order and Attorney Fees and Costs ("Motion to Enforce").
14 This Motion also states NO HEARING REQUESTED and there is a Certificate of Service
15 mailing the Motion to Father at INTERVENOR's old address and Mother at her old Las Vegas
16 address. On December 10, 2020, the Clerk of the Court issued a Notice of Hearing for the
17 Motion to Enforce for February 2, 2021, and clearly stated that No Appearance Required. Of
18 note, the Notice of Hearing was served to all registered users on the e-service list which
19 unfortunately did not include the Natural Parents.

20 On December 16, 2020, INTERVENOR filed an Ex Parte Motion for An Order
21 Shortening Time stating that "All parties have been served with the Motion, Notice of Hearing
22 and the February 2, 2021. [sic]. However, there is no Certificate of Service evidencing that the
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1 Notice of Hearing was ever even mailed to the Natural Parents, and even it had it explicitly
2 stated that NO Appearance was Required!

3 Apparently, the Order to Shorten Time was not granted, and on February 3, 2021, the
4 Court in chambers determined that it would hear oral arguments on INTERVENOR's Motion to
5 Enforce. The matter was reset for February 24, 2021. Evidently, although she had never seen
6 any of the documents filed by INTERVENOR, the Court emailed her an invitation to a meeting
7 and provided a Blue Jeans Link without any explanation whatsoever. (Please see link attached
8 hereto as **Exhibit "3"**). Unfortunately, she did not exactly understand the Blue Jean Link and
9 when she accepted the calendar appointment the hearing that was set for 9:15 AM Las Vegas
10 time had automatically converted to her time zone and listed the hearing at 12:15 PM on her
11 calendar and she inadvertently added 3 more hours to that time and therefore, missed the hearing.
12 When Tamika contacted the Court, she also had the Natural Father, CHRIS on a 3-way call so
13 that he could participate in the hearing as well. The Court simply informed Tamika that she had
14 missed the hearing but did not give her any additional information or instructions.

15 Again, without the Natural Parents' participation or attendance, a hearing was held on
16 February 24, 2021, on INTERVENOR's Motion to Enforce Visitation Order, Contempt, a
17 Pickup Order of Minor Children and for Attorney's Fees and Costs. The Court noted its
18 reluctance at the hearing and explained that **"The problem is grandma is grandma and mom
19 and dad are the parents so it is kind of hard for the parents to be charged with abduction
20 when grandmother only has visitation so that is why I have not issued a pickup order. If it
21 was between parent and parent, I would be willing to but it is kind of a delicate situation"**
22 TIME STAMP [9:35:01 – 9:35:39]. INTERVENOR's Counsel understood the Courts reluctance
23 on a Pickup Order for abduction and suggested to the Court that the Pickup Order be issued for
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1 violation of a "Court Order" for relocating without permission from either DAD or the Court.
2 INTERVERNOR Counsel deliberately misrepresents to the Court that MOM violated the Courts
3 Order regarding relocation without knowing that MOM had received DAD's permission to
4 relocate. The Court issued its Pickup Order stating, "since MOM has taken the children from
5 DAD and from Grandmother and against Court Orders" TIME STAMP [9:38:10]. The Court
6 specifically Ordered that temporarily if Mother is going to reside in Michigan, grandmother
7 shall get 2-3 weeks in the summer, one week spring and one week in the winter. Clearly,
8 demonstrating that TAMIKA and the Minor were not permanently Ordered to remain in Nevada
9 as misrepresented by INTERVENOR to TAMIKA.

10
11
12 The Court also issued its Order for Return of Children on March 30, 2021, over a month
13 later obviously indicating that there was no safety or emergent circumstances! The Order
14 disturbingly ordered that INTERVENOR was "awarded temporary sole physical custody of
15 the children pending further order of this Court." Thereafter, the Order from the February
16 24, 2021, Hearing and Order for Return of the Children were never sent to TAMIKA even
17 though she had provided the Court with her new email address, and INTERVENOR and her
18 counsel knew she had relocated to Michigan, **knew the address where she was living in**
19 **Michigan**, and knew she no longer lived at the old Las Vegas address the Orders were sent to
20 and presumably returned!¹

21
22
23 MOM did not know about the Court Orders until she was contacted by the Nevada
24 Attorney General's Office in late mid-September 2021. Upon being told by the AG that they

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27 ¹ Of note, MOM had contacted DAD on several occasions who knew and verbally agreed to her
28 relocation to Michigan with the Minor Children.

1 were in receipt of the Order for Return of the Children and Order from September 24, 2021,
2 Hearing which she had never previously seen, the AG sent her the most recent Court Orders.
3 She was also told that she needed to immediately contact an attorney to appear in the family
4 court matter regarding these Orders or they would be forced to intervene at the insistence of the
5 INTERVENOR. Thereafter, MOM contacted the McGannon Law Office ("MLO"), whom she
6 retained to attempt to negotiate a resolution.
7

8 MLO was contacted by Sergeant Matthew Downing of the Las Vegas Metropolitan
9 Police Department and discussed with him that the Nevada Attorney General and Las Vegas
10 Metropolitan Police Department were going to have get involved in the return of the Minor
11 Children if no action was taken on Ms. Jones' behalf. Importantly, he represented that they
12 would rather have the matter resolved by the Family Court. MOM's counsel represented that he
13 would be filing a Motion for Relief with the Family Court if a resolution with INTERVENOR
14 was not obtained. As such, Metro and the Attorney General's Office were not going to get
15 involved pending resolution in the Family Court.
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18 Evidently, INTERVENOR instead of negotiating a resolution to the matter (because
19 grandparent visitation was never what she wanted!) and seeking to circumvent MOM's counsel
20 bringing a proper Motion before this Court, aggressively sought to have Michigan law
21 enforcement enforce the Order for Return of the Children. Upon INTERVENOR's demand
22 Michigan State Police arrived at the maternal grandmother's home with the Court Order on
23 November 16, 2021. Counsel for MOM explained the situation to Officer Whitcombe of the
24 Michigan State Police and stated that a Motion would be filed in the immediate future with the
25 Clark County Family Court to resolve this matter. **Officer Whitcombe stated that he would**
26 **have a hard time removing these children from their home and mother especially when**
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28

1 **there was absolutely no signs of abuse or neglect!** Needless to say, the Minor Children were
2 traumatized by the police showing up at their house. The Michigan State Police made it clear to
3 TAMIKA , her counsel and INTERVENOR that they would not be enforcing the Nevada Orders
4 and take the Minor Children from their Natural Mother!

5
6 As a result, on November 18, 2021, TAMIKA filed her Motion for Stay of Order for
7 Return, which was set for hearing on January 31, 2022, by the Court Clerk. TAMIKA then filed
8 her Ex Parte Application for an Order Shortening Time which was granted shortening the time
9 on this emergency to only January 20, 2022. Having received notice that the Motion to Stay was
10 not going to be heard until late January and with being in receipt of the email from the Minor
11 Children's school counsel that if law enforcement presented the Order they would turn over the
12 two school age Minor Children, INTERVENOR was emboldened to ignore and circumvent the
13 representations of the Las Vegas Metropolitan Police Department, Nevada Attorney General and
14 Michigan State Police that the matter needed to be resolved in the Family Court and on
15 November 22, 2021, sought out the involvement of the Oak Park Police Department to assist her
16 in the removal of two of the Minor Children from their school and from their MOM in Michigan!

17
18 MOM's counsel contacted INTERVENOR's counsel to discuss this urgent matter.
19 Counsel was placed on hold and told that INTERVENOR's counsel was on another call and that
20 she would contact him shortly. Of course, the call was never received.

21
22 Immediately after being notified that the Minor Children were in INTERVENOR's
23 custody, TAMIKA's counsel emailed the Court's Law Clerk and INTERVENOR's counsel and
24 requested an emergency phone conference with the Court, which was denied the telephone
25 conference on the basis that TAMIKA's November 18, 2021, Motion was already granted a
26 shortened time from January 31, 2022, to January 20, 2022. It should be pointed out that at the
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28

1 time that OST was granted the Minor Children were still in TAMIKA's physical custody
2 however, the request for an emergency phone conference on November 22, 2021, was being
3 sought because the children were removed from school and MOM's physical custody therefore
4 warranting an emergency hearing as the Motion hearing was nearly 60 days in the future! The
5 Court Law Clerk also advised TAMIKA's counsel that both parties may submit a joint letter for
6 a telephone conference for the Court to consider, however as TAMIKA's counsel advised the
7 Court, INTERVENOR's counsel, who was also included in these communications, has refused
8 any and all contact up to this point.

9
10 Pursuant to the Pickup Orders, INTERVENOR was to schedule a hearing within 72-
11 hours after the children were returned to Nevada. More than 10 days had passed and TAMIKA's
12 counsel again reached out to INTERVENOR's counsel in correspondence dated December 3,
13 2021, requesting counsel to contact the Court as Ordered to schedule the hearing otherwise,
14 TAMIKA would be forced to file a Motion to Show Cause why INTERVENOR should not be
15 held in Contempt of Court.

16
17 As expected, INTERVENOR's prior counsel and new counsel has and continues to
18 ignore all attempts to resolve this matter amicably, which clearly demonstrates that it has always
19 been about INTERVENOR intention to have sole custody of these children and not merely
20 grandparent visitation rights. Since willfully and deliberately circumventing the Natural Parents
21 due process rights, INTERVENOR, with the assistance of her counsel has not only taken custody
22 of the Minor Children from their mother, school and home, but she has cutoff almost all
23 communication with their natural parents and especially their mother. From November 22, 2021,
24 until December 8, 2021, MOM has had only three phone calls with her children!

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26 It should also be pointed out, that about December 7, 2021, counsel for INTERVENOR
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1 inappropriately, without including TAMIKA's counsel as required, contacted the Court Ex Parte
2 and informed it that INTEVENOR had returned from Michigan the two oldest Minor Children to
3 Las Vegas intentionally precluding counsel for TAMIKA from having any input into the
4 scheduling of an expedited Return Hearing previously ordered by the Court. As such, the Return
5 Hearing was set in the ordinary course for January 20, 2022, instead of being expedited as it
6 should have been done under Nevada law when the custodial rights of the parents were being
7 supplemented by a self-righteous grandparent with delusions of taking away the custodial rights
8 of the Natural Parents and becoming a parent again! It was the Court's original intent to award
9 INTERVENOR only grandparent visitation rights and not the permanent legal and physical
10 rights she is maliciously usurping presently!

13 To make matters even worse, on December 8, 2021, KIMBERLY filed an application for
14 a TPO and was granted an Order of Protection which was done in a deliberate attempt to use the
15 Nevada Court system to further assist her in denying TAMIKA from having any and all contact
16 from her Minor Children now with the added threat of being arrested for simply wanting to hear
17 her babies' voices. See TPO application attached hereto as **EXHIBIT "4"**. It is
18 incomprehensible how this has been allowed to continue without one single iota of evidence of
19 neglect, abandonment or endangerment; yet INTERVENOR wants to surreptitiously terminate
20 the parental rights of the natural parents! KIMBERLY had the audacity to state that TAMIKA,
21 who KIMBERLY knows lives in Michigan, has "committed acts of stalking or aggravated
22 stalking" without providing even one example of such behavior. The only one that has
23 committed any act of stalking would be KIMBERLY, who traveled to Michigan and followed
24 TAMIKA and her children's every move until she was able to circumvent enough law
25 enforcement departments and find one willing to believe her lies and take two of the Minor
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1 Children back to Las Vegas. The TPO application further stated that *"Ms Jones has a history of*
2 *involving the police to sway domestic issues in her favor.* *There is currently a Custody and*
3 *Pick-Up Order related to her parental abduction. Two children have been returned to Las*
4 *Vegas. She continues to hide the third child. She has embarked on a campaign of nonstop*
5 *texts and phone calls, and now police involvement. ONLY VERIFIABLE ADDRESS:*
6 *McGannon Law Office 5550 Painted Mirage Rd, Las Vegas. NV 89149, 725-502-2376."*

7
8 However, all of this is nonsensical and completely fabricated. What history of involving the
9 police is she referring to? The only time TAMIKA has involved the Las Vegas Metropolitan
10 Police is when KIMBERLY removed her children from Michigan, refused to allow any
11 communication with them for nearly 10 days and TAMIKA, who was desperate to know where
12 her children were and if they ok, requested the LVMP do a wellness check on her own children.
13 The only one that has "swayed" the police in domestic matters is KIMBERLY, by purposefully
14 circumventing the Las Vegas Metropolitan Police Department, Nevada Attorney General and
15 Michigan State Police who advised her and her counsel that the matter needed to be resolved in
16 the Family Court and on November 22, 2021, sought out the involvement of the Oak Park Police
17 Department to assist her in the removal of two of the Minor Children from their school and from
18 their MOM in Michigan! It should also be pointed out that as with most pleadings, motions and
19 notice that have been filed by KIMBERLY they have not been properly served. In this case,
20 KIMBERLY states that the only "verifiable" address she has for TAMIKA is TAMIKA's
21 counsel address which is clearly not proper service as required since counsel was never retained
22 in this regard. Importantly, KIMBERLY knew full well where TAMIKA lived as she sent the
23 Michigan State Police to retrieve the Minor Children at her Michigan address in November 2021.
24 Since the time of the TPO the only one that has been violating the TPO has been KIMBERLY
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1 who has been constantly reaching out to TAMIKA attempting to get her to violate the TPO.
2 Additionally, KIMBERLY is violating the current Court Order which only permitted the
3 temporary physical custody of the Minor Children until the Court could make immediate
4 additional Court Orders and **was never given temporary legal custody!** KIMBERLY has
5 indicated on her TPO application that she has enrolled them in school in Las Vegas at
6 Innovations Academy as well as been seeking counseling for the Minor Children and is now
7 requesting TAMIKA to provide medical insurance cards for the children so that she can seek
8 medical treatment for them.
9

10
11 TAMIKA was then forced to expend thousands of additional funds and file a Motion to
12 Dissolve the TPO which was heard on January 10, 2022, and after hearing testimony Ordered the
13 following: *“The court had issued a temporary order on allegations of harassment. The*
14 *adverse party contends that her efforts to contact the applicant related to her bona fide interest*
15 *in having contact with her children, and therefore does not constitute harassment. The court*
16 *agrees. As to the remaining disputes relating to custody and visitation, the court finds that*
17 *those matters may be addressed in the accompanying custody action. The court does not find*
18 *good cause to maintain an order under these circumstances. The motion is granted, and the*
19 *order is dissolved “.*
20

21
22 This is simply the evil workings of a delusional woman believing she has custodial rights
23 over her grandchildren and is attempting to completely eliminate their natural parents from any
24 and all contact with their Minor Children.

25 MOM has been begging just to speak with her children on a daily basis, but it is ignored,
26 or she is sent delusional text messages about how the Court has ruled that the children must
27 remain in Las Vegas and demanding that she return her youngest child over to her so they can
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1 grow up in a stable environment surrounded by friends and family! In fact, on a phone call on
2 December 8, 2021, the children advised their MOM that they miss their mother terribly and they
3 are both seeing a therapist (without INTERVENOR ever being granted legal custody and without
4 their Natural Parent's consent), and claim they are very sad about what is happening and also
5 told this to the therapist. Most recently on December 10, 2021, INTERVENOR has informed
6 MOM that she will not be allowed to communicate with her children until the therapist, that she
7 did not agree could see her children, determines a beneficial schedule for her contact! (Please
8 see text messages, attached hereto as **Exhibit "5"**).

9
10
11 The Minor Children also stated that INTERVENOR has enrolled them back in private
12 school at Innovation Academy! School which the Court had previously told INTERVENOR was
13 up to the Natural Parents to decide. The Minor Children were told that they would be in Las
14 Vegas for Christmas and that INTERVENOR has been buying them many gifts etc., trying to
15 purchase their affection. Additionally, the Minor Children (ages 10, 6) are being instructed that
16 they have to go to people houses to clean their cars, taking out the garbage and planting flowers
17 to get money to buy their toys.

18
19 INTERVENOR and her counsel have shown little to no regard for the impact this is
20 having on the Minor Children, the Natural Parents, and the entire extended family members.
21 This is a tragedy that needs immediate resolution. As with everything that has transpired in this
22 litany of lies and misrepresentation by INTERVENOR, she and her counsel actually believe she
23 has parental rights. As stated previously, the Minor Children's natural father and
24 INTERVENOR's biological son, CHRIS, not only gave TAMIKA permission to relocate to
25 Michigan he actually requested that TAMIKA relocate to Michigan in November of 2020.
26 Importantly, CHRIS is also opposed to any visitation rights be given to his mother,
27
28

1 INTERVENOR, KIMBERLY WHITE! In fact, now after the abduction by INTERVENOR,
2 CHRIS and TAMIKA are united together against any visitation rights being given to
3 INTERVENOR given her recent behavior and have serious concerns about her mental fitness
4 and have serious concerns about their Minor Children being in her physical custody. It is
5 inconceivable what has transpired in this case and the lack of urgency to get this matter
6 addressed up until this point. There was absolutely no reason for these Minor Children to be
7 ripped from their MOM simply so INTERVENOR could have some visitation. Moreover, this
8 has never been about simple grandparent visitation because if it was that could have been
9 resolved in October 2021 as soon as TAMIKA obtained counsel. This has always been about
10 INTERVENOR circumventing the system in order to gain sole custody of the Minor Children.
11 INTERVENOR initially attempted to get those rights by manipulating her own son, the Minor
12 Children's natural father by paying for his counsel at the beginning of the case. When CHRIS
13 and TAMIKA reconciled and united against KIMBERLY, she evidently felt entitled to Intervene
14 in order to get the sole physical custody of the Minor Children that she wanted. Then through
15 manipulation of the Court system and failures to properly serve the Natural Parents and denying
16 them of due process, she was successful in abducting these Minor Children. The Court system
17 was designed to protect parents from individuals such as KIMBERLY but has utterly failed in
18 this case.

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23 Importantly, INTERVENOR's prior counsel and new counsel has and continues to ignore
24 all attempts to resolve this matter amicably, clearly demonstrating that it has always been about
25 INTERVENOR intentions to have sole custody of these Minor Children without any legitimate
26 reason, and not merely grandparent visitation rights. Since willfully and deliberately
27 circumventing the Natural Parents' due process rights, INTERVENOR, with the assistance of her
28

1 counsel has not only taken custody of the Minor Children from their mother, school and home,
2 but she has cutoff almost all communication with their natural parents and especially their
3 mother.

4
5 MOM has been begging just to speak with her children daily, but it is ignored, or she is
6 sent delusional text messages about how the Court has ruled that the children must remain in Las
7 Vegas and demanding that she return her youngest child over to her so they can grow up in a
8 stable environment surrounded by friends and family! Even after wrongfully obtaining a TPO
9 against MOM, after it was dissolved MOM has been requesting a phone call once a day with her
10 children which have gone ignored. MOM's counsel reached out INTERVENOR's counsel in an
11 effort to allow such communication and as with any other correspondence it went **completely**
12 **ignored!** (Please see text messages and emails attached hereto as **EXHIBIT "6".**) **As such,**
13 **MOM has not talked with her two older Minor Children since Christmas day almost a**
14 **month ago!** MOM has been physically ill due to the stress of her Minor Children being ripped
15 from their home and their baby brother and recently had to withdraw from her nursing program
16 due to the enormous emotional stress. INTERVENOR's malicious actions are certainly not done
17 to foster a relationship between MOM and her Minor Children as misrepresented by
18 INTERVENOR in her Countermotion, and are certainly not actions done in the best interests of
19 the Minor Children!

20 21 22 23 **III.**

24 **ARGUMENT**

25
26 Importantly, under well established Nevada law, INTERVENOR is not entitled to either
27 physical custody or grand-parent visitation of the Minor Children. In Nevada usually, only
28 parents can ask for custody of a child. However, non-parents can apply to the court for visitation

1 or guardianship of a child.

2 As stated by the Nevada Supreme Court in *Hudson v. Jones*, 122 Nev. 708, 712, 138 P.3d
3 429, 431-32 (2006):

4 “In determining the custody of a minor child, ‘the sole consideration of the court is the
5 best interest of the child.’ According to NRS 125.480(3), unless the child’s best interest requires
6 otherwise, the district court shall award custody in the following order of preference:
7

8 **(a) To both parents jointly pursuant to NRS 125.490 or to either parent. If the**
9 **court does not enter an order awarding joint custody of a child after either parent has**
10 **applied for joint custody, the court shall state in its decision the reason for its denial of the**
11 **parent’s application.**
12

13 **(b) To a person or persons in whose home the child has been living and where the**
14 **child has had a wholesome and stable environment.**
15

16 **(c) To any person related within the third degree of consanguinity to the child whom**
17 **the court finds suitable and able to provide proper care and guidance for the child, regardless of**
18 **whether the relative resides within this State.**

19 **(d) To any other person or persons whom the court finds suitable and able to provide**
20 **proper care and guidance for the child.**
21

22 Further, Nevada’s guardianship statute provides that the **parents or either parent** of a
23 minor child, ‘if qualified and suitable, are preferred over all others for appointment as guardian
24 for the minor.’ Interpreting the former version of these two statutes, we have concluded that they
25 create ‘**a rebuttable presumption that a fit parent is to be preferred over nonparents with**
26 **respect to child custody.**’ We have also stated that ‘[t]he best interest of the child is usually
27 served by awarding his custody to a fit parent.’ The so-called parental preference doctrine
28

1 recognizes that a parent has a constitutionally protected liberty interest in the care,
2 custody, and control of his or her child. Based upon this liberty interest, NRS 125.500(1)
3 requires that the court ‘make a finding that an award of custody to a parent would be
4 detrimental to the child and the award to a nonparent is required to serve the best interest
5 of the child’ before the district court awards custody to a nonparent without the consent of
6 the parents.” (Emphasis added.)

8 Moreover, in regard to any claim for grandparent visitation, pursuant to NRS 125C.050,
9 the district court may grant a non-parent visitation with a minor child if the non-parent has
10 resided and established a meaningful relationship with the child, and a parent of the child has
11 denied or unreasonably restricted visits with the child. However, if a parent denies or
12 unreasonably restricts visitation with the non-parent, there is a rebuttable presumption
13 that granting visitation to the non-parent is not in the child's best interest, and to rebut the
14 presumption, the non-parent must show by clear and convincing evidence that visitation is
15 in the child's best interest. NRS 125C.050(4). When determining whether the non-parent
16 has rebutted such a presumption, the district court must consider the factors enumerated
17 in NRS 125C.050(6).

20 Importantly, INTERVENOR’s misrepresentations of parental unfitness are completely
21 unsupported by any evidence of abuse, neglect, abandonment and certainly no records of any
22 police or CPS involvement. Moreover, her self-serving recitation of the things that
23 INTERVENOR provided for the benefit of the Minor Children is no more than what any other
24 child’s grandparents would do. Therefore, there is nothing in the record that would support
25 removing the Minor Children from their Natural Parent’s custody under well-established Nevada
26 law. Additionally, no where in her Motion for Intervention, does she even seek grandparent
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1 visitation which was granted by this Court because at the time she had not been denied the right
2 to see the Minor Children. As such her completely unsubstantiated allegations do not even
3 support an evidentiary hearing on whether she is entitled to any type of rights. Nevada law
4 simply does not allow a grandparent or other third-party the right to strip the custody rights away
5 from the natural parents just because they feel they could serve as better parents without
6 substantial evidence of abuse or neglect or that the natural parents were truly unfit parents! To
7 allow this matter to proceed further without immediate Court intervention would be a manifest
8 denial of the Natural Parents rights to liberty and justice while opening up the flood gates for
9 inappropriate third-party custodial intervention claims!

12 “[P]arents have a fundamental liberty interest in the care, custody, and control of their
13 children.” *In re Parental Rights as to A.G.*, 129 Nev. 125, 135, 295 P.3d 589, 595 (2013). And
14 due process generally requires notice and a hearing before that right is altered. *See Gordon v.*
15 *Geiger*, 133 Nev. 542, 546, 402 P.3d 671, 674 (2017). For this reason, orders that alter custody
16 sua sponte may violate due process. *See id.* at 546, 402 P.3d at 674-75 (holding that a district
17 court’s sua sponte order granting an oral request to modify a parent’s allotted time with her
18 children without providing notice and a hearing violated due process); *Micone v. Micone*, 132
19 Nev. 156, 159, 368 P.3d 1195, 1197 (2016) (**holding that a district court’s surprise order**
20 **awarding primary physical custody to nonparty grandparents violated due process where**
21 **the parents were not provided notice**).

24 *See also Shahrokhi v. Eighth Judicial Dist. Court*, (Nev. App. 2019), *citing with*
25 *approval Martin R.G. v. Ofelia G.O.*, 809 N.Y.S.2d 1, 1 (App. Div. 2005) (“[A] **hearing is**
26 **generally required before a judge may award a temporary change of custody in a non-**
27 **emergency situation.**”); *In re Vernor*, 94 S.W.3d 201, 209-10 (Tex. App. 2002) (“[M]andamus

1 is an appropriate remedy when a court abuses its discretion involving temporary orders in a suit
2 affecting the parent-child relationship.”). (Courtesy copy of Shahrokhi v. Eighth Judicial Dist.
3 Court is attached hereto as **Exhibit “7”**).

4 **IV.**

5 **CONCLUSION**

6
7 As such, TAMIKA respectfully requests the Court deny INTERVENOR’s
8 Countermotion in its entirety and order the immediate return of the Minor Children to their
9 MOM and that the Court honor the request of the Natural Parents and grant MOM permanent
10 relocation to Michigan with the Minor Children. Moreover, given INTERVENOR’s heinous,
11 deplorable self-serving actions to the Minor Children and their Natural Parents, under Nevada
12 law, INTERVENOR is not entitled to any type of unsupervised visitation at this time. Moreover,
13 INTERVENOR should be held responsible for MOM’s attorney fees in having to defend this
14 insane specious debacle since INTERVENOR attempted to circumvent Nevada law and
15 inappropriately sought sole physical and legal custody and the removal of the Minor Children
16 from their Natural Parents without any legitimate factual or legal basis.
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the law office of McGANNON LAW OFFICE, P.C. that service of the foregoing OPPOSITION TO INTERVENOR'S COUNTERMOTION FOR AN ORDER TO SHOW CAUSE AS TO WHY PLAINTIFF SHOULD NOT BE HELD IN CONTEMPT OF COURT PURSUANT TO NRS 1.210(3), NRS 22.100, AND NRS 22.110; FOR THE COURT TO FIND PLAINTIFF GUILTY OF CHILD ABDUCTION; FOR IMMEDIATE RETURN OF THE REMIANING MINOR CHILD TO LAS VEGAS, NEVADA; FOR ATTORNEYS FEE'S AND COSTS; AND RELATED RELIEF. was made on this 19th day of January 2022, pursuant to EDCR 8.05, by electronic service via the Court's E-Filing System, or if not on the service list by depositing the same in the United States Mail in Las Vegas, Nevada, postage paid addressed as follows:

ATTORNEY/PARTIES	EMAIL
Julio Vigoreaux, Jr., Esq. SBN 15347 Law Office of Julio Vigoreaux, Jr. 400 S. 4th Street, Suite 500 Las Vegas, NV 89101	jvigoreauxlaw@gmail.com
Christopher Judson 4730 E. Craig Rd., Apt. 2088, Bldg. 15 Las Vegas NV 89115	

/s/ Mark J. McGannon

An employee or agent of McGANNON LAW
OFFICE, P.C.

EXHIBIT "1"

PERMISSION FOR RELOCATION WITH MINOR CHILDREN

I, CHISTOPHER CHARLES JUDSON ("Natural Father"), do consent to the relocation of my Minor Children as follows:

1. I am the Defendant in the matter of *Tamika Jones v. Christopher Judson*, Case No. D-19-594413-C filed in the Eighth Judicial District Court for Clark County, Nevada.

2. I am the Natural Father of XYSHONE JUDSON, born November 20, 2011, XAIA JUDSON born August 13, 2013, XIONNE JUDSON born May 3, 2019 ("Minor Children").

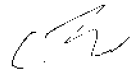
3. I believe it is in the best interests of my Minor Children to award TAMIKA BEATRICE JONES ("Natural Mother") primary physical custody of the Minor Children and allow her to permanently relocate to Ferndale, Michigan.

4. I had previously given TAMIKA BEATRICE JONES permission to relocate to Michigan with the Minor Children in November of 2020.

5. Formal visitation and child support will be determined by the Parties after the Court makes a determination as to any visitation being possibly awarded to my mother, Intervenor, Kimberly White, which I strongly oppose.

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

DATED this 4th day of December 2021.



CHISTOPHER CHARLES JUDSON

TITLE	JONES.TAMIKA - CHRIS JUDSON PERMISSION FOR RELOCATION WITH...
FILE NAME	JONES.TAMIKA%20-%...OR%20CHILDREN.pdf
DOCUMENT ID	f7ce65f6697c4a1dd2e5b239a7ccc8c639989f11
AUDIT TRAIL DATE FORMAT	MM / DD / YYYY
STATUS	Completed

This document was requested from app.clio.com

Document History



SENT

12 / 04 / 2021

03:12:10 UTC

Sent for signature to Christopher Judson
(c.judson88@icloud.com) from jean@mcgannonlawoffice.com
IP: 71.38.180.250



VIEWED

12 / 04 / 2021

14:55:18 UTC

Viewed by Christopher Judson (c.judson88@icloud.com)
IP: 107.77.227.127



SIGNED

12 / 06 / 2021

15:00:17 UTC

Signed by Christopher Judson (c.judson88@icloud.com)
IP: 107.77.227.155



COMPLETED

12 / 06 / 2021

15:00:17 UTC

The document has been completed.

EXHIBIT "2"



Done


Edit


12a Social Security number		12b Employer's identification number (EIN)	
		88-0168054	
13 Statutory employee	Retirement plan	Third-party sick pay	14 Other
e Employee's first name and initial		Last name	
Tamika B Jones			
f Employee's address, and ZIP code			
8447 Sequoia Grove Ave Las Vegas NV 89149			
2018		15 State Employer's state ID number	
Form W-2 Wage and Tax Statement Copy B-To Be Filed With Employee's Federal Tax Return		17 State income tax	
		18 Local income tax	


More

Add to story

 **NEVADA** 

 **IDENTIFICATION CARD**

 **JONES**
TAMIKA LEATRICE
8447 SEQUOIA GROVE AVE
LAS VEGAS, NV 89149-0253



Height: 5'00" Weight: 150 lbs Eyes: BRO
Hair: BRO Expiry: 12/30/2016
ID: 000163907800549018035

Tamika Jones

1405639034
9/13/1990
9/13/2024




EXHIBIT "3"

From: **Family Court LVFC07 via BlueJeans Network** <invite@bluejeans.com>
Date: Monday, February 22, 2021
Subject: D594413 JONES
To: tamikaj8092@gmail.com

Family Court LVFC07 has invited you to a meeting.

Join Meeting

(Join from computer or phone)

Phone Dial-in

[+1.408.419.1715](tel:+14084191715) (United States(San Jose))

[+1.408.915.6290](tel:+14089156290) (United States(San Jose))

(Global Numbers)

Meeting ID: 229 894 156

Room System

199.48.152.152 or bjn.vc

Meeting ID: 229 894 156

Want to test your video connection?

<https://bluejeans.com/111>

EXHIBIT "4"

Heather S. Lumin
CLERK OF THE COURT

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Kimberly White
Applicant,

☒ Present
☐ Not Present
☐ With Counsel

CASE NO.: T-21-219814-T

vs.

Tamika Beatrice Jones
Adverse Party.

☒ Present
☐ Not Present
☒ With counsel

/TPO

N/A PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

Having considered the filings, testimony and evidence presented this day, and the Court having jurisdiction in this matter, and

N/A it appearing that service has not been effectuated on ☐ Applicant ☐ Adverse Party, ☐ Applicant ☐ Adverse Party was given instructions regarding service of process and the matter set for a Return Hearing.

TFA the ☒ Applicant ☒ Adverse Party having been served with notice of the hearing on December 31, 2021, the Court hereby finds and recommends as follows: The matter was heard on the adverse party's motion to dissolve the temporary order. The court had issued a temporary order on allegations of harassment. The adverse party contends that her efforts to contact the applicant related to her bona fide interest in having contact with her children, and therefore does not constitute harassment. The court agrees. As to the remaining disputes relating to custody and visitation, the court finds that those matters may be addressed in the accompanying custody action. The court does not find good cause to maintain an order under these circumstances. The motion is granted and the order is dissolved.

N/A That, pursuant to NRS 33.010, et seq., the Court is satisfied domestic violence has actually occurred or there exists a credible threat of domestic violence; therefore, the Court finds good cause to ISSUE the TEMPORARY PROTECTION ORDER immediately. The Adverse Party is hereby ordered to have no contact whatsoever with the Applicant and to stay away from the following locations: N/A.

N/A That the TEMPORARY PROTECTION ORDER issued in this case is CONTINUED in effect until the hearing date specified below, under the same terms and conditions as it was originally issued, subject to any exceptions noted below.

N/A That the parties are ordered to appear at a RETURN HEARING N/A, 20N/A at N/A N/A.m. at ☐ Family Court and Services Center, 601 North Pecos Road, Las Vegas, Nevada 89101, Department N/A/☐ Regional Justice Center, 200 Lewis Avenue, Las Vegas, Nevada 89155, Department N/A.

1
2 N/A Wherefore, an EXTENDED PROTECTION ORDER is issued in this case until N/A. The
3 Adverse Party is ordered to continue to obey all of the orders, terms and conditions of the
4 Temporary Order issued in this case subject to any exceptions noted below.

5 Exceptions to the foregoing: N/A.

6 TFA That the Protection Order issued in this case is hereby DISSOLVED.

7 N/A That the request to extend the Order of Protection is DENIED.

8 N/A Additionally, N/A.

9 That the following additional provisions shall also apply if marked with an "x":

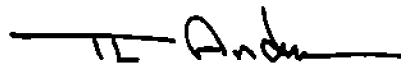
10 N/A Custody and visitation shall remain as ordered in Case No. D-N/A on N/A, 20N/A, ☐
11 except as follows: N/A.

12 N/A That pursuant to NRS chapter 125, the Court has jurisdiction to address custody of the
13 parties' minor child(ren); wherefore, Applicant is awarded temporary physical custody of the
14 minor child(ren). Adverse Party is awarded visitation as follows: N/A.

15 N/A Such visitation shall be supervised by N/A. Supervised visitation requires the identified
16 supervisor(s) to be present for the duration of the visitation, ☐ unless specified otherwise
17 herein N/A.

18 N/A Adverse Party is ordered to pay to the Applicant \$N/A per month as and for the temporary
19 support of the minor child(ren) until a permanent order for child support is established or until
20 the expiration of the Extended Order. This amount is based upon the obligor's gross monthly
21 income of \$N/A and shall be payable \$N/A, beginning N/A.

22 SO ORDERED This 10th day of January, 2022

23 

24 DOMESTIC VIOLENCE HEARING MASTER

25 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the foregoing Findings and
26 Recommendations are approved and are hereby made Orders of the Court. These Orders are
27 effective immediately. Pursuant to EDCR 5.518(e), you have 14 days from your receipt of this
28 Order to file an Objection to this Decision.



DISTRICT COURT JUDGE

Judge's or Hearing Master's initials will appear next to all orders that apply; anything not
initialed has not been ordered and/or is inapplicable to your case.

Alvin S. Smith
CLERK OF THE COURT

COURT CODE: TPOV

☒ DISTRICT COURT

☐ JUSTICE COURT IN THE TOWNSHIP OF _____
CLARK COUNTY, NEVADA

Kimberly White

Applicant,

vs.

Tanika Beatrice Jones

Adverse Party.

Case No.: T-21-219814-T

Dept: S

TEMPORARY PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

Expiration: This order was issued by the court on 12/8/2021 and will expire on 1/22/2022
at 11:59 p.m. unless the court orders otherwise.

Notice of Hearing to Extend:

- ☐ There will be a hearing to determine whether to extend this order on: N/A at N/A 11 a.m.
p.m. at the court listed above. **If you do not attend, the court may rule against you.**
- ☒ There is no hearing scheduled.

Protected Parties: The following persons are protected under this order:

Applicant:	<u>Kimberly</u>	<u>N/A</u>	<u>White</u>	
	<small>(first)</small>	<small>(middle)</small>	<small>(last)</small>	
Child:	<u>Xaia</u>	<u>N/A</u>	<u>Judson</u>	<u>08/13/15</u>
	<small>(first)</small>	<small>(middle)</small>	<small>(last)</small>	<small>(DOB)</small>
Child:	<u>X'Shone</u>	<u>N/A</u>	<u>Judson</u>	<u>11/20/11</u>
	<small>(first)</small>	<small>(middle)</small>	<small>(last)</small>	<small>(DOB)</small>
Child:	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
	<small>(first)</small>	<small>(middle)</small>	<small>(last)</small>	<small>(DOB)</small>
Child:	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
	<small>(first)</small>	<small>(middle)</small>	<small>(last)</small>	<small>(DOB)</small>

Applicant filed a verified application for protective order. The Court has jurisdiction over this matter. *See* NRS 33.010, *et seq.* The Court finds domestic violence has occurred and/or there is a threat of domestic violence. Accordingly and good cause appearing, it is the ORDER of the Court that the following orders apply to the Adverse Party:

1. ☒ **YOU ARE PROHIBITED** from threatening, physically injuring, or harassing the Applicant and/or the minor child(ren) either directly or through an agent (someone acting on your behalf).

2. ☒ **YOU ARE PROHIBITED** from selling, damaging, destroying, giving away, or otherwise disposing of, or tampering with, any property owned by the Applicant, or in which Applicant has an interest.

3. ☒ **YOU ARE ORDERED:**

☒ to not contact the adult protected party at all in any way, including but not limited to in person, by phone/text, by email, or through social media.

☐ to contact the adult protected party **for parenting issues only** by:

☐ text ☐ email ☐ phone calls ☐ in writing ☐ other: N/A

4. ☒ **YOU ARE ORDERED:**

☒ to not contact the minor children at all in any way, including but not limited to in person, by phone/text, by email, or through social media.

☐ to contact the children only by:

☐ text ☐ email ☐ phone calls ☐ in writing ☐ other: N/A

5. ☒ **YOU ARE ORDERED** to stay 100 yards away from Applicant's current residence located at:

☐ **CONFIDENTIAL.**

☒ the following address:

10461 Hartford Hills Ave

Address

Las Vegas NV

Clark

City, State, Zip Code

County

☐ This is a complex/property/trailer park; the entire complex/property/trailer park is protected.

or any other place that Applicant may reside. You shall not interfere with Applicant's possession and use of the residence, including utilities, phones, leases and other related residential services.

6. ☐ A law enforcement officer located within the jurisdiction of the residence listed below shall on **ONE OCCASION ONLY** accompany ☐ Applicant or ☐ Adverse Party to:

N/A

Address

N/A

N/A

City, State, Zip Code

County

and shall stand by while ☐ Applicant or ☐ Adverse Party obtains clothing, toiletries, and the following additional items: N/A

Any property in dispute shall remain in the residence unless it is specifically identified in this order.

7. ☐ **YOU ARE ORDERED** to stay 100 yards away from these place(s) of employment or any other place that Applicant may be employed. **YOU ARE PROHIBITED** from any contact whatsoever with these place(s) of employment in person, by telephone, mail, or any other means of communication.

☐ **CONFIDENTIAL**

N/A

Employer

N/A

Employer

N/A

Address

N/A

Address

N/A

City, State, Zip Code

N/A

County

N/A

City, State, Zip Code

N/A

County

8. ☒ **YOU ARE ORDERED** to stay 100 yards away from the Applicant's and/or minor child(ren)'s school(s)/day care, including, but not limited to, the places listed below:

☐ **CONFIDENTIAL**

Innovation Academy

School/Day Care Name

N/A

School/Day Care Name

5705 N Rainbow

Address

N/A

Address

Las Vegas NV

City, State, Zip Code

Clark

County

N/A

City, State, Zip Code

N/A

County

9. ☐ **YOU ARE ORDERED** to stay 100 yards away from the following places frequented regularly by Applicant and/or the minor child(ren)

N/A

Location Name

N/A

Location Name

N/A
Address

N/A
Address

N/A
City, State, Zip Code

N/A
County

N/A
City, State, Zip Code

N/A
County

10. ☐ The court, having jurisdiction under and meeting the requirements of Chapter 125A of the Nevada Revised Statutes (UCCJEA), makes the following orders concerning the following minor child(ren) of the parties:

Child:	N/A (first)	N/A (middle)	N/A (last)	N/A (DOB)
Child:	N/A (first)	N/A (middle)	N/A (last)	N/A (DOB)
Child:	N/A (first)	N/A (middle)	N/A (last)	N/A (DOB)
Child:	N/A (first)	N/A (middle)	N/A (last)	N/A (DOB)

☐ Applicant is granted temporary custody of the minor child(ren) with no visitation to the Adverse Party.

☐ Applicant is granted temporary custody of the minor child(ren) with the following visitation granted to the Adverse Party: N/A

☐ Custody, visitation, and support of the minor child(ren) of the parties shall remain as ordered in the Decree of Divorce/Order entered between the parties in case number N/A in N/A County in the State of N/A.

11. ☐ **YOU ARE PROHIBITED**, either directly or through an agent, from physically injuring or threatening to injure any pets/animals owned or kept by the Applicant, the minor child(ren), or you.

12. ☐ **YOU ARE PROHIBITED**, either directly or through an agent, from taking possession of any pets/animals owned or kept by the Applicant or the minor child(ren).

13. ☐ The following provisions and conditions are made part of this order:

N/A

N/A

N/A

N/A

N/A

IT IS FURTHER ORDERED that a copy of this order and the verified application for protection order against domestic violence shall be transmitted directly to the applicable sheriff's office or constable, who will promptly attempt to serve the transmitted documents upon the Adverse Party, and upon service, file a return of service form with the court.

If you want to dispute this order or have it changed, you can request a hearing by filing a written request with this court. Court staff will give you information about how to file your request. The court will set a hearing on your request as quickly as possible.

VIOLATION OF THIS ORDER IS A CRIME

You, the Adverse Party, are notified that you can be arrested for violating this order. You can be arrested even if the person who obtained this order invites or allows you to contact him or her. You have the sole responsibility to avoid or refrain from violating the terms of this order. A violation includes but is not limited to contact in the form of verbal, electronic, and social media communications.

You are further notified of the penalty for violation of an order. A person who intentionally violates:

(1) A temporary order is guilty of a misdemeanor.

Each act that constitutes a violation of the temporary or extended order may be prosecuted as a separate violation of the order. (NRS 33.100)

If you are arrested for violating this order, you will not be admitted to bail sooner than 12 hours after your arrest if:

(1) The arresting officer determines that such a violation is accompanied by a direct or indirect threat of harm;

(2) You have previously violated a temporary or extended order for protection; or

(3) At the time of the violation or within 2 hours after the violation, you have:

(I) A concentration of alcohol of 0.08 or more in your blood or breath; or

(II) An amount of a prohibited substance in your blood or urine, as applicable, that is equal to or greater than the amount set forth in subsection 3 or 4 of NRS 484C.110.

(NRS 33.030(5)).

Penalty for violation of a custody order: The abduction, concealment, or detention of a child in violation of this order is punishable as a Category D Felony as provided in NRS

193.130. NRS 200.359 provides that every person having a limited right of custody to a child or any parent having no right of custody to the child who willfully detains, conceals or removes the child from a parent, guardian or other person 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.

Under federal law, this protection order is valid and enforceable in all 50 states, the District of Columbia, U.S. Territories, and Indian Nations (18 USC § 2265.) If you travel across state or tribal land with the intent to injure the Applicant or violate this order and then do so, you may be convicted of committing a federal crime (18 USC § 2261.) Possession, shipment, transportation, or receipt of a firearm or ammunition while this order is in effect may constitute a felony under federal law and is punishable by a fine up to \$250,000 and/or a prison sentence of up to ten (10) years (18 USC § 922.).

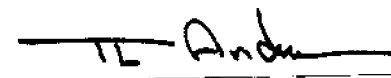
Only the court can change this order.

ORDER TO LAW ENFORCEMENT

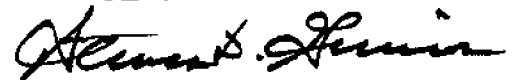
- (A) Any law enforcement officer who has probable cause to believe a violation of any provision of this order has occurred is ordered to arrest the Adverse Party. Such party is to be charged with a criminal violation of this order, in addition to any other criminal charges that may be justified.
- (B) If such law enforcement officer cannot verify that the Adverse Party was served with a copy of the application and order, the officer shall inform the Adverse Party of the following:
- (1) the specific terms of this order;
 - (2) that the Adverse Party now has notice of the provisions of this order;
 - (3) that a violation of this order will result in the Adverse Party's arrest;
 - (4) the location of the court that issued the original order and the hours during which the Adverse Party can obtain a copy of this order; and
 - (5) the date and time set for a hearing on an application for an extended order, if any.
- The law enforcement officer shall then provide written proof of notice to the officer's agency and to the court.

All fees are deferred.

Dated: This 8th day of December,
2021


Judge/Hearing Master

12/07/2021



CLERK OF THE COURT

☐ DISTRICT COURT
☒ JUSTICE COURT IN THE TOWNSHIP OF Las Vegas
Clark COUNTY, NEVADA

Kimberly White

Applicant (print your name above).

vs.

Tamika Beatrice Jones

Adverse Party (print the name of the person you want protection from above).

CASE NO.: T-21-219814-TDEPT: TBD

APPLICATION FOR PROTECTION ORDER

1. Your information (you are the "Applicant").

Your name: Kimberly White

(first)

(middle)

(last)

2. Who do you want to be protected from (this person is the "Adverse Party")?

Name: Tamika Beatrice Jones

(first)

(middle)

(last)

3. Who needs protection (check all that apply)?

☒ Me.☐ Minor child (see definition on bottom of page 2)☒ The following household members, including minor children not included in definition on page 2.

Name	Date of Birth	Relationship to Applicant	Relationship to Adverse Party
Xaia M Judson	8/13/2015	Grand-daughter	Mother
X'Shone C Judson	11/20/2011	Grandson	Mother

4. Why do you need to be protected from the person named above (you must check one)?

☒ The Adverse Party committed acts of stalking or aggravated stalking against me.

Definition of stalking, aggravated stalking and harassment:

Stalking: A person commits the crime of stalking when, without lawful authority, that person willfully or maliciously engages in a course of conduct directed towards a victim that would cause a reasonable person under similar circumstances to feel terrorized, frightened, intimidated, harassed or fearful for his or her immediate safety or the immediate safety of a family or household member, and that actually causes the victim to feel terrorized, frightened, intimidated, harassed or fearful for his or her immediate safety or the immediate safety of a family or household member. NRS 200.575(1)

Aggravated Stalking: A person who commits the crime of stalking and in conjunction therewith threatens the person with the intent to cause the person to be placed in reasonable fear of death or substantial bodily. NRS 200.575(2)

Harassment: A person commits harassment when: (a) Without lawful authority, the person knowingly threatens: (1) To cause bodily injury in the future to the person threatened or to any other person; (2) To cause physical damage to the property of another person; (3) To subject the person threatened or any other person to physical confinement or restraint; or (4) To do any act which is intended to substantially harm the person threatened or any other person with respect to his or her physical or mental health or safety; and (b) The person by words or conduct places the person receiving the threat in reasonable fear that the threat will be carried out. NRS 200.571

☐ The Adverse Party committed a sexual assault on me.

Definition of sexual assault: A person commits sexual assault if they subject another person to sexual penetration, or forces another person to make a sexual penetration on himself or herself or another, or on a beast, against the will of the victim or under conditions in which the perpetrator knows or should know that the victim is mentally or physically incapable of resisting or understanding the nature of his or her conduct. NRS 200.366

☐ **Protection of Children:** The parent or guardian of a child may petition any court of competent jurisdiction on behalf of the child for a temporary or extended order against a person who is 18 years of age or older and who the parent or guardian reasonably believes has committed or is committing a crime involving: (a) Physical or mental injury to the child of a nonaccidental nature; or (b) Sexual abuse or sexual exploitation of the child. NRS 33.400

Are you applying on behalf of a minor child? ☒ No ☐ Yes

Child's name: _____
(first) (middle) (last)

As you complete the application, please keep in mind that you are filling in the questions as they pertain to the actions/incident committed upon the child.

5. **How do you know the person you need protection from** *(check all that apply)?*

☐ We are related by blood or marriage. Explain _____

☒ We are or used to be friends/acquaintances.

☐ We are neighbors or reside in the same neighborhood.

☐ We are or were co-workers.

☐ Other: *(specify relationship)*: _____

6. **Are there any other current or prior court cases that involve you and the Adverse Party in any court?**

☐ No.

☒ Yes. If you know, please list the case type, county, state, and case number:
Custody - D-19-594413-C - County NV

7. **Firearms / Guns.**

Does the Adverse Party own a gun or have a gun in his/her possession or control?

☐ No ☐ Yes ☒ I don't know.

8. **Most Recent Event.** *Think about the **most recent event**. These questions ask about the **most recent event only***

Approximate date it happened: 12/04/2021

City / State / Location where it happened: _____
Las Vegas NV

Did the other person use or threaten to use a weapon? ☒ No ☐ Yes.

What Happened? *Explain the **most recent event** and describe any injuries. Give specific and detailed information about the event. You can list past events on the next page. If you are filing on behalf of a child, include details about what happened to the child.*

The police were called to my home with "vague complaints" from Ms. Jones regarding the safety of my grandchildren.

Attach more pages if you need more room (pages 4a, 4b, 4c).

9. **Past Event(s).**

Think about any other times the person you want protection from threatened or abused you and/or the child/children. The following questions ask about any past events that may have happened.

Approximate Date: 12/2021

What Happened: _____

Ms. Jones has a history of involving the police to sway domestic issues in her favor. There is currently a Custody and Pick-Up Order related to her parental abduction. Two children have been returned to Las Vegas. She continues to hide the third child. She has embarked on a campaign of nonstop texts and phone calls, and now police involvement. ONLY VERIFIABLE ADDRESS: MCGannon Law Office 5550 Painted Mirage Rd, Las Vegas, NV 89149, 725-502-2376.

Approximate Date: _____

What Happened: _____

10. **Law enforcement involvement.**

Was law enforcement informed? ☐ No ☒ Yes

a. If so, please provide a copy of the police/incident report.

Was anyone arrested? ☒ No ☐ Yes (Who): _____

Is the Adverse Party in jail? ☒ No ☐ Yes

11. Temporary Protections Requested (check all that apply).

Do not list any confidential addresses.

The other person will get a copy of this application and will see any addresses you write down.

☒ **Prohibited Activities.** The Adverse Party should not threaten, physically injure, or harass me and/or the minor child, either directly or through someone acting on his/her behalf.

☐ **No Contact or Restricted Contact.** The Adverse Party should not contact me and/or the minor child at all, either in person, by phone / text, by email or through social media.

☒ **Current Residence.** The Adverse Party should stay away from my current residence.

Do you and the Adverse Party live together? ☒ No ☐ Yes

If yes, whose name is listed on the lease/title? _____

Does the Adverse Party know where you live? ☐ No ☒ Yes

If no, is your address confidential? ☒ No ☐ Yes (don't list your address)

10461 Hartford Hills Ave

Address

Las Vegas, NV 89166

NV

City, State, Zip Code

County

Do you and the Adverse Party live in the same complex/property/trailer park? ☒ No ☐ Yes

☒ No. Should the Adverse Party stay away from the entire complex/property/trailer park? ☐ No ☒ Yes

☐ Yes. If so, explain the distance and need for protection in that complex/property/trailer park:

The distance between us is 2000 miles. Previous incidents of parental abduction

☐ **Personal Belongings.**

☐ I need to get my belongings. I want law enforcement to come with me to the Adverse Party's residence so I can pick up my belongings. The address I need to go to is (list street address, apartment number, city, state, zip):

☐ The other party needs to get his/her belongings. Law enforcement should come with the Adverse Party to my residence to pick up his/her belongings.

☒ **Work.** The Adverse Party should stay away from my workplace.

Do you and the Adverse Party work at the same place? ☒ No ☐ Yes

Is your work address confidential? ☐ No ☒ Yes (*do not write details below*)

Employer

Employer

Address

Address

City, State, Zip Code County

City, State, Zip Code County

☒ **School/Daycare.** The Adverse Party should stay away from my school and/or the child's school/daycare.

Is the school/daycare address confidential? ☒ No ☐ Yes (*do not write details below*)

Innovation Academy

School/Daycare

School/Daycare

5705 N. RAINBOW

Address

Address

Las Vegas, NV 89130 Clark
City, State, Zip Code County

City, State, Zip Code County

☐ **Other Places.** The Adverse Party should stay away from the following places that I and/or the minor children go to regularly.

Location

Location

Why?

Why?

Address

Address

City, State, Zip Code County

City, State, Zip Code County

About Extended Protection Orders:

*This application automatically asks the judge to issue a 45-day temporary protection order
without notifying the other person first.*

You can also ask for an extended order that could last for up to 2 years.

*If you do, the judge will set a hearing. You and the other person will have to appear in court and
explain your side before the judge can extend the protection order.*

12. Length of Protection Order.

☐ I want an order up to 45 days only.

☒ I want an order up to 45 days PLUS an extended order that could last up to 2 years.

13. Other Exhibits. You may attach documents, pictures, or anything else that you would like the judge to look at and consider when reviewing your application. **The Adverse Party will receive a copy of all documents/evidence you provide.**

Describe what you are attaching: _____
Most recent text conversations.

14. This document does not contain the personal information of any person as defined by NRS 603A.040.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated 12/4/2021 Submitted by: /s/ Kimberly White _____
(your signature)

Kimberly White _____
(print your name)

VERIFICATION

I declare that I am the applicant in the above-entitled action; that I have read the foregoing application and know the contents thereof; that the pleading is true of my own knowledge except for those matters therein contained stated upon information and belief, and that as to those matters, I believe them to be true. I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated 12/4/2021 Submitted by: /s/ Kimberly White _____
(your signature)

Kimberly White _____
(print your name)

Conversation between Kimberley's phone (+17025349692) and Tamika Jones (3134525009)

[10/28/2021 10:37 AM] Tamika Jones (3134525009): Hello Ms. White, Xy'Shone left you a voicemail last night. I just want to apologize. I thought he was calling to talk about his good grades in school or his Christmas list. Again I apologize.

[10/30/2021 7:47 AM] Tamika Jones (3134525009): <Attachment> Xy'Shone spelling test from last wk!!

[10/30/2021 7:48 AM] Tamika Jones (3134525009): <Attachment> Xaia's drawing yesterday

[10/31/2021 3:11 PM] Tamika Jones (3134525009): <Attachment>

[10/31/2021 3:19 PM] Tamika Jones (3134525009): <Attachment>

[10/31/2021 3:21 PM] Tamika Jones (3134525009): <Attachment>

[10/31/2021 3:22 PM] Tamika Jones (3134525009): <Attachment>

[10/31/2021 3:23 PM] Tamika Jones (3134525009): <Attachment>

[11/22/2021 12:07 PM] Kimberley's phone (+17025349692): Ms. Jones,

As you recall in August 2019 you started proceedings for sole custody of three minor Judson children and were eventually awarded visitation from Friday through Sunday weekends. Later through the course of legal action, the grandparents and great grandparents were awarded visitation. There was a core order for visitation and, for the children to remain in the state of Nevada city of Las Vegas. You violated those court orders by removing the children from Las Vegas, Nevada and denying visitation. Subsequently Echo order was sworn confirming the three minor children were to be returned to the home state of Las Vegas Nevada. Please note, as of today the two oldest children have been retrieved to return to Las Vegas Nevada. You may choose to mitigate the legal Meyer you now find yourself in by returning the youngest minor child to his whole state of Las Vegas Nevada. It is advised that you contact your attorney of record for further advice email so contact the court system.

[11/22/2021 12:21 PM] Tamika Jones (3134525009): I want to know where my kids are. Where they're going? What is ur address?? How are you traveling?? I WANT TO TALK TO MY KIDS RIGHT NOW

[11/22/2021 12:23 PM] Tamika Jones (3134525009): Where is my children?

[11/22/2021 12:32 PM] Tamika Jones (3134525009): You have circumvented the state police of Michigan and went over the state of NV police. Judge Ochoa said to not compromise and or traumatize them!! And obviously you have done the opposite. Now is snatching them out of school for their best interest?

[11/22/2021 12:36 PM] Tamika Jones (3134525009): My attorney has been trying to contact your attorney for over a month! You do not have my children best interest at mind. This does not have to go this far. BRING ME MY CHILDREN BACK!!!! We can agree to something

[11/22/2021 2:43 PM] Tamika Jones (3134525009): 13134525009 Deposited a new message:

"can, you could at least answer the phone and let me talk to my Children. I'm their mother. I would be at your drones, both the Children. So I shined dresses by addressing, I'm their mother. And you could at least let me talk to my Children. I deserve to know where they are, and I deserve to know where they're going at all times."

Click here: 14699825026 to listen to full voice message.

[11/22/2021 3:23 PM] Tamika Jones (3134525009): Xionne is looking for his siblings!! Please bring me my children!!! How can you actually try to say you and you parents have custody??? What about me and my parents??? Why did you turn on me??? I thought you were a second mother to me!!! I never in a million years thought you of all people would be so sneaky and take my children from me!!! I looked up to you... you helped me to better start my career and because of you my career took off like bright lights!! I really don't understand what was your reasoning for taking my children from me!! You slandered and defamed my name and character when you know for a fact I've always been an upbeat mother!!! Why did you ever change on me???? Bring me my children!!!!

[11/22/2021 4:15 PM] Tamika Jones (3134525009): Kim I'm expecting my children to be back for school for next week

[11/22/2021 5:52 PM] Tamika Jones (3134525009): I DEMAND TO TALK TO MY CHILDREN RIGHT NOW

[11/22/2021 6:22 PM] Tamika Jones (3134525009): I WANT TO TALK TO MY CHILDREN!!!! THE JUDGE DID NOT BAN ME FROM TALKING TO MY CHILDREN!!!!

[11/22/2021 6:38 PM] Tamika Jones (3134525009): How would you feel if someone just snatched Chris away from you??? What if Charlie's mother did this to you??? BRING ME MY CHILDREN!!!! WE HAVE PLANS WITH MY FATHER'S SIDE THIS WK.... Please bring me my children

[11/22/2021 8:45 PM] Tamika Jones (3134525009): I DEMAND TO TALK TO MY KIDS NOW!!!!!!

[11/22/2021 9:21 PM] Tamika Jones (3134525009): I have not said anything to my children in over 12hrs.... how do you actually feel this is okay to withhold my children from me??? I have not told them good night nor do I know if they are safe or not... I WANT TO TALK TO MY CHILDREN RIGHT NOW!!!!

[11/22/2021 11:01 PM] Tamika Jones (3134525009): I want to talk to my children right now!!!!

[11/22/2021 11:02 PM] Tamika Jones (3134525009): I have no right to take things into your own judgment and ban me from talking to MY CHILDREN!!!! I AM THEIR NATURAL MOTHER!!!!!!

[11/22/2021 11:09 PM] Tamika Jones (3134525009): I WANT TO TALK TO MY CHILDREN!!!

[11/23/2021 4:07 AM] Tamika Jones (3134525009): Why are you not allowing me to talk to my children????

[11/23/2021 4:09 AM] Kimberley's phone (+17025349692): Having trouble with charging my phone. I'll have them call as soon as they wake up.

[11/23/2021 4:10 AM] Tamika Jones (3134525009): Where are you????

[11/23/2021 4:11 AM] Tamika Jones (3134525009): How are you traveling with my kids???? What makes you think that was the best thing to snatch them out of school without my acknowledgment????

[11/23/2021 4:14 AM] Tamika Jones (3134525009): Where are you with my kids????

[11/23/2021 5:32 AM] Kimberley's phone (+17025349692): Xy is up. Xaia in bathroom. They know they're going to see their grandma and grandpa for thanksgiving. I'm good spirits. Not aware of any drama.

[11/23/2021 5:59 AM] Tamika Jones (3134525009): Thank you!! We can agree to visiting Kim

[11/23/2021 6:41 AM] Tamika Jones (3134525009): Thank you for letting me talk to them

[11/23/2021 9:33 AM] Tamika Jones (3134525009): Please have them back for school Monday

[11/23/2021 2:41 PM] Tamika Jones (3134525009): I thought you were saying that they will see my parents for thanksgiving... So when are they coming back for school???? You said we can have an adult conversation but you can't even talk to the mother of the kids who you kidnapped!!! I want them back in time for school Monday morning!!!

[11/23/2021 2:49 PM] Tamika Jones (3134525009): Disliked "Xy is up. Xaia in bathroom. They know they're going to see their grandma and grandpa for thanksgiving. I'm good spirits. Not aware of any drama."

[11/23/2021 2:50 PM] Tamika Jones (3134525009): YOU ARE VERY HEARTLESS AND COLDHEARTED!!!! XIONNE WANTS TO SEE HIS SIBLINGS!!!!

[11/23/2021 6:27 PM] Tamika Jones (3134525009): I would like to talk to my children!!!!

[11/23/2021 7:09 PM] Tamika Jones (3134525009): Xionne is calling his siblings to come eat!!!! I want to talk to my children and I want them home!!!!

[11/23/2021 8:04 PM] Tamika Jones (3134525009): Why won't you let me talk to my children???

[11/23/2021 8:05 PM] Tamika Jones (3134525009): I want to talk to my children!!!!

[11/23/2021 9:03 PM] Tamika Jones (3134525009): 13134525009 Deposited a new message:

"Yeah, we want to talk to bien is right here and he wants to talk to you viki. What is it? Yeah. Hi, I love you. Sean, mhm. I love you Say Sean. I love you. Saya. Tell us your name. Oh."

Click here: 14699825027 to listen to full voice message.

[11/24/2021 3:22 AM] Tamika Jones (3134525009): Why can't I talk to my children????

[11/24/2021 3:53 AM] Tamika Jones (3134525009): I understand that you are traveling, but that has nothing to do with me talking to my children. If this is how you're going to do things, then how could I ever trust you with my children????? You are so wrong!!!

[11/24/2021 4:00 AM] Tamika Jones (3134525009): Be mindful that you were granted one week and one holiday!! If they're not back for school MONDAY, then you would be in violation!!!

[11/24/2021 4:13 AM] Kimberley's phone (+17025349692): Good morning,

The kids are still asleep. I'll have them call as soon as they get up.

Right now they only know they're going to visit family in Vegas. Anything more is legal stuff I'll shield the kids from so they don't feel as if any of it has to do with something they've said or done. If you call repeatedly at all hours of the day, it's going to be hard to keep them from knowing there's an issue.

I understand from your expressed concern, but know no one ever has, or will question you love them. No one ever has or will say anything negative about you or family. The kids are always told you love them and miss them—period. Same with the baby—he loves and misses them and hopefully he'll join us in LV. They miss him. All his family in LV misses him terribly.

Rest easily the kids are safe and loved.

I have no personal issues with you. You know by the way I've never spoken negatively about you, or to you, in any court hearings. I've never responded to any texts you've sent when you were going off on me. I didn't respond to the upsetting message you had Xy leave me a few weeks ago. I never will. I have no beef with you. I don't want to argue or fight. That's not the kind of relationship we've always had. I never imagined it would be like this. We should step back and make sure we can speak without arguing before we talk again.

All the legal issues started by that August 2019 filing can be handled by lawyers and the judge. Your texts sound as if your lawyer hasn't explained the legal problems. Please talk to him. Please bring Xionne back to LV. If you need financial help to do so, let me know, but please reassess the situation before it deteriorates further.

[11/24/2021 4:50 AM] Tamika Jones (3134525009): Kim you sound as if you will not be returning my children by Monday You have no right to remove my children this way you are entitle to them for one week one weekend and one holiday what you have done and the way you went about this is wrong I did not know Xyshone spoke to you in this type of matter you are playing games with me when I call for them by now I should have spoken to Xaia you can let them call me but you are not doing so you know I am headed to work so you use this hour to upset me out the door you roped Chris from his farther you have no love for Chris but this aching desire to destroy him and his children this is all aimed at Mr Judson for having an affair on you and your unborn baby now you are stuck in an empty tomb with your soon to be dead mom and dad and you think you will feel this empty void with my children you hate Chris you threw him under the bus to get his kids you go into a courtroom to lie and destroy your one and only son to feel the empty void in your life you decided not to extend your family now your eggs are probably dried up and you really think you are going to drag my kids away from me

[11/24/2021 10:12 AM] Tamika Jones (3134525009): So what's your reason for me not talking to my children???

with friends and family. If we keep their best interest in mind and work together as family should, we can find a solution to present to the judge.

The court has ruled the children must remain in Las Vegas. Returning on your own may be looked on more favorably by the court and relieve some of the legal issues you may incur. I'm hoping we can move forward

communicating in a respectful manner. I'm sending you an invite to coParenter which may be of benefit.

[12/2/2021 3:19 PM] Tamika Jones (3134525009): Can I talk to my children please???? They are not your children and you can not ban me from talking to them!!!!

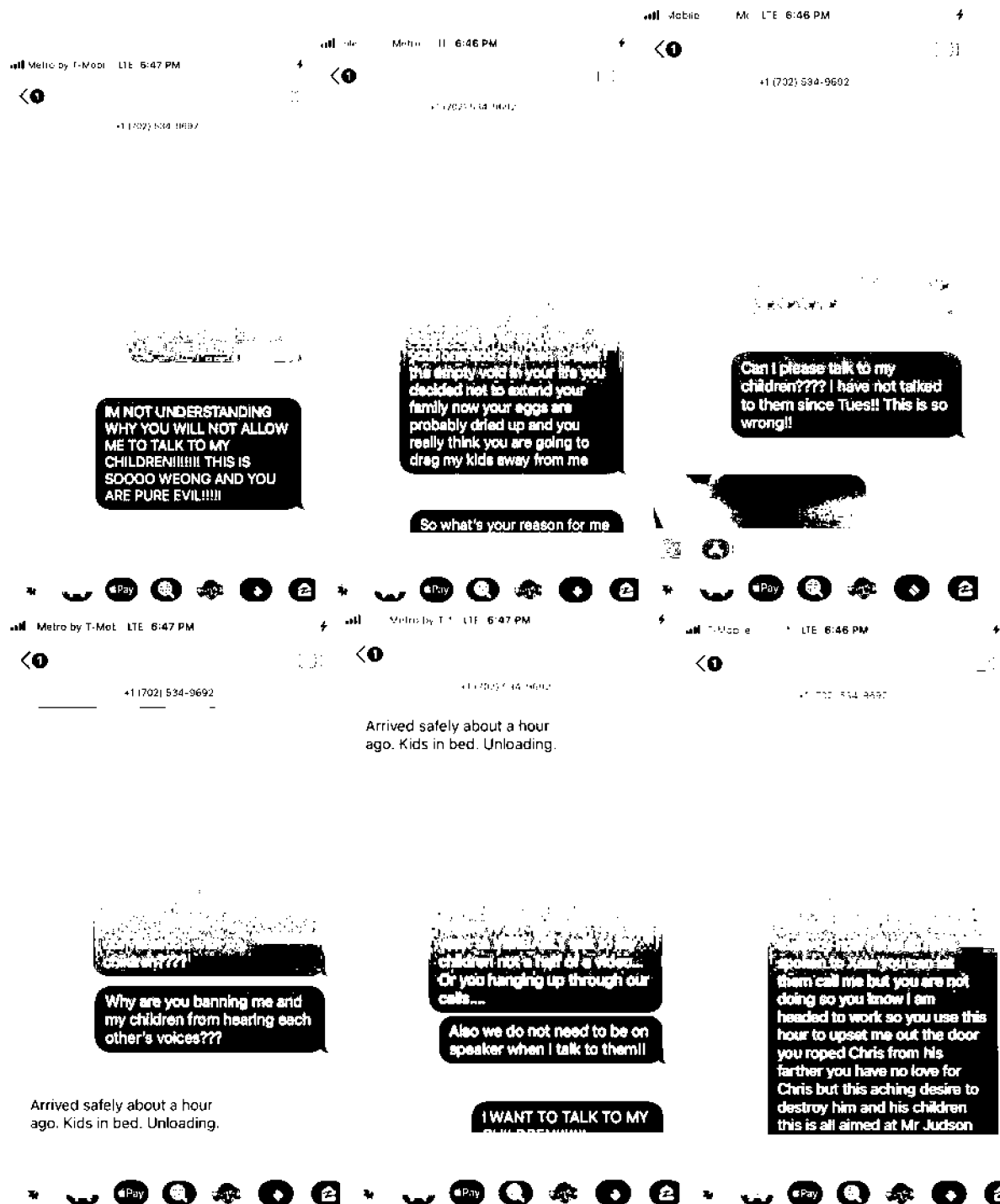
[12/2/2021 8:24 PM] Tamika Jones (3134525009): I want to talk to MY CHILDREN!!!! I AM THEIR NATURAL MOTHER!!!! NOT YOU!!!! YOU'RE JUST A GRANDMOTHER THAT'S DERANGED!!!! I WANT TO TALK TO MY CHILDREN!!!! YOU DO NOT HAVE THE RIGHT TO TELL ME THAT I HAVE TO CONTACT THEM ON A DAMN APP!!!! IM TRYING MY BEST TO HOLD MY COMPOSURE..... NO IVE NEVER DISRESPECTED YOU BECAUSE I THOUGHT YOU WAS A MOTHER FIGURE ... I THOUGHT YOU HAD ALL OF OUR BEST INTEREST AT HEART.... BUT INSTEAD YOU WERE SETTING ME UP!!!! I KNOW YOU HAVE BEEN BRAIN WASHING THEM..... WHICH IS WHY YOU'VE BOUGHT THEM ALLLLL THE DAMN TOYS THEY CAN POSSIBLY IMAGINE..... I WANT TO TALK TO MY CHILDREN!!!! HOW CAN YOU CLAIM TO LOVE THEM BUT YOU HATE THE MALE IMAGE OF THEM?????? YOU HATE CHRIS AND YOU HATE CHARLIE!!!! YOU ARE WICKED!!!! THOSE ARE MY CHILDREN THAT I DAMN NEAR DIED TO HAVE I WANT TO TALK TO MY CHILDREN!!!!!!

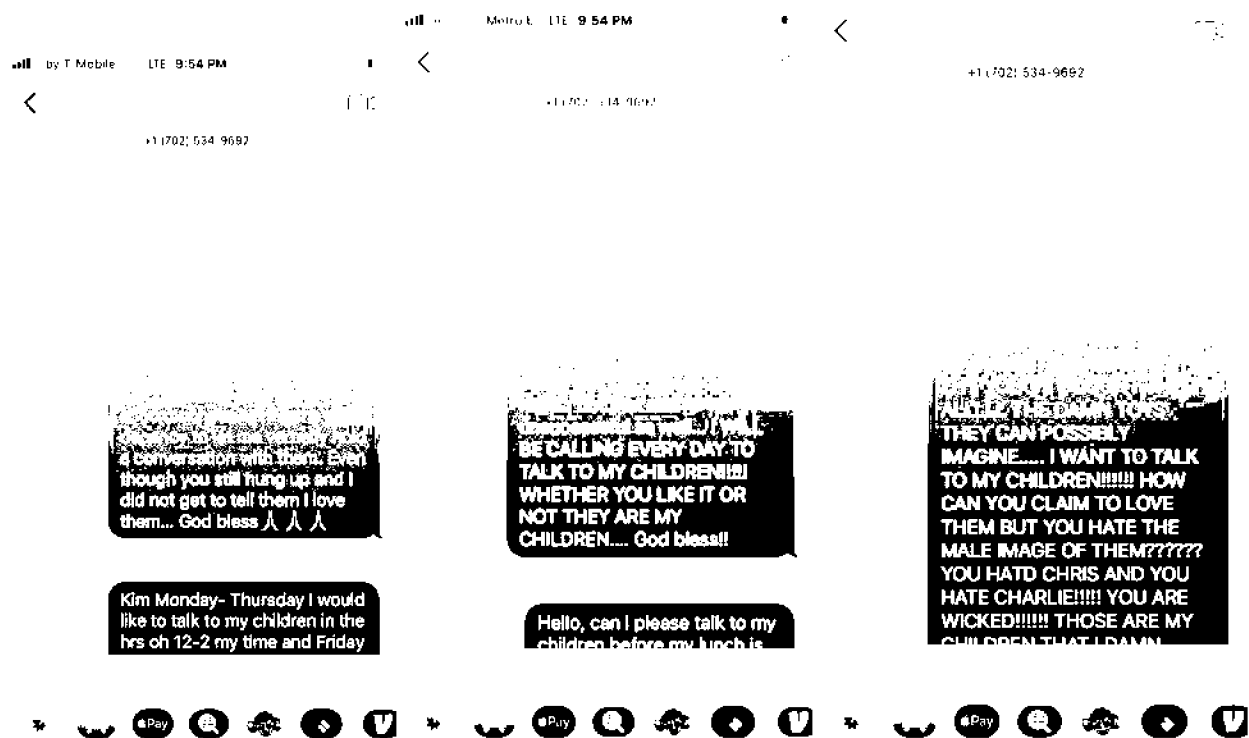
[12/3/2021 3:28 PM] Tamika Jones (3134525009): I want to talk to my children!!!!

79 total messages.

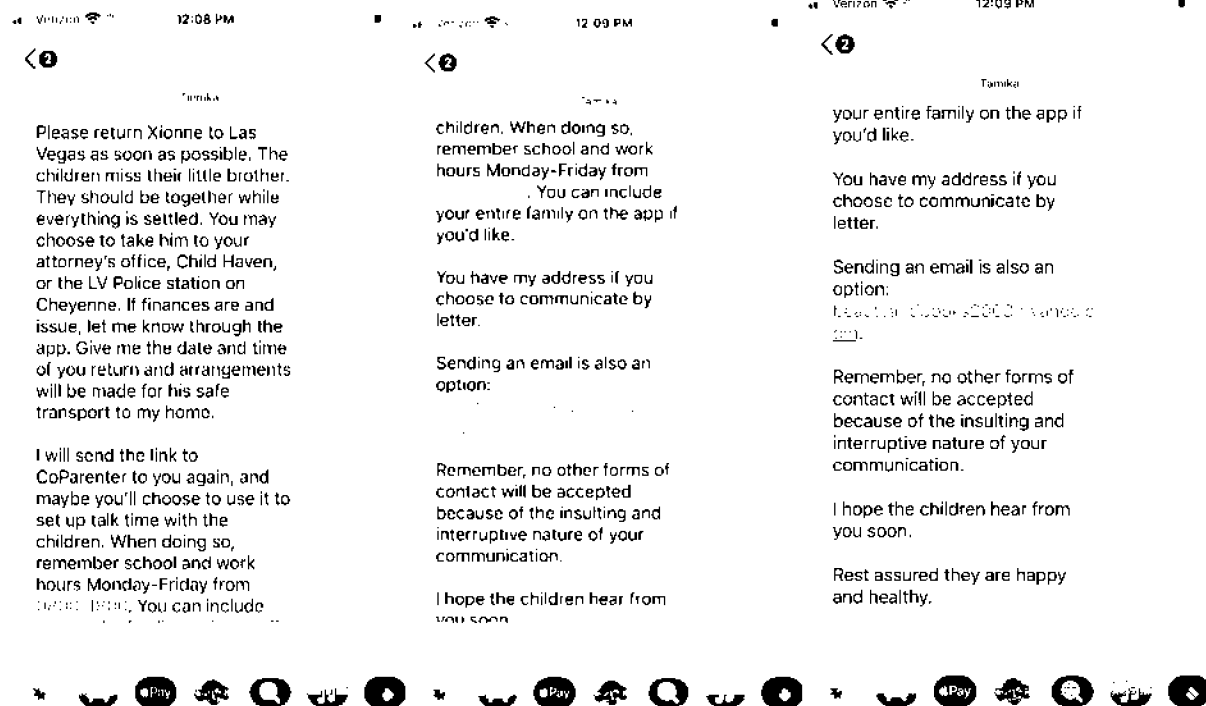
EXHIBIT "5"

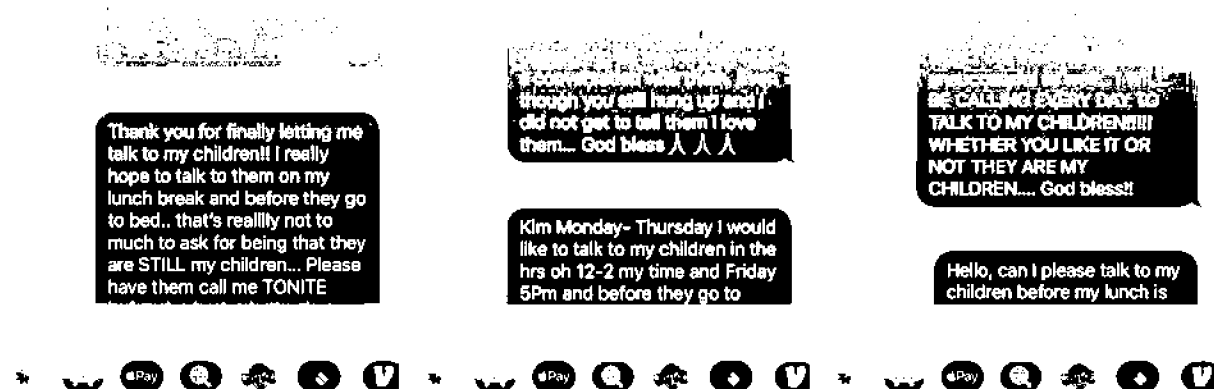














+1 (702) 534-9692



Can I please talk to my children????

Can I please talk to my children????

Tamika,

I'm reaching out again to encourage you to bring Xionne back to Las Vegas. The kids miss their little brother. If there is



+1 (702) 534-9692

Tamika,

I'm reaching out again to encourage you to bring Xionne back to Las Vegas. The kids miss their little brother. If there is anything I can do to help you and Xionne return, let me know.

This is an opportunity to find a way for the kids to grow up in a stable environment surrounded with friends and family. If we keep their best interest in mind and work together as family should, we can find a solution to present to the judge.

The court has ruled the children must remain in Las Vegas. Returning on your own



+1 (702) 534-9692

to present to the judge.

The court has ruled the children must remain in Las Vegas. Returning on your own may be looked on more favorably by the court and relieve some of the legal issues you may incur. I'm hoping we can move forward communicating in a respectful manner. I'm sending you an invite to coParenter which may be of benefit.

Can I talk to my children please???? They are not your children and you can not ban me from talking to them!!!!

I want to talk to MY



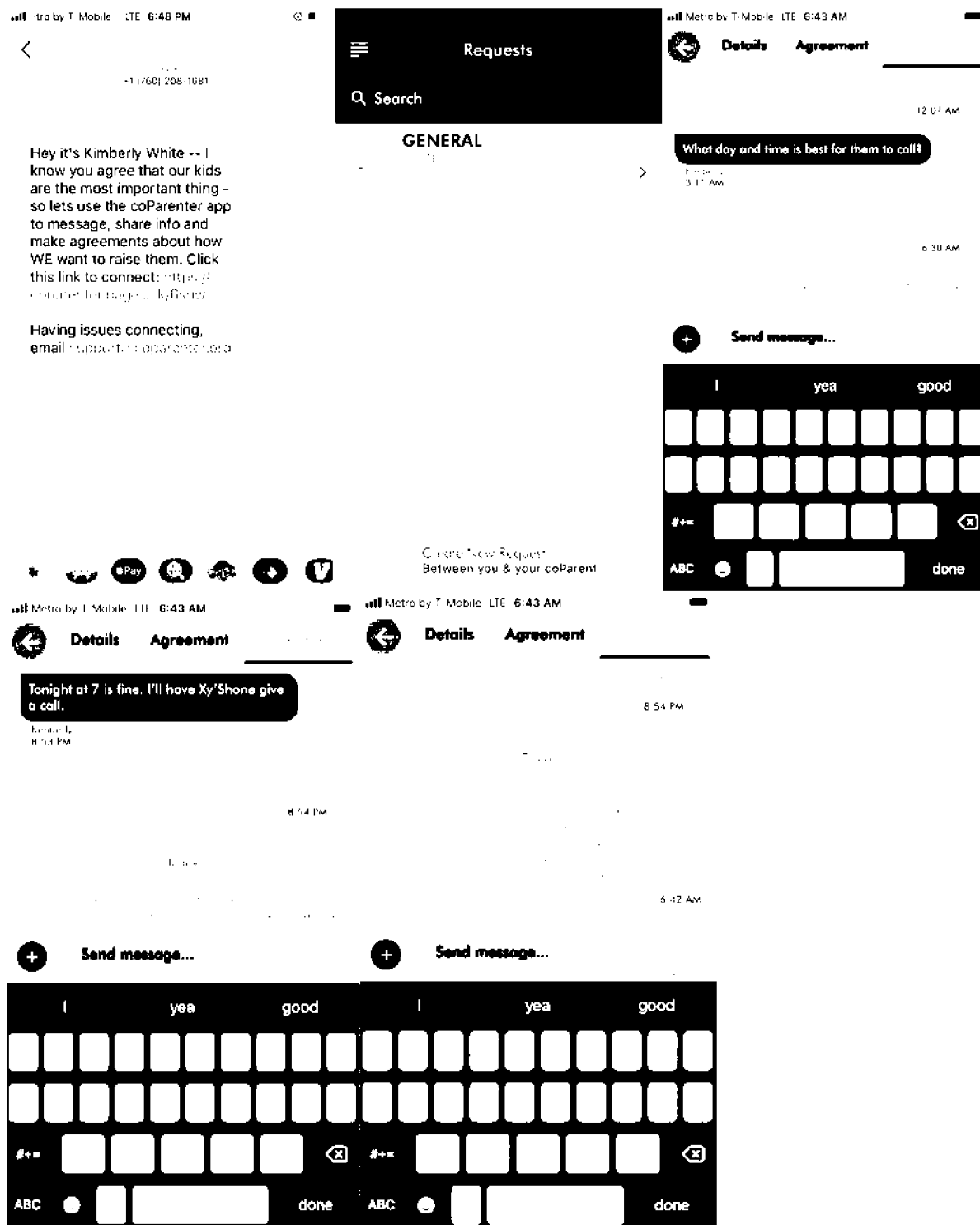




EXHIBIT "6"



Metro by T-Mobile LTE 10:44 PM



< Recents



(702) 534-9692

Las Vegas, NV



message



call



pay

January 14, 2022

10:02 PM **Outgoing Call**

0:00 (1 min)

Share Contact

Create New Contact

Add to Existing Contact

Add to Emergency Contacts



Recents

< Recents



(702) 534-9692

Las Vegas, NV



message



call



pay

Today

10:42 PM **Outgoing Call**

0:00 (ringing)

Share Contact

Create New Contact

Add to Existing Contact

Add to Emergency Contacts



Recents



coParent Chat

Kimberly, You



Hi there! I just saw that you had
a question about the
court order.

5:38 PM

11-Jan

I'm sorry to hear that you're
having trouble with the
court order. I'll try to help you
figure it out.

9:16 PM

12-Jan

I'm sorry to hear that you're
having trouble with the
court order. I'll try to help you
figure it out.

7:49 PM

Today


I'm sorry to hear that you're
having trouble with the
court order. I'll try to help you
figure it out.

8:33 PM



Send message...

◀ Recents



(702) 534-9692
Las Vegas, NV


message


call


pay

Today

10:02 PM **Outgoing Call**
 1:01

Share Contact

Create New Contact

Add to Existing Contact

Add to Emergency Contacts


Recents



coParent Chat
Kimberly You



Yesterday

Hi! I hope you had a great weekend. I was thinking about you and all the things you have been doing lately. I hope you are feeling better.

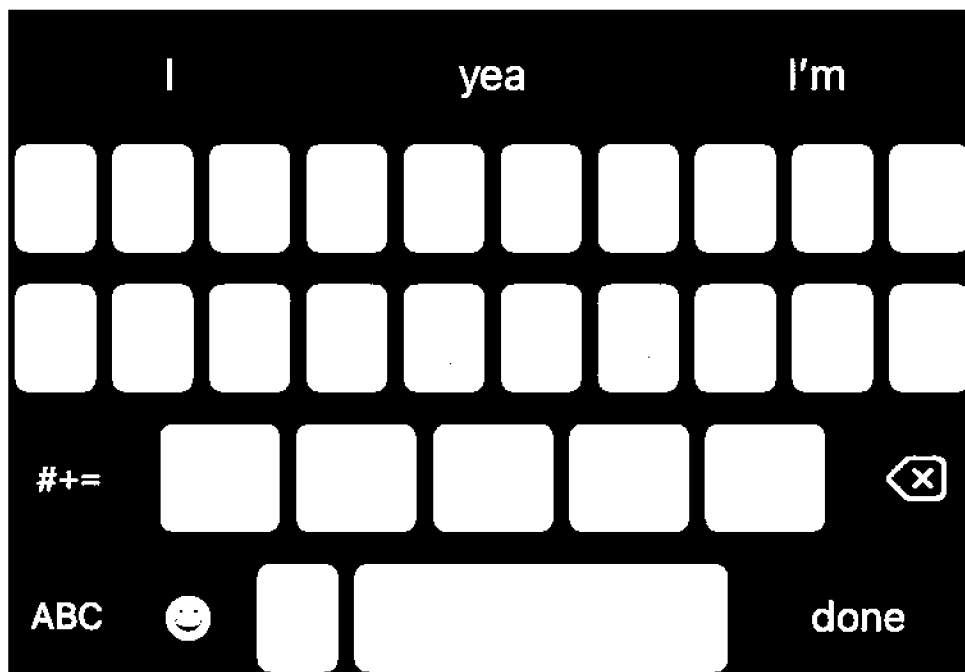
9:16 PM

Today

I hope you are feeling better today. I was thinking about you and all the things you have been doing lately. I hope you are feeling better.



Send message...





coParent Chat

Kimberly, You



Hi, I'm sorry to hear you're still having

11:01 PM

16-Dec-21

Hi, I'm sorry to hear you're still having

Hi, I'm sorry to hear you're still having

11:49 PM

17-Dec-21

Hi, I'm sorry to hear you're still having

10:11 PM

Yesterday

Hi, I'm sorry to hear you're still having
trouble with your child's behavior. I
understand how frustrating it can be
when you're trying to help them learn
and they're not responding. I'll do my
best to help you with this.

5:38 PM



Send message...

From: **Mark McGannon** <mark@mcgannonlawoffice.com>

Date: Fri, Jan 14, 2022 at 12:40 PM

Subject: White.Kimberly and Jones.Tamika - Custody Case No. D-19-594413-C/TPO Case No. T-21-219814-T

To: <jvigoreauxlaw@gmail.com>

Cc: Jean McGannon <jean@mcgannonlawoffice.com>

Good morning Mr. Vigoreaux,

I represent Ms. Tamika Jones in the above referenced matters. As you are aware your client has taken custody of my clients children, their mother, and brought them back to Las Vegas pending the January 20, 2022 hearing. Since that time, she has restricted all communication with the minor children and my client. In December 2021, she deliberately filed a false application for protection order to further exacerbate my clients ability to speak with her children pending the January 20, 2022 hearing with Judge Ochoa. On January 10, 2022 the TPO judge found that the TPO filed by Ms. White was improper and granted our Motion to Dissolve the TPO therefore giving my client the right to freely contact your client in order to communicate with her own children (A copy of the Order Dissolving the TPO is attached for your reference). Since that day, my client has sent daily messages in order to set up a once daily phone call with her children at a time that does not interfere with the children's school etc... Your client has refused to respond to her text messages and/or phone calls. My client is simply asking for the ability to talk to her children and we would ask that under the circumstances and pending the upcoming hearing that your client allow for once daily phone calls with the minor children at 7PM local time. My client has not been able to speak with her own children since Christmas. This denial of simple telephonic communication with the children and their biological mother is unacceptable and not in the best interest of the minor children and we ask that you immediately discuss this with your client and allow for these communications to commence today. My client is deeply concerned about her children's welfare and is desperate to hear their voices. Please confirm in writing that your client will immediately begin facilitating these communications or we will have no choice but to bring this despicable behavior to Judge Ochoa's attention.

Your prompt attention to this matter is greatly appreciated. Should you have any questions or comments, please do not hesitate to contact me personally.

Best regards, Mark

Mark J. McGannon, Esq.

McGannon Law Office

5550 Painted Mirage Road, Ste 320

Las Vegas, NV 89149

Office: (702) 888-6606

Cell: (702) 575-7740



EXHIBIT "7"

ALI SHAHROKHI, Petitioner,
v.
THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK;
AND THE HONORABLE MATHEW
HARTER, DISTRICT JUDGE,
Respondents,
and
KIZZY BURROW, Real Party in Interest.

No. 79336-COA

COURT OF APPEALS OF THE STATE OF
NEVADA

November 6, 2019

ORDER GRANTING PETITION FOR WRIT OF
MANDAMUS IN PART AND DENYING
PETITION IN PART

This original, emergency petition for a writ of mandamus challenges July 16 and August 6, 2019, district court orders in a child custody matter that, respectively, impose a no-contact restriction on petitioner Ali Shahrokhi and grant real party in interest Kizzy Burrow temporary sole legal and physical custody of the parties' minor child, allowing her to temporarily relocate with the child out of state. On August 14, 2019, we entered a partial stay of the district court's no-contact order to allow limited contact between Ali and the child, as the district court had not connected the no-contact restriction with any specific safety concern involving the child or with the child's best interest and apparently had entered the order without considering whether any lesser measures would sufficiently protect the parties. We also directed Kizzy to file an answer to the petition. Having considered the petition, Kizzy's timely filed answer, and Ali's reply thereto, we grant the petition in part and deny it in part.

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Facts and procedural history

Ali and Kizzy never married and have one child together. They filed competing complaints for child custody in December 2018. In January 2019, in the context of a separate temporary protection proceeding, the parties stipulated to share custody of the child pending a final determination in the custody action. In March, the court ordered the parties to use Our Family Wizard (OFW) to communicate and altered the parties' shared custodial agreement so that each party could have weekend time with the child. Thereafter, Kizzy filed a motion for primary physical custody and to relocate to Oregon with the child, which motion Ali opposed. Although the original hearing on that motion was vacated, on June 28, 2019, the district court entered minutes addressing multiple motions that Ali had filed and stating that "ANY and ALL Motions filed until July 4, 2019 shall be scheduled on July 11, 2019 to be consolidated with the already pending hearings."

At the July 11 hearing, the district court brought up concerns arising from its review of Ali's OFW communications. The court noted that, in the communications, at least one of which had been filed just the day before, Ali demeaned Kizzy's boyfriend, indicated that he would have the boyfriend arrested, and stated that he knew Kizzy's address. No other evidence was admitted. Two orders resulted from the hearing: (1) a July 16 order restricting all communications between Ali and both Kizzy and the child, and (2) an August 6 order, in which the court made domestic violence findings based on the OFW communications, determined that it would be in the child's best interest to temporarily relocate to Oregon, granted Kizzy temporary sole legal and physical custody, and ordered Ali to obtain a psychological evaluation addressing whether it was in the child's best interest to have contact with Ali. The order is not appealable, and Ali thus seeks writ relief. *See* NRS 34.170.

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Discussion

A writ of mandamus will issue to compel the district court to comply with a legal duty or to control a manifest abuse of discretion. NRS 34.160; *Round Hill Gen. Improvement Dist. v. Newman*, 97 Nev. 601, 603-04, 637 P.2d 534, 536 (1981). Although we often will not entertain writ petitions challenging temporary orders, as those orders frequently involve on-going matters and are subject to periodic district court review, we may do so when compelling circumstances so require. *See Aug. H. v. State*, 105 Nev. 441, 443, 777 P.2d 901, 902 (1989) (recognizing that even temporary custody orders can "have far reaching consequences for both the parents and the children"); *In re Vernor*, 94 S.W.3d 201, 209-10 (Tex. App. 2002) ("[M]andamus is an appropriate remedy when a court abuses its discretion involving temporary orders in a suit affecting the parent-child relationship."). This is such a case.

Ali complains that the district court suspended his contact with the child and entered an order changing the previously agreed-upon temporary joint custody status without providing him adequate notice of the hearing or an adequate opportunity to respond, as Kizzy had not moved for sole custody or to temporarily relocate pending a final custody decision. He further argues that the court improperly required him to obtain a psychological evaluation, failed to set an evidentiary hearing, and demonstrated bias against him. Consequently, Ali asks for a writ of mandamus directing the district court to vacate its two orders stemming from the July 11 hearing, reinstate the previously stipulated shared custody agreement, and set an evidentiary hearing on custody and relocation; he also asks that another department be assigned to hear this case.

"[P]arents have a fundamental liberty interest in the care, custody, and control of their children." *In re Parental Rights as to A.G.*, 129 Nev. 125, 135, 295 P.3d 589, 595 (2013). And due process generally requires

Page 4

notice and a hearing before that right is altered. *See Gordon v. Geiger*, 133 Nev. 542, 546, 402

P.3d 671, 674 (2017). For this reason, orders that alter custody sua sponte may violate due process. *See id.* at 546, 402 P.3d at 674-75 (holding that a district court's sua sponte order granting an oral request to modify a parent's allotted time with her children without providing notice and a hearing violated due process); *Micone v. Micone*, 132 Nev. 156, 159, 368 P.3d 1195, 1197 (2016) (holding that a district court's surprise order awarding primary physical custody to nonparty grandparents violated due process where the parents were not provided notice).

We conclude that Ali's fundamental rights were violated here. The district court entered the no-contact and temporary custody orders without notice to Ali that the court was considering precluding contact and awarding sole temporary custody to Kizzy, without holding a full adversarial hearing on the matters, and without setting the matters for a proper hearing at any time in the future.¹ *See generally Andrew V. v. Superior Court*, 183 Cal. Rptr. 3d 517, 519 (App. Ct. 2015), *as modified* (Feb. 9, 2015), *as modified* (Mar. 3, 2015) ("A full adversarial hearing must precede, not follow, any out-of-state move-away order, however denominated."); *Martin R.G. v. Ofelia G.O.*, 809 N.Y.S.2d 1, 1 (App. Div. 2005) ("[A] hearing is generally required before a judge may award a temporary change of custody in a non-emergency situation."). The court explicitly "[kept] the hearing to a minimum," and it altered the stipulated custody arrangement and allowed relocation after expressly stating that it would not determine whether Kizzy had made a prima facie case for

Page 5

relocating. Moreover, the court made domestic violence findings, which could later be used in determining custody and possibly other matters, *see* NRS 125C.0035(4)(k), without taking any testimony or allowing for an adequate opportunity to respond to the allegations. *See* NRS 125C.0035(5) (contemplating an evidentiary hearing before domestic violence findings are made).

We must acknowledge, however, the exigent circumstances under which the district court made these orders. Before the hearing, the district judge, who is familiar with the history of this case and the parties, had reviewed several increasingly threatening communications from Ali. In the communications that the court reviewed, Ali not only demanded that Kizzy take several particular actions toward their child but also expressed his willingness to disobey court orders if she did not comply with his demands. Ali stated that he had discovered her address and threatened to remove the child from there and to arrest Kizzy's boyfriend. At the hearing, the judge learned that Ali had also obtained personal information about Kizzy's attorney and claimed to know where he lived. Thus, the district court's concerns about the parties' safety and the child's well-being are supported by the evidence before the court. In such cases, we will not substitute our judgment for that of the district court. *In re Parental Rights as to C.J.M.*, 118 Nev. 724, 732, 58 P.3d 188, 194 (2002) ("[W]e will not attempt to substitute our judgment for that of the trial court in an area of heightened sensitivity . . .").

Given the district court's justified safety concerns, we will not overturn the current temporary custody arrangement, with the exception that the limited contact directed in our August 14 order granting a stay in part should remain in place, pending further proceedings in and order of the district court. Nevertheless, we are concerned that the district court has required Ali to undergo a psychological evaluation without identifying

Page 6

the "time, place, manner, conditions, and scope of the examination," or naming the person who will perform the examination, as required by NRCP 35(a)(2)(B),² and that the court has suggested that it will not make a further custody determination until such evaluation has been completed.

Under NRCP 35, the district court has authority to order a party to submit to a

psychological evaluation. However, the court's order must comply with NRCP 35's requirements, and the August 6 order does not. Further, the August 6 order directs the evaluator to determine "whether it is in the child's best interest for the child to have contact with Ali," even though the evaluator will not be examining the child. Whether it is in the child's best interest to have contact with his father is the district court's determination to make after reviewing the evidence before it, including any psychological evaluation, although the evaluator may make a recommendation in the appropriate circumstances. *See Bautista v. Picone*, 134 Nev. 334, 337, 419 P.3d 157, 159 (2018) ("[T]he district court has the ultimate decision-making power regarding custody determinations, and that power cannot be delegated . . ."). Therefore, the portion of the August 6 order requiring a psychological evaluation must be stricken, and if a psychological evaluation is still desired, the district court should issue a new order that complies with NRCP 35, including describing the appropriate scope of the evaluation. Alternatively, if the district court orders an evaluation pursuant to NRCP 16.22, a new order must be issued

Page 7

that comports with requirements of that rule, which are substantially similar to those contained in NRCP 35.

Ultimately, regardless of whether an evaluation is obtained, the district court must move forward with an adversarial hearing on the temporary custody and relocation issues, and also with making a final custody and relocation determination. When exigent circumstances cause a court to make temporary child custody modifications without prior notice or a full adversarial hearing, the fundamental interests at stake require that such a hearing be provided as soon as possible thereafter. *See, e.g., Kirkpatrick v. Eighth Judicial Dist. Court*, 119 Nev. 66, 71, 64 P.3d 1056, 1059 (2003) (recognizing that parental rights are not absolute and may be limited or removed altogether when the child's safety is at risk, so long as due process requirements are

met); *Matin v. Hill*, 801 So. 2d 1003, 1005 (Fla. Dist. Ct. App. 2001) (stating that, when the court is compelled to issue a temporary child custody order without allowing both parties to be heard, it must provide an opportunity to be heard as soon as possible thereafter); *Alix A. v. Erika H.*, 845 N.Y.S.2d 306, 307 (App. Div. 2007) (explaining that the nature and extent of a hearing on temporary custody may vary with the circumstances). Accordingly, the district court must immediately set a hearing on the temporary custody and relocation issues.

Further, under SCR 251, matters affecting custody of minor children are to be resolved within six months of the date the issues are contested by a responsive pleading, unless the court finds that unforeseeable circumstances preclude doing so and enters specific findings of fact to justify an extension of time. The pending custody issues in this case are approaching one year, and the district court apparently has not yet scheduled an evidentiary hearing to resolve them or entered specific findings justifying the delay. Therefore, we direct the district court to promptly schedule an evidentiary hearing to determine custody. All other

Page 8

requested relief, including reassignment to a different department, is denied. See *Millen v. Eighth Judicial Dist. Court*, 122 Nev. 1245, 1254-55, 148 P.3d 694, 701 (2006).

Conclusion

Based on the discussion above, we

ORDER the petition GRANTED IN PART AND DIRECT THE CLERK OF THIS COURT TO ISSUE A WRIT OF MANDAMUS instructing the district court to (1) vacate its July 16 no-contact order as to the child, only, and enter a new order setting forth the limited contact provided pursuant to our August 14 order; (2) immediately set an adversarial hearing on the temporary custody and relocation issues; (3) strike the portion of its August 6 order requiring a

psychological evaluation, subject to any new order that complies with NRCP 35, or alternatively NRCP 16.22; (4) strike the portion of the August 6 order making domestic violence findings—any future domestic violence findings should be made only after an evidentiary hearing affording an adequate opportunity to respond to the allegations; and (5) schedule a full evidentiary hearing to finally determine custody and relocation.³

/s/ _____,
Gibbons

C.J.

/s/ _____,
Bulla

J.

Page 9

TAO, J., dissenting:

I dissent. After being confronted with evidence that Ali might have a serious anger management problem that could easily lead to violence, the district court ordered him to undergo a psychological evaluation and suspended further hearings until he did so. Rather than even trying to comply, he loitered inexplicably for months and then belatedly filed this petition as an afterthought. I don't know why two members of this court are so eager to jump in and second-guess the way the district court chose to handle a recalcitrant and uncooperative party who defiantly refused to do what the district court ordered for months—especially when the district court's concerns about Ali's potential anger are so clearly supported by the record.

Appellate courts exist to review final judgments; the "judicial power" enshrined in the U.S. Constitution encompasses the ancient "final judgment" rule adopted from medieval England and firmly recognized by American courts at the founding. Pursuant to that ancient rule, we do not intervene to review interlocutory orders unless some "extraordinary" reason exists for doing so and there will never be any other avenue for appellate relief except for interlocutory intervention.

But here, neither of these requirements has been met, much less both of them. The district court's order was expressly designed to be temporary and to only remain in effect so long as Ali continued to dig in his heels and refuse to cooperate. Whether that order is something we agree with in all of its particular details is beside the point. The relevant point is that Ali has not suffered any kind of "irreparable harm" that cannot be addressed through an ordinary appeal under the usual rules of appellate procedure that would apply whenever this case runs through the normal course that we expect every other case to run through. Quite to the

Page 10

contrary, the only reason he is suffering any (purported) adversity at all is because he refuses to do what the district court ordered him to do. As far as we can tell from the record, he never even attempted to comply. There is nothing "extraordinary" going on here that requires us to jump into the middle of this case and start second-guessing the district court before it has entered any kind of "final judgment" that the Constitution actually permits us to review.

Even if we can say that Ali is suffering any kind of adversity, he possessed the power to lift it any time he wanted by just choosing to follow the district court's order. But instead we're jumping in to let him off the hook, thereby destroying any incentive for him to ever comply in the future and instead encouraging him (along with all other uncooperative and vexatious litigants who intend to defy court orders) to keep drawing out this case by filing future petitions that we just might grant whether or not there is anything even remotely extraordinary or irreparable. I don't know why we would do that, and I respectfully dissent.

/s/_____,
Tao

J.

cc: Hon. Mathew Harter, District Judge
Pecos Law Group
Standish Law

Ali
Eighth District Court Clerk

Shahrokhi

Footnotes:

¹ Although Ali complains that he did not receive notice of the July 11 hearing until one day prior, the record includes a certificate of service indicating that Ali was mailed notice of the hearing date on June 28, 2019, and then later informed of the time changes related to that hearing. Based on the record, it appears that Ali had notice of the hearing.

² We also note that newly adopted NRCP 16.22 governs custody evaluations. If the district court decides to order a custody evaluation of Ali for the purpose of determining custody versus an NRCP 35 examination for the purpose of determining if Ali should have any contact with his child, we take this opportunity to indicate that NRCP 16.22(b)(1) contains the same "time, place, manner, conditions, and scope of the examination," and examiner identification requirements as NRCP 35.

³ Ali's counsel has moved to withdraw and attached Ali's declaration to the motion, in which Ali indicates that he asked counsel to immediately withdraw from representing him in this proceeding and in which he provided his address for service. The motion to withdraw is granted, and the clerk of this court shall serve this order on Ali at the address provided in the declaration. NRAP 46(e)(3); SCR 46(1). We note that granting this motion does not suspend the time for filing for rehearing under NRAP 40.

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Steven D. Grierson

Tamika Beatrice Jones, Plaintiff.

Case No.: D-19-594413-C

vs.

Department S

Christopher Charles Judson, Defendant.

Kimberly White Intervenor

ORDER FOR FAMILY MEDIATION CENTER SERVICES

IT IS HEREBY ORDERED that the parties participate in the MANDATORY MEDIATION PROGRAM pursuant to EDCR 5.303 and NRS 3.475. In the spirit of preserving the parents' right to make decisions about the future best interest of their child(ren), the above-named parties shall make every attempt to resolve their disputes.

IT IS FURTHER ORDERED that, if a Court Interpreter is needed, it is the parties responsibility to pay the interpreter at the time services are rendered, and the language needed is: _____.

IT IS FURTHER ORDERED by the Court that, regarding the child(ren) at issue, the Family Mediation Center (FMC) shall:

☐ Provide Confidential Mediation _____
(When telephone mediation is ordered, one or both parties must reside out-of-state)

☐ Include a Domestic Violence Protocol

☒ Interview Child(ren) *Xy Shonne C. Judson 11/20/21*

Issues: _____

☐ Reunify Parent/Child(ren) _____

IT IS FURTHER ORDERED that the cost of mediation will be assessed using a sliding scale based on each litigant's individual financial status.

IT IS FURTHER ORDERED that the parties and/or their attorneys must report to the Family Mediation Center at 601 N. Pecos Road, Las Vegas, NV 89101, phone (702) 455-4186. FMC@clarkcountycourts.us

DATED: This 20th day of January, 2022.

This matter is reset for

Date: *7-22-22*

Time: *9:00 AM*

Vincent Ochoa
District Judge

VINCENT OCHOA

Attorney for Plaintiff: _____

Attorney for Defendant: _____

Intervenor

Heather S. Shuman

CLERK OF THE COURT

ORDR

MARK J. McGANNON, ESQ.
Nevada Bar No. 005419
McGANNON LAW OFFICE, P.C.
5550 Painted Mirage Rd., Suite 320
Las Vegas, NV 89149
Telephone: (702) 888-6606
Facsimile: (725) 502-2376
E-mail: mark@mcgannonlawoffice.com
Unbundled Attorney for Plaintiff

DISTRICT COURT – FAMILY DIVISION

CLARK COUNTY, NEVADA

TAMIKA BEATRICE JONES,	)	CASE NO.: D-19-594413-C
PLAINTIFF,)	
	)	DEPT NO.: S
v.)	
)	
CHRISTOPHER CHARLES JUDSON,)	
DEFENDANT,)	
)	
v.)	
)	
KIMBERLY WHITE,)	
INTERVENOR.)	

ORDER AFTER HEARING ON JANUARY 20 AND 21 2022

This matter having come before the Court for hearing on all pending Motions on January 20 and 21, 2022 and Plaintiff, TAMIKA BEATRICE JONES, being present via BlueJeans link and represented through her attorney of record, Mark McGannon, Esq. of the McGANNON LAW OFFICE, P.C., Defendant, Christopher Judson, being present via BlueJeans link in proper person, and the Intervenor, KIMBERLY WHITE, being present via BlueJeans link and represented through her attorney of record, Julio Vigoreaux, Jr., Esq. of the LAW OFFICE OF JULIO VIGOREAUX, JR. and the Court having considered all pleadings and papers on file herein, and otherwise being fully advised in the premises:

1 **THE COURT FINDS:** that it has subject matter jurisdiction over this case, personal
2 jurisdiction over the Parties, and child custody subject matter jurisdiction over the Minor
3 Children.

4 **THE COURT FURTHER FINDS:** that natural father, CHRISTOPHER JUDSON
5 appeared at the hearing and confirmed that he authorized, natural mother, TAMIKA JONES and
6 his Minor Children, XYSHONE JUDSON, born November 20, 2011, XAIA JUDSON born
7 August 13, 2015, and XIONNE JUDSON born May 3, 2019 ("Minor Children") to relocate to
8 Michigan.
9

10 **THE COURT FURTHER FINDS:** On January 24, 2022, counsel for KIMBERLY and
11 counsel for TAMIKA had a conference call with Caseworker, Elizabeth Rinke, with Michigan
12 CPS who stated that they were able to do an in person examination of XIONNE at TAMIKA's
13 home and stated the following: *"there is no eminent risk of harm that we are currently aware of,*
14 *however we have not completed our full investigation and cannot provide any documentation or*
15 *written statements at this time. We still need to interview the two other children that are with*
16 *grandma but at this time there are no concerns about the other children being returned to mom."*
17

18 **IT IS HEREBY ORDERED:** that KIMBERLY WHITE and/or any individual who has
19 the Minor Children, XAIA and XYSHONE, in their custody, shall immediately turn over the
20 physical custody of the Minor Children to TAMIKA JONES in Michigan.
21

22 **IT IS HEREBY FURTHER ORDERED:** that KIMBERLY WHITE has agreed to pay
23 for all airfare travel for the return of the two Minor Children XAIA and XYSHONE to Michigan
24 no later than January 26, 2022. KIMBERLY WHITE will accompany the Minor Children with
25 the exchange of the Minor Children to be commenced at the Detroit Airport. KIMBERLY
26 WHITE will immediately provide TAMIKA JONES the flight itinerary and confirmation of
27
28

1 travel arrangements. TAMIKA JONES will request the assistance of the Michigan State Police
2 or local sheriff to accompany her to receive her Minor Children from the airport.

3 **IT IS HEREBY FURTHER ORDERED:** that KIMBERLY WHITE will be permitted
4 to have temporary grandparent visitation in Nevada with the Minor Children for Spring Break
5 from March 26, 2022- April 1, 2022, and for Summer Break from July 11, 2022 – July 25, 2022.
6

7 **IT IS HEREBY FURTHER ORDERED:** that while the Minor Children are with
8 KIMBERLY WHITE for grandparent visitation, TAMIKA will be permitted to have telephonic
9 communication with the Minor Children each evening at 7:00 PM Las Vegas, Nevada time.
10

11 **IT IS HEREBY FURTHER ORDERED:** that KIMBERLY WHITE will be solely
12 responsible for visitation expenses, including, but not limited to, roundtrip airfare expenses for
13 the visitations. KIMBERLY will provide complete travel/visitation itinerary including but not
14 limited to, flight information, confirmation number and return ticket information to TAMIKA at
15 least seven (7) business days prior to the departure date.
16

17 **IT IS HEREBY FURTHER ORDERED:** that KIMBERLY WHITE will temporarily
18 be permitted to have telephonic communication with the Minor Children on Tuesday and
19 Thursday at 6:30 PM Michigan time.

20 **IT IS HEREBY FURTHER ORDERED:** that KIMBERLY WHITE will coordinate all
21 calls directly through TAMIKA JONES. If the Minor Children are not available for a call a
22 make-up call will be permitted at a later date.
23

24 **IT IS HEREBY FURTHER AGREED AND ORDERED:** that TAMIKA JONES will
25 fully comply with the temporary grandparent visitation described above prior to the Evidentiary
26 trial of July 22, 2022. Any failure on the part of TAMIKA JONES to comply with this Court's
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1 Orders shall result in the immediate issuance of a Pick-up Order for the return of the Minor
2 Children to Nevada.

3 **THE COURT FURTHER FINDS AND ORDERS:** that it is the best interest of the
4 Minor Children that TAMIKA JONES be awarded Temporary Sole Legal and Primary Physical
5 Custody of the Minor Children.
6

7 **THE COURT FURTHER FINDS AND ORDERS:** that the COURT's prior Order for
8 the Return of the Children and Order giving KIMBERLY WHITE Temporary Physical Custody
9 of the Minor Children dated March 30, 2021, is null and void.
10

11 **THE COURT FURTHER FINDS AND ORDERS:** that TAMIKA JONES may
12 relocate with the Minor Children to Michigan until further Ordered by the Court.

13 **THE COURT FURTHER FINDS AND ORDERS** The child interview of XYSHONE
14 JUDSON shall stand and arrangements for the child interview shall be made through FMC and it
15 may be by video to be completed prior to the Evidentiary Trial set for July 22, 2022.
16

17 **IT IS FURTHER ORDERED:** that this is a temporary order to remain in effect only
18 pending the Court Evidentiary Hearing set for July 22, 2022, at the hour of 9:00 a.m.

19 **NOTICE IS HEREBY GIVEN:** of the following provision of NRS 125C.0045(6):

20 **PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION,**

21 **CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION OF THIS**
22 **ORDER IS PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED IN**

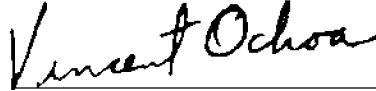
23 **NRS 193.130.** NRS 200.359 provides that every person having a limited right of custody
24 to a child or any parent having no right of custody to the child who willfully detains,
25 conceals or removes the child from a parent, guardian or other person having lawful
26 custody or a right of visitation of the child in violation of an order of this court, or
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1 removes the child from the jurisdiction of the court without the consent of either the court
2 or all persons who have the right to custody or visitation is subject to being punished for
3 a category D felony as provided in NRS 193.130.

4 The Court further orders that hearing set for 01/26/2022 at 11:00 AM shall be vacated.

5 **IT IS SO ORDERED.**

Dated this 25th day of January, 2022

6 
7

8 **549 71F D70F CC43**
Vincent Ochoa
District Court Judge

9 Submitted by:

10 /s/ Mark J. McGannon

11 Mark J. McGannon, Esq.

12 Nevada Bar # 5419

13 McGANNON LAW OFFICE, P.C.

14 5550 Painted Mirage Rd., Suite 320

15 Las Vegas, NV 89149

16 Attorney for Plaintiff

17 Approved as to Content:

18 
19

20 TAMIKA JONES, PLAINTIFF
21
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TITLE	JONES.TAMIKA - ORDER RE HEARING January 20 and 21 2022.pdf
FILE NAME	JONES.TAMIKA%20-%...d%2021%202022.pdf
DOCUMENT ID	f4ec5dc2345ef1de0fcf2e1413c73f8fb0e827cb
AUDIT TRAIL DATE FORMAT	MM / DD / YYYY
STATUS	Signed

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Document History



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01 / 25 / 2022

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Sent for signature to Tamika Jones (tamikaj8092@gmail.com)
from jean@mcgannonlawoffice.com
IP: 75.175.133.13



VIEWED

01 / 25 / 2022

20:48:06 UTC

Viewed by Tamika Jones (tamikaj8092@gmail.com)
IP: 172.58.196.200



SIGNED

01 / 25 / 2022

20:48:33 UTC

Signed by Tamika Jones (tamikaj8092@gmail.com)
IP: 172.58.197.24



COMPLETED

01 / 25 / 2022

20:48:33 UTC

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1 **CSERV**

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3 DISTRICT COURT
CLARK COUNTY, NEVADA

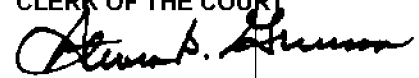
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6 Tamika Beatrice Jones, Plaintiff. CASE NO: D-19-594413-C
7 vs. DEPT. NO. Department S
8 Christopher Charles Judson,
9 Defendant.

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: 1/25/2022

15 Mark McGannon mark@mcgannonlawoffice.com
16 Jean McGannon jean@mcgannonlawoffice.com
17 Janice Jacovino info@jacovinolaw.com
18 Julio Vigoreaux jvigoreauxlaw@gmail.com
19 Kristy Young secretaryjvigoreauxlaw@gmail.com
20 Admin Staff efile@mcgannonlawoffice.com
21 Tamika Jones tamikaj8092@gmail.com
22
23
24
25
26
27
28



1 **NEO**
2 MARK J. McGANNON, ESQ.
3 Nevada Bar No. 005419
4 McGANNON LAW OFFICE, P.C.
5 5550 Painted Mirage Rd., Suite 320
6 Las Vegas, NV 89149
7 Telephone: (702) 888-6606
8 Facsimile: (725) 502-2376
9 E-mail: mark@mcgannonlawoffice.com
10 "Unbundled" Attorney for Plaintiff

11 **DISTRICT COURT**
12 **FAMILY DIVISION**
13 **CLARK COUNTY, NEVADA**

14 TAMIKA BEATRICE JONES,	)	CASE NO.: D-19-594413-C
15 PLAINTIFF,)	
16 v.	)	DEPT NO.: S
17 CHRISTOPHER CHARLES JUDSON,)	
18 DEFENDANT,)	
19 v.)	
20 KIMBERLY WHITE,)	
21 INTERVENOR.)	

22 **NOTICE OF ENTRY OF ORDER**

23 Please take notice that an 'Order After Hearing on January 20 and 21, 2022' was duly
24 entered in the above referenced case was entered on January 25, 2022, a copy of which is
25 attached hereto and by reference fully incorporated herein and labeled as Exhibit 1.

26 DATED this 25th day of January, 2022. McGANNON LAW OFFICE P.C.

27 BY: /s/Mark J. McGannon
28 MARK J. McGANNON
Nevada State Bar No. 005419
5550 Painted Mirage Rd., Suite 320
Las Vegas, NV 89149

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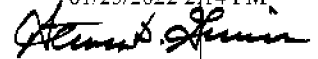
Certificate of Service

The undersigned hereby certifies that on the 25th day of January, 2022, a true and correct copy of the foregoing NOTICE OF ENTRY OF ORDER was served to the following at their last known address(es), facsimile number and/or email/other electronic means, pursuant to Eighth Judicial District Court Administrative Order 14-2, Effective June 1, 2014, as identified in Rule 9 of the N.E.F.C.R. as having consented to electronic service, I served via e-mail or other electronic means (Wiznet) to the e-mail address(es) of the addressee(s).

ATTORNEY/PARTIES	EMAIL
Janice Jacovino	info@jacovinolaw.com
Julio Vigoreaux	jvigoreauxlaw@gmail.com
Kristy Young	secretaryjvigoreauxlaw@gmail.com

/s/ Mark J. McGannon, Esq._

1



CLERK OF THE COURT

ORDR

MARK J. McGANNON, ESQ.
Nevada Bar No. 005419
McGANNON LAW OFFICE, P.C.
5550 Painted Mirage Rd., Suite 320
Las Vegas, NV 89149
Telephone: (702) 888-6606
Facsimile: (725) 502-2376
E-mail: mark@mcgannonlawoffice.com
Unbundled Attorney for Plaintiff

DISTRICT COURT – FAMILY DIVISION

CLARK COUNTY, NEVADA

TAMIKA BEATRICE JONES,	)	CASE NO.: D-19-594413-C
PLAINTIFF,)	
	)	DEPT NO.: S
v.)	
)	
CHRISTOPHER CHARLES JUDSON,)	
DEFENDANT,)	
)	
v.)	
)	
KIMBERLY WHITE,)	
INTERVENOR.)	

ORDER AFTER HEARING ON JANUARY 20 AND 21 2022

This matter having come before the Court for hearing on all pending Motions on January 20 and 21, 2022 and Plaintiff, TAMIKA BEATRICE JONES, being present via BlueJeans link and represented through her attorney of record, Mark McGannon, Esq. of the McGANNON LAW OFFICE, P.C., Defendant, Christopher Judson, being present via BlueJeans link in proper person, and the Intervenor, KIMBERLY WHITE, being present via BlueJeans link and represented through her attorney of record, Julio Vigoreaux, Jr., Esq. of the LAW OFFICE OF JULIO VIGOREAUX, JR. and the Court having considered all pleadings and papers on file herein, and otherwise being fully advised in the premises:

1 **THE COURT FINDS:** that it has subject matter jurisdiction over this case, personal
2 jurisdiction over the Parties, and child custody subject matter jurisdiction over the Minor
3 Children.

4 **THE COURT FURTHER FINDS:** that natural father, CHRISTOPHER JUDSON
5 appeared at the hearing and confirmed that he authorized, natural mother, TAMIKA JONES and
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10 **THE COURT FURTHER FINDS:** On January 24, 2022, counsel for KIMBERLY and
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13 home and stated the following: *“there is no eminent risk of harm that we are currently aware of,
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16 grandma but at this time there are no concerns about the other children being returned to mom.”*
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26 WHITE will immediately provide TAMIKA JONES the flight itinerary and confirmation of
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12 responsible for visitation expenses, including, but not limited to, roundtrip airfare expenses for
13 the visitations. KIMBERLY will provide complete travel/visitation itinerary including but not
14 limited to, flight information, confirmation number and return ticket information to TAMIKA at
15 least seven (7) business days prior to the departure date.
16

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19 Thursday at 6:30 PM Michigan time.

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21 calls directly through TAMIKA JONES. If the Minor Children are not available for a call a
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25 fully comply with the temporary grandparent visitation described above prior to the Evidentiary
26 trial of July 22, 2022. Any failure on the part of TAMIKA JONES to comply with this Court's
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1 Orders shall result in the immediate issuance of a Pick-up Order for the return of the Minor
2 Children to Nevada.

3 **THE COURT FURTHER FINDS AND ORDERS:** that it is the best interest of the
4 Minor Children that TAMIKA JONES be awarded Temporary Sole Legal and Primary Physical
5 Custody of the Minor Children.
6

7 **THE COURT FURTHER FINDS AND ORDERS:** that the COURT's prior Order for
8 the Return of the Children and Order giving KIMBERLY WHITE Temporary Physical Custody
9 of the Minor Children dated March 30, 2021, is null and void.
10

11 **THE COURT FURTHER FINDS AND ORDERS:** that TAMIKA JONES may
12 relocate with the Minor Children to Michigan until further Ordered by the Court.

13 **THE COURT FURTHER FINDS AND ORDERS** The child interview of XYSHONE
14 JUDSON shall stand and arrangements for the child interview shall be made through FMC and it
15 may be by video to be completed prior to the Evidentiary Trial set for July 22, 2022.
16

17 **IT IS FURTHER ORDERED:** that this is a temporary order to remain in effect only
18 pending the Court Evidentiary Hearing set for July 22, 2022, at the hour of 9:00 a.m.

19 **NOTICE IS HEREBY GIVEN:** of the following provision of NRS 125C.0045(6):

20 **PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION,**

21 **CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION OF THIS**
22 **ORDER IS PUNISHABLE AS A CATEGORY D FELONY AS PROVIDED IN**

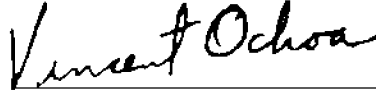
23 **NRS 193.130.** NRS 200.359 provides that every person having a limited right of custody
24 to a child or any parent having no right of custody to the child who willfully detains,
25 conceals or removes the child from a parent, guardian or other person having lawful
26 custody or a right of visitation of the child in violation of an order of this court, or
27
28

1 removes the child from the jurisdiction of the court without the consent of either the court
2 or all persons who have the right to custody or visitation is subject to being punished for
3 a category D felony as provided in NRS 193.130.

4 The Court further orders that hearing set for 01/26/2022 at 11:00 AM shall be vacated.

5 **IT IS SO ORDERED.**

Dated this 25th day of January, 2022

6 
7

8 **549 71F D70F CC43**
9 **Vincent Ochoa**
10 **District Court Judge**

Submitted by:

11 /s/ Mark J. McGannon

12 Mark J. McGannon, Esq.

13 Nevada Bar # 5419

14 McGANNON LAW OFFICE, P.C.

15 5550 Painted Mirage Rd., Suite 320

16 Las Vegas, NV 89149

17 Attorney for Plaintiff

18 Approved as to Content:

19 
20

21 TAMIKA JONES, PLAINTIFF
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TITLE	JONES.TAMIKA - ORDER RE HEARING January 20 and 21 2022.pdf
FILE NAME	JONES.TAMIKA%20-%...d%2021%202022.pdf
DOCUMENT ID	f4ec5dc2345ef1de0fcf2e1413c73f8fb0e827cb
AUDIT TRAIL DATE FORMAT	MM / DD / YYYY
STATUS	Signed

This document was requested from app.clio.com

Document History



SENT

01 / 25 / 2022

20:45:09 UTC

Sent for signature to Tamika Jones (tamikaj8092@gmail.com)
from jean@mcgannonlawoffice.com
IP: 75.175.133.13



VIEWED

01 / 25 / 2022

20:48:06 UTC

Viewed by Tamika Jones (tamikaj8092@gmail.com)
IP: 172.58.196.200



SIGNED

01 / 25 / 2022

20:48:33 UTC

Signed by Tamika Jones (tamikaj8092@gmail.com)
IP: 172.58.197.24



COMPLETED

01 / 25 / 2022

20:48:33 UTC

The document has been completed.

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 Tamika Beatrice Jones, Plaintiff. CASE NO: D-19-594413-C
7 vs. DEPT. NO. Department S
8 Christopher Charles Judson,
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: 1/25/2022

15 Mark McGannon mark@mcgannonlawoffice.com
16 Jean McGannon jean@mcgannonlawoffice.com
17 Janice Jacovino info@jacovinolaw.com
18 Julio Vigoreaux jvigoreauxlaw@gmail.com
19 Kristy Young secretaryjvigoreauxlaw@gmail.com
20 Admin Staff efile@mcgannonlawoffice.com
21 Tamika Jones tamikaj8092@gmail.com
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DISTRICT COURT
CLARK COUNTY, NEVADA

TAMIKA B. JONES, PLAINTIFF

CASE #. D-19-594413-C
DEPT. S

Vs.

CHRISTOPHER C. JUDSON, DEFENDANT

ORDER SETTING EVIDENTIARY HEARING

TO COUNSEL AND LITIGANTS IN PROPER PERSON:

This order sets forth critical dates and times for the major proceedings in this case. It is the responsibility of the attorneys, or the litigants (when appearing in proper person), to meet the deadlines and to appear for the following required proceedings:

IS HEREBY ORDERED THAT:

The above entitled case is set for an Evidentiary Hearing to begin on the **22nd day of July, 2022 at 9:00 A.M.** The hearing will be held in **Department S, Courtroom 7 located at the Family Court and Services Center, 601 N Pecos Road, Las Vegas, Nevada 89101.** If either Party requires an interpreter, it is the responsibility of that Party to make arrangements for the interpreter at the Party's expense. The number for the Interpreter's Office is **(702) 455-1878.**

A Pre-trial Memorandum may be filed **SEVEN DAYS (7 judicial) days** before the trial date and a courtesy copy must be delivered to Department S Chambers. All parties, attorneys and parties in proper person **MUST** comply with **ALL REQUIREMENTS** of E.D.C.R. 2.68, 2.69, and 5.87. With the Pre-

1 hearing Memorandum, the parties may submit a proposed order with law and
2 findings of fact supporting each issue they wish the Court to address. The
3 proposed order may be filed separately or as an attachment to the Pre-hearing
4 Memorandum.

5 **If any of the following deadlines need to be adjusted, the Parties**
6 **shall contact the Court within TEN (10) days of this order or file a**
7 **separate stipulation and order modifying these deadlines.**

8 **Discovery Plan**

9 **IT IS FURTHER ORDERED THAT:** TWENTY (20 calendar) days before
10 the Trial, Discovery shall close.

11 **IT IS FURTHER ORDERED THAT:** the Parties shall participate in the
12 discovery process in good faith and may utilize all discovery methods provided
13 in NRCP 26 through NRCP 36. Each Party shall provide to the other Party the
14 required disclosures provided in NRCP 16.2 (b).

15 **Non-Expert Witness**

16 **IT IS FURTHER ORDERED THAT:** within FIFTEEN DAYS (15 calendar)
17 days of this Order, the Parties shall provide the other side a list of witnesses
18 that include list of names, the address and telephone numbers of each
19 individual(s) who are likely to possess discoverable information regarding this
20 action, or who may be called as a witness at any stage of the proceeding
21 including for impeachment or rebuttal. The Parties must identify the subject of
22 the information for which the individual may be called. Witnesses can be
23 added to the list of witnesses until TWENTY (20 calendar) days before the
end of discovery.

24 **Documents**

25 **IT IS FURTHER ORDERED THAT:** a copy of each document or exhibit,
26 including summaries of evidence which Party expects to offer as evidence at
27 the hearing in any manner shall be provided to the other Party at least
28 TWENTY DAYS (20 calendar) days before the end of discovery. Failure to

1 provide timely the list of documents/exhibits and list of witnesses may result in
2 documents/exhibits or witnesses not listed being excluded from evidence or
3 other appropriate court-imposed sanctions against counsel or party in proper
4 person.

5 **IT IS FURTHER ORDERED THAT:** any objection to the authenticity or
6 genuineness of documents is to be made in writing within **(21 calendar)** days
7 of the date the receiving Party receives them. Absent such an objection, the
8 document shall be presumed authentic and genuine and shall not be excluded
9 from evidence on these grounds NRCP 16.2.

10 **Disclosure of Expert Witness and Testimony**

11 **IT IS FURTHER ORDERED THAT:** A party shall disclose to other parties
12 the identity of any person who may be used at the hearing to present evidence
13 under NRS 50.275, 50.285, and 50.305. These disclosures must be made
14 within 30 days after the initial financial disclosure form is required to be filed
15 and served under Rule 16.2(b)(2) or, if the evidence is intended solely to
16 contradict or rebut evidence on the same subject matter identified by another
17 party, within 21 days after the disclosure made by the other party. The parties
18 shall supplement these disclosures when required under Rule 26(e)(1).

19 Except as otherwise stipulated or directed by the court, a party who
20 retains or specially employs a witness to provide expert testimony in the case,
21 or whose duties as an employee of the party regularly involve giving expert
22 testimony, shall deliver to the opposing party a written report prepared and
23 signed by the witness 60 days before the close of discovery. The court, upon
24 good cause shown or by stipulation of the parties, may extend the deadline for
25 exchange of the expert reports or relieve a party of the duty to prepare a
26 written report in an appropriate case. The report shall contain a complete
27 statement of all opinions to be expressed and the basis and reasons therefor,
28 the data or other information considered by the witness in forming the
opinions, any exhibits to be used as a summary of or support for the opinions,
and the qualifications of the witness.

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Trial Exhibits

Trial exhibits must be submitted to the Court no later than SEVEN DAYS (7 Judicial) days before the trial date.

- (1) Typed Exhibit lists with all stipulated exhibits marked;
- (2) All exhibits marked by counsel for identification purposes; bound, tabbed and individually page numbered. Plaintiff must use numbers to tab their exhibits;
- Defendants must use letters to tab their exhibits;
- (3) List of depositions;
- (4) List of equipment needed for trial, including audiovisual equipment; and
- (5) Courtesy copies of any legal briefs on hearing issues.

Parties are advised that they should provide two additional sets of exhibits at the day of hearing: one for the judge and one for the witness stand. These sets must be brought on day of hearing. **DO NOT ATTACH EXHIBITS TO PRE-HEARING MEMORANDUMS.**

Exhibit Lists

The Exhibit List and Witness List must be filed with the Court SEVEN DAYS (7 judicial) days after the close of discovery.

If any deadline in this order falls on a non-judicial day, the deadline will be extended to the next judicial day.

Failure of the designated hearing attorney or any party appearing in proper person to appear for any court appearances or to comply with this Order may result in any of the following: (1) dismissal of the action; (2) default judgment; (3) monetary sanctions;


(4) vacation of hearing date; and/or any other appropriate remedy or sanction. Counsel must advise the Court immediately when the case settles or is otherwise resolved prior to the hearing.

1 **ORDERS SHORTENING TIME WILL NOT BE SIGNED EXCEPT IN**
2 **EXTREME EMERGENCIES.** An upcoming hearing date is not an **EXTREME**
3 **EMERGENCY.**

4
5 **IT IS FURTHER ORDERED:** that no continuances will be granted to
6 either party unless written application is made to the Court, served upon
7 opposing counsel, and a hearing is held at least seven (**7 judicial**) days prior
8 to the time of hearing.

9 If this matter settles, please advise the Court as soon as possible.

10 **DATED:** the 24 day of JANUARY, 2022

11 

12 VINCENT OCHOA
13 District Court Judge
14 DEPARTMENT S

15
16 **CERTIFICATE OF SERVICE**

17 On the above file stamped date a copy of the foregoing Order Setting Non-Jury
18 Trial was:

19 ☐ Delivered in open court

20 ☒ E-served pursuant to NEFCR 9.

21 Janice E. Jacovino, Esq.

22 Julio Vigoreauz, Jr., Esq.

23 Mark J. McGannon, Esq.

24 ☐ Mailed, postage fully prepaid, to

25
26 By: /s/ Deniece Lopez

27 Deniece Lopez

28 Judicial Assistant to the Honorable
 Judge Vincent Ochoa, Dept. S

Heather S. Smith

CLERK OF THE COURT

1 **ORDR**

2 **DISTRICT COURT**
3 **FAMILY DIVISION**
4 **CLARK COUNTY, NEVADA**

5
6 TAMIKA BEATRICE JONES,

7 PLAINTIFF,

8 v.

9 CHRISTOPHER CHARLES JUDSON,

10 DEFENDANT,

11 KIMBERLY WHITE,

12 INTERVENOR,
13

Case No.: D-19-594413-C

DEPT. NO. S

14
15 **ORDER**

16 NRCP 1 and EDCR 1.10 state that procedure in district courts shall be administered to
17 secure efficient, speedy, and inexpensive determination of every action. Pursuant to EDCR
18 2.23(c), this Court can consider a motion and issue a decision on the papers at any time without
19 a hearing.

20 The parties' children, Xy'Shone and Xaia, are currently in the care of intervenor and
21 paternal grandmother, Kimberly White, in Nevada. Plaintiff, Mother moved to Michigan
22 without a Court Order; however, on January 21, 2021, Father gave his consent that the children
23 could live in Michigan with Mother.

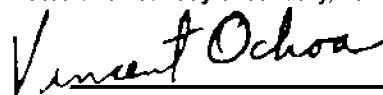
24
25 Also at the hearing on January 21, 2021, Paternal grandmother indicated on the record
26 that she would provide travel for the children to be transported back to Michigan at her sole
27
28

1 expense. CPS in Michigan has not noted any concerns with the children returned to Mother in
2 Michigan.

3 Paternal grandmother shall ensure that the children are returned to their mother in
4 Michigan by Sunday, January 29, 2022, at 7:00 PM. Paternal grandmother shall ensure that the
5 children are returned via plane as she agreed on the record. Paternal grandmother may travel
6 with the children or ensure that they travel on a non-stop flight unaccompanied. Paternal
7 grandmother (or her attorney) shall provide the itinerary to Mother's attorney no later than
8 January 27, 2022, at 9:00 AM. If paternal grandmother fails to follow this order the Court may
9 consider criminal and civil contempt, to included fines and possible jail time.
10

11 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT** Paternal
12 grandmother, Kimberly White, shall ensure that the children are returned to their Mother,
13 Tamika Jones, in Michigan by Sunday, January 29, 2022, at 7:00 PM. Paternal grandmother
14 shall ensure that the children are returned via plane. Paternal grandmother may travel with the
15 children or ensure that they travel on a non-stop flight with unaccompanied minor provisions
16 provided by the airline. Paternal grandmother (or her attorney) shall provide the itinerary to
17 Mother's attorney no later than January 27, 2022, at 9:00 AM. If paternal grandmother fails to
18 follow this order, the Court may consider criminal and civil contempt to included fines and
19 possible jail time.
20
21

22 Dated this 26th day of January, 2022

23 
24

25 4EB A49 242F BDF2
26 Vincent Ochoa
27 District Court Judge
28

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 Tamika Beatrice Jones, Plaintiff. CASE NO: D-19-594413-C
7 vs. DEPT. NO. Department S
8 Christopher Charles Judson,
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: 1/26/2022

15 Mark McGannon mark@mcgannonlawoffice.com
16 Jean McGannon jean@mcgannonlawoffice.com
17 Janice Jacovino info@jacovinolaw.com
18 Julio Vigoreaux jvigoreauxlaw@gmail.com
19 Kristy Young secretaryjvigoreauxlaw@gmail.com
20 Admin Staff efile@mcgannonlawoffice.com
21 Tamika Jones tamikaj8092@gmail.com
22
23

24 If indicated below, a copy of the above mentioned filings were also served by mail
25 via United States Postal Service, postage prepaid, to the parties listed below at their last
known addresses on 1/27/2022

26 Christopher Judson 8447 Sequoia Grove AVE
27 Las Vegas, NV, 89149
28

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Jillian Tindall	3838 Raymert DR STE 20 Las Vegas, NV, 89121
Mark McGannon	McGannon Law Office 5550 Painted Mirage Rd Suite 320 Las Vegas, NV, 89149



MOT

Julio Vigoreaux, Jr., Esq. SBN 15347
Law Office of Julio Vigoreaux, Jr.
400 S. 4th Street, Suite 500
Las Vegas, NV 89101
Phone: (702) 483-8298
Facsimile: (702) 446-9648
Email: jvigoreauxlaw@gmail.com
Attorney for Intervenor, Kimberly White
In an unbundled capacity

**DISTRICT COURT
CLARK COUNTY, NEVADA**

TAMIKA BEATRICE JONES,
Plaintiff,

vs.

CHRISTOPHER CHARLES JUDSON,
Defendant.

vs.

KIMBERLY WHITE,
Intervenor.

Case No.: D-19-594413-C

Dept. No.: S

**MOTION TO WITHDRAWAL AS
COUNSEL OF RECORD**

Date of Hearing:
Time of Hearing:

ORAL ARGUMENT REQUESTED

COMES NOW, JULIO VIGOREAUX, JR., ESQ., attorney of record for Intervenor, KIMBERLY WHITE, and hereby moves this court for leave to withdrawal. This Motion is made based upon the pleadings and papers filed herein, the Points and Authorities attached hereto, and such argument as the court may hear on this matter.

Dated this 3rd day of February, 2022.

LAW OFFICE OF JULIO VIGOREAUX, JR.

By: /s/ Julio Vigoreaux, Jr.

Julio Vigoreaux, Jr., Esq. SBN 15347
Law Office of Julio Vigoreaux, Jr.
400 S. 4th Street, Suite 500
Las Vegas, NV 89101
Phone: (702) 483-8298
Facsimile: (702) 446-9648
Email: jvigoreauxlaw@gmail.com
Attorney for Intervenor, Kimberly White
In an unbundled capacity

1 **NOTICE OF MOTION**

2 **TO: TAMIKA BEATRICE JONES, PLAINTIFF;**

3 **TO: MARK J. McGANNON, ESQ., Attorney for Plaintiff;**

4 **TO: CHRISTOPHER CHARLES JUDSON; Defendant in Proper Person; and**

5 **TO: KIMBERLY WHITE; Intervenor in Proper Person.**

6
7 **YOU ARE REQUIRED TO FILE A WRITTEN RESPONSE TO THIS MOTION WITH THE CLERK**
8 **OF THE COURT AND TO PROVIDE THE UNDERSIGNED WITH A COPY OF YOUR RESPONSE WITHIN**
9 **FOURTEEN (14) DAYS OF YOUR RECEIPT OF THIS MOTION. FAILURE TO FILE A WRITTEN**
10 **RESPONSE WITH THE CLERK OF THE COURT WITHIN FOURTEEN (14) DAYS OF YOUR RECEIPT**
11 **OF THIS MOTION MAY RESULT IN THE REQUESTED RELIEF BEING GRANTED BY THE COURT**
12 **WITHOUT A HEARING PRIOR TO THE HEARING DATE.**

13 **PLEASE TAKE NOTICE** that a hearing on for Motion to Withdrawal as Counsel, will be
14 held before the Eighth Judicial District Court, at the Regional Justice Center - Family Court
15 Divisions, Department S, located at 601 North Pecos Road, Las Vegas, Nevada 89101, Department
16 S, Courtroom 7.

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

22 Dated this 3rd day of February, 2022.

23 **LAW OFFICE OF JULIO VIGOREAUX, JR.**

24 By: /s/ Julio Vigoreaux, Jr.

25 Julio Vigoreaux, Jr., Esq. SBN 15347

26 Law Office of Julio Vigoreaux, Jr.

27 400 S. 4th Street, Suite 500

28 Las Vegas, NV 89101

Phone: (702) 483-8298

Facsimile: (702) 446-9648

Email: jvigoreauxlaw@gmail.com

Attorney for Intervenor, Kimberly White

In an unbundled capacity

1 **POINTS AND AUTHORITIES**

2 **I. Statement of Facts**

3 Intervenor, KIMBERLY WHITE, retained undersigned counsel to represent her in the
4 above-referenced custody matter. However, Intervenor has informed Attorney Julio Vigoreaux that
5 further representation on this custody matter is no longer needed. In addition, continued
6 representation would be an unreasonable financial burden to undersigned counsel.

7 **II. Law and Analysis**

8 **A. COUNSEL IS ALLOWED TO WITHDRAW AS THE ATTORNEY OF**
9 **RECORD FOR DEFENDANT**
10

11 Supreme Court Rule 46 states:

12
13 *The attorney in an action or special proceeding may be changed at any time before judgment or final
determination as follows:*

14 *1. Upon consent of the attorney, approved by the client.*

15 *2. Upon the order of the court or judge thereof on the application of the attorney or the client.*

16 *After judgment or final determination, an attorney may withdraw as attorney of record at any time upon the
attorney's filing a withdrawal, with or without the client's consent.*

17 Eighth District Court Rule 7.40 states:

18 *(b) Counsel in any case may be changed only:*

19
20 *(1) When a new attorney is to be substituted in place of the attorney withdrawing, by the written
consent of both attorneys and the client, which must be filed with the court and served upon all
21 parties or their attorneys who have appeared in the action, or*

22 *(2) When no attorney has been retained to replace the attorney withdrawing, by order of the court,
granted upon written motion, and*

23 *(i) If the application is made by the attorney, the attorney must include in an affidavit the
address, or last known address, at which the client may be served with notice of further
24 proceedings taken in the case in the event the application for withdrawal is granted, and the
telephone number, or last known telephone number, at which the client may be reached and the
25 attorney must serve a copy of the application upon the client and all other parties to the action or
26 their attorneys ...*

27 *(ii) If the application is made by the client, the client must state in the application the address at
28 which the client may be served with notice of all further proceedings in the case in the event the*

application is granted, and the telephone number, or last known telephone number, at which the client may be reached and must serve a copy of the application upon the client's attorney and all other parties to the action or their attorneys.

Good cause exists for the undersigned to withdraw as counsel for Intervenor as shown by the Affidavit of Julio Vigoreaux, Jr., Esq.'s attached hereto and filed in support of this Motion. All notices required by Local Rule 7.40 will be provided and withdrawal will not be unreasonably, adversely affecting the clients' interests.

III. Conclusion

WHEREFORE, Counsel for Intervenor, Julio Vigoreaux Jr., Esq., hereby requests that this court GRANT his Motion to Withdraw as Counsel of Record.

Dated this 3rd day of February, 2022.

LAW OFFICE OF JULIO VIGOREAUX, JR.

By: /s/ Julio Vigoreaux, Jr.

Julio Vigoreaux, Jr., Esq. SBN 15347

Law Office of Julio Vigoreaux, Jr.

400 S. 4th Street, Suite 500

Las Vegas, NV 89101

Phone: (702) 483-8298

Facsimile: (702) 446-9648

Email: jvigorcauxlaw@gmail.com

Attorney for Intervenor, Kimberly White

In an unbundled capacity

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AFFIDAVIT OF JULIO VIGOREAUX JR., ESQ.

STATE OF NEVADA)

) ss:

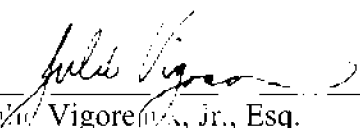
COUNTY OF CLARK)

I, JULIO VIGOREAUX JR., ESQ., being first duly sworn, depose and say that I have personal knowledge of and am competent to testify to the following facts:

1. I am counsel of record for the Intervenor in the above-entitled action, over the age of eighteen years of age, licensed to practice law in all courts in Nevada, in good standing and competent to testify herein to the factual nature of this matter, unless stated otherwise.
2. Intervenor informed me that my services are no longer needed for Trial. In addition, continued representation would be an unreasonable financial burden to undersigned counsel.
3. The Intervenor's last known address is: Kimberly White, 10461 Hartford Hills Avenue, Las Vegas, ,NV 89166.
4. The Defendant's last known telephone number is (702) 534-9692.
5. Based upon the above, undersigned counsel prays that this Court will grant his Motion to Withdraw as Counsel in this matter.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

DATED this 3rd day of February, 2022.

By: 
Julio Vigoreaux, Jr., Esq.

1 **CERTIFICATE OF SERVICE**

2 I declare under penalty of perjury, that a true copy of the foregoing **Motion to Withdrawal**
3 **as Counsel of Record** was served through Odyssey E-fileNV, pursuant to EDCR 7.26 and NEFCR
4 Rule 9, to the following:

5 MARK J. McGANNON, ESQ.
6 Nevada Bar No. 005419
7 McGANNON LAW OFFICE, P.C.
8 5550 Painted Mirage Rd., Suite 320
9 Las Vegas, NV 89149
10 Telephone: (702) 888-6606
11 Facsimile: (725) 502-2376
12 E-mail: mark@mcgannonlawoffice.com
13 *Attorney for Plaintiff,*
14 *Tamika Beatrice Jones*

15 I further declare under penalty of perjury, that I caused a true copy of the foregoing **Motion**
16 **to Withdrawal as Counsel of Record** by emailing and placing in the U.S. Mail, enclosed in a sealed
17 envelope, postage fully prepaid thereon, addressed as follows to be served by First Class Mail
18 Pursuant to NRCP 5(b)(2)(B):

19 Kimberly White
20 10461 Hartford Hills Avenue
21 Las Vegas, NV 89166
22 Kwhite_writer@hotmail.com
23 *Intervenor in Proper Person*

24 Dated this 3rd day of February, 2022.

25
26
27
28

KRISTY YOUNG

DISTRICT COURT
CLARK COUNTY, NEVADA

Electronically Filed
2/4/2022 9:05 AM
Steven D. Grierson
CLERK OF THE COURT



Tamika Beatrice Jones, Plaintiff.
vs.
Christopher Charles Judson, Defendant.

Case No.: D-19-594413-C
Department S

NOTICE OF HEARING

Please be advised that the Intervenor's Motion to Withdrawal as Counsel of Record in the above-entitled matter is set for hearing as follows:

Date: March 21, 2022
Time: 2:30 PM
Location: Courtroom 07
Family Courts and Services Center
601 N. Pecos Road
Las Vegas, NV 89101

NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Jessyca Johnson
Deputy Clerk of the Court

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.

By: /s/ Jessyca Johnson
Deputy Clerk of the Court

Heather L. Smith

CLERK OF THE COURT

ORD

Julio Vigoreaux, Jr., Esq.

SBN 15347

Law Office of Julio Vigoreaux, Jr.

400 S. 4th Street, Suite 500

Las Vegas, NV 89101

Phone: (702) 483-8298

Facsimile: (702) 446-9648

Email:

Attorney for Intervenor Kimberly White

DISTRICT COURT

CLARK COUNTY, NEVADA

TAMIKA BEATRICE JONES,

Plaintiffs,

v.

CHRISTOPHER C. JUDSON,

Defendant.

Case No. D-19-594413-C

Dept S

Date of Hearing:

Time of Hearing:


ORDER TO WITHDRAW

JULIO VIGOREAUX, JR, ESQ., attorney for Intervenor, KIMBERLY WHITE, having filed a Motion to Withdraw on February 3, 2022; a Certificate of Service was attached to the Motion to Withdraw; and as of March 17, 2022, there has been no opposition or other responsive pleading to the above-mentioned motion. Therefore, pursuant to NRCP 1 and EDCR 1.10, for efficient, speedy and inexpensive determinations; and pursuant to EDCR 2.23(c), this Court can consider a motion and issue a decision on the papers at any time without a hearing. Intervenor, KIMBERLY WHITE, may be served with further proceedings, if any, at her last known address 10461 Hartford Hills Avenue, Las Vegas, NV. 89166; and her last known email address kwhite_writer@hotmail.com and phone number (702) 534-9692.

1 IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that based
2 upon the failure of the parties to file a timely opposition, JULIO VIGOREAUX,
3 JR.'s motion to withdraw is GRANTED as unopposed pursuant to EDCR 2.20(e)
4 ("Failure of the opposing party to serve and file written opposition [to the motion
5 within 14 days] may be construed as an admission that the motion and/or joinder is
6 meritorious and a consent to granted the same.").

7 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the
8 hearing set for March 21, 2022, is HEREBY VACATED.

Dated this 24th day of March, 2022



F7B D63 DC77 4472
Vincent Ochoa
District Court Judge

11 SUBMITTED BY:

12 /s/ Julio Vigoreaux, Jr., Esq.

13 JULIO VIGOREAUX, JR., ESQ.

14 SBN 15347

15 Law Office of Julio Vigoreaux, Jr.

16 400 S. 4th Street, Suite 500

17 Las Vegas, NV 89101

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21 *Attorney for Intervenor Kimberly White*

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 Tamika Beatrice Jones, Plaintiff. CASE NO: D-19-594413-C
7 vs. DEPT. NO. Department S
8 Christopher Charles Judson,
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 to Withdraw as Attorney of Record was served via the court's
14 electronic eFile system to all recipients registered for e-Service on the above entitled case as
15 listed below:

16 Service Date: 3/24/2022

17 Mark McGannon	mark@mcgannonlawoffice.com
18 Jean McGannon	jean@mcgannonlawoffice.com
19 Janice Jacovino	info@jacovinolaw.com
20 Julio Vigoreaux	jvigoreauxlaw@gmail.com
21 Kristy Young	secretaryjvigoreauxlaw@gmail.com
22 Admin Staff	efile@mcgannonlawoffice.com
23 Tamika Jones	tamikaj8092@gmail.com



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Attorney for Intervenor, Kimberly White

DISTRICT COURT
CLARK COUNTY, NEVADA

TAMIKA BEATRICE JONES,	)	Case No. D-19-594413-C
Plaintiff,	)	Dept No. S
)	
v.)	
)	
CHRISTOPHER C. JUDSON,)	
Defendant.)	
)	
)	

NOTICE OF ENTRY OF ORDER FOR ORDER TO WITHDRAW

TO: Clerk of the Court;
TO: Mark J. McGannon, Esq., Attorney for Plaintiff;
TO: Christopher C. Judson, Defendant;
TO: Kimberly White, Intervenor

PLEASE TAKE NOTICE that an Order was entered in the above entitled matter,
a copy of which is attached hereto.

DATED this 25th day of March, 2022.

Julio Vigoreaux, Jr., Esq.
SBN 15347
Law Office of Julio Vigoreaux, Jr.
Attorney for Intervenor, Kimberly White

1 I hereby certify that on the 25th day of March, 2022, I served a copy of the NOTICE OF ENTRY
2 OF ORDER FOR ORDER TO WITHDRAW upon the below-listed party by the below
3 designated method:

4 ☒ Electronic mail (Through Odyssey, the Courts eFiling/EServe system)
5 ☒ U.S. Mail, postage prepaid
6 ☐ Hand Delivery
7 ☐ Facsimile Transmission
8 ☐ Certified Mail, Receipt No. _____, return receipt
9 requested.

10 Address: Mark McGannon

11 Jean McGannon

12 Janice Jacovino

13 Admin Staff

14 Tamika Jones

15 Kimberly White

16 Christopher Judson 4730 E. Craig Rd., Apt. 2088, Bldg. 15
17 Las Vegas NV 89115

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Email: jvigoreauxlaw@gmail.com
Attorney for Intervenor, Kimberly White

Heather L. Smith

CLERK OF THE COURT

ORD

Julio Vigoreaux, Jr., Esq.

SBN 15347

Law Office of Julio Vigoreaux, Jr.

400 S. 4th Street, Suite 500

Las Vegas, NV 89101

Phone: (702) 483-8298

Facsimile: (702) 446-9648

Email:

Attorney for Intervenor Kimberly White

DISTRICT COURT

CLARK COUNTY, NEVADA

TAMIKA BEATRICE JONES,

Plaintiffs,

v.

CHRISTOPHER C. JUDSON,

Defendant.

Case No. D-19-594413-C

Dept S

Date of Hearing:

Time of Hearing:

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Dated this 24th day of March, 2022



F7B D63 DC77 4472
Vincent Ochoa
District Court Judge

11 SUBMITTED BY:

12 /s/ Julio Vigoreaux, Jr., Esq.

13 JULIO VIGOREAUX, JR., ESQ.

14 SBN 15347

15 Law Office of Julio Vigoreaux, Jr.

16 400 S. 4th Street, Suite 500

17 Las Vegas, NV 89101

18 Phone: (702) 483-8298

19 Facsimile: (702) 446-9648

20 Email:

21 *Attorney for Intervenor Kimberly White*

1 **CSERV**

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3 DISTRICT COURT
CLARK COUNTY, NEVADA

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6 Tamika Beatrice Jones, Plaintiff. CASE NO: D-19-594413-C
7 vs. DEPT. NO. Department S
8 Christopher Charles Judson,
9 Defendant.

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15 Service Date: 3/24/2022

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19 Julio Vigoreaux	jvigoreauxlaw@gmail.com
20 Kristy Young	secretaryjvigoreauxlaw@gmail.com
21 Admin Staff	efile@mcgannonlawoffice.com
22 Tamika Jones	tamikaj8092@gmail.com

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EXMT
Kimberly White
10461 Hartford Hills Ave
Las Vegas, NV 89166
702-982-0191
kwhite_writer@hotmail.com

**DISTRICT COURT
CLARK COUNTY, NEVADA**

TAMIKA BEATRICE JONES,

Plaintiff,

vs.

CHRISTOPHER CHARLES JUDSON,

Defendant

vs.

KIMBERLY WHITE,

Intervenor

CASE NO.: D-19-594413-C

DEPT: S

MOTION SHORTENING TIME

EX PARTE APPLICATION FOR AN ORDER SHORTENING TIME

Intervenor, Kimberly White, in proper person, hereby files an Ex Parte Motion for an Order Shortening Time pursuant to EDCR 5.514, and requests that this Court shorten the time in which to hear the Evidentiary/Return Hearing.

This application is based upon the pleadings and papers on file and the declaration of Movant attached to this motion.

DATED April 15, 2022.

Submitted By: /s/ Kimberly White, Intervenor

1 children currently display symptoms of food insecurity by hiding food, snack hoarding, and
2 anxiety at mealtime.

- 3 ▪ Michigan CPS has opened a case regarding the minor children, but no report has been received.

4 The last communication was from the Plaintiff's attorney in January 2022, who reported the
5 youngest child was in good health and it was safe to return all the children to the Plaintiff.

6 Michigan CPS never conducted a phone or in-person interview with the children alleging abuse
7 therefore this determination needs further investigation.

- 8 ▪ Thus far, abduction of the children to Michigan has placed the minor children in worse situations than
9 when physically residing in their home state of Nevada.

- 10 ▪ The Plaintiff's attorney has approached the Intervenor with a request to negotiate a Continuance so
11 he might attend a wedding out of the country. The Intervenor maintains the best interest of the
12 children should take precedence over the attorney's vacation.

13
14 5. This Ex Parte Motion for an Order Shortening Time is made in good faith.

15
16 6. I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and
17 correct.

18
19 DATED April 15, 2022.

Submitted By: /S/Kimberly White, Intervenor



NOTC
MOLNAR FAMILY LAW
KARI T. MOLNAR, ESQ.
Nevada Bar No. 009869
1489 W. Warm Springs Road, Ste. 110
Henderson, Nevada 89014
Phone (702) 534-2558; Fax (702) 964-1373
kari@molnarfamilylaw.com
Attorney for Intervenor

DISTRICT COURT

CLARK COUNTY, NEVADA

TAMIKA BEATRICE JONES,

Plaintiff,

vs.

CHRISTOPHER CHARLES JUDSON,

Defendant,

vs.

KIMBERLY WHITE,

Intervenor.

CASE NO: D-19-594413-C

DEPT: S

DATE OF HEARING:

TIME OF HEARING:

NOTICE OF APPEARANCE

TO: TAMIKA BEATRICE JONES, Plaintiff;
TO: MARK MCGANNON, ESQ., Attorney for Plaintiff; and
TO: CHRISTOPHER CHARLES JUDSON, Defendant.

PLEASE TAKE NOTICE that Kari T. Molnar, Esq., is hereby entering an appearance on behalf of the Intervenor, Kimberly White.

As Ms. Molnar was retained in this matter, please immediately begin directing any communication to counsel through email at kari@molnarfamilylaw.com, or via phone at (702) 534-2558.

1 Any and all pleadings, correspondence, and discovery shall be served on counsel
2 electronically to kari@molnarfamilylaw.com.

3 **DATED** this 19th day of April, 2022.

4 Respectfully submitted:

5 /s/ Kari T. Molnar

6 KARI T. MOLNAR, ESQ.
7 Nevada Bar No. 009869
8 1489 W. Warm Springs Road, Suite 110
9 Henderson, Nevada 89014
10 (702) 534-2558
11 Attorney for Intervenor
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CERTIFICATE OF MAILING

I hereby certify that service of the foregoing *Notice of Appearance* was served on the 19th day of April, 2022, by U.S. Mail by depositing a true and correct copy thereof, in the United States Mail, first class mail, postage prepaid, addressed as follows:

Christopher Judson
8447 Sequoia Grove Ave.
Las Vegas, Nevada 89149
Defendant

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11
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY service of a copy of the *Notice of Appearance* was electronically served on the 19th day of April, 2022, pursuant to NEFCR 9(d), by electronic service through the Eighth Judicial District Court's e-Filing System (EFS), addressed to the following registered users:

mark@mcgannonlawoffice.com
jcan@mcgannonlawoffice.com
efile@mcgannonlawoffice.com
Attorney for Plaintiff

tamikaj8092@gmail.com
Plaintiff

/s/ K. Molnar

Employee of Molnar Family Law



MOT

MARK J. McGANNON, ESQ.
Nevada Bar No. 005419
McGANNON LAW OFFICE, P.C.
5550 Painted Mirage Rd., Suite 320
Las Vegas, NV 89149
Telephone: (702) 888-6606
Facsimile: (725) 502-2376
E-mail: mark@mcgannonlawoffice.com
Unbundled Attorney for Plaintiff

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

TAMIKA BEATRICE JONES,
Plaintiff,

CASE NO.: D-19-594413-C

DEPT NO.: S

v.

CHRISTOPHER CHARLES JUDSON,
Defendant,

ORAL ARGUMENT REQUESTED: YES

v.

KIMBERLY WHITE,
Intervenor.

MOTION TO CONTINUE EVIDENTIARY HEARING

COMES NOW, Plaintiff, TAMIKA BEATRICE JONES, by and through her
counsel of record, Mark J. McGannon, Esq. of the McGANNON LAW OFFICE, P.C.,
appearing in an unbundled capacity, and files this Motion to Continue the Evidentiary
Hearing currently set for a full day on July 22, 2022.

This Motion is made and based upon the pleadings on file herein, the memorandum of
points and authorities below, the Declaration of counsel, and the oral argument of counsel at the
time of the evidentiary hearing.

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I.**

3 **INTRODUCTION**

4 Unfortunately, this is the case in which Kimberly White (“Intervenor” or
5 “KIMBERLY”), the obsessed, delusional paternal grandmother, who has been vexatiously and
6 inappropriately and without any legal basis been seeking full custody of the Minor Children and
7 she is willing to do anything and everything to get it, including filing false applications for
8 temporary protection order, making false CPS reports of abuse and neglect and prohibiting any
9 and all contact with the Minor Children from their natural parents and specifically their own
10 Mother, who has been the only consistent parent since the day they were born. Intervenor
11 initially attempted to get those rights by manipulating her own son, the Minor Children’s natural
12 father by paying for his counsel at the beginning of the case. When CHRIS and TAMIKA
13 reconciled and united against KIMBERLY, she evidently felt entitled to “Intervene” in order to
14 get the custody of the Minor Children that she always wanted.
15

16 Intervenor’s pleadings and actions to date sets forth her true intention that were never
17 about visitation rights, but she disturbingly believes its in Minor Children’s best interest that she
18 be awarded **Sole** Physical Custody of the Minor Children without one iota of evidence to support
19 this absurd claim. Prior to the January 2022 hearings there was not one CPS report or
20 allegation, not one police report of abuse or neglect. Absolutely nothing but the crazed rants of a
21 delusional women who failed miserably at parenting her other children and now wants a do over.
22 Intervenor is unequivocally not entitled to either physical custody or grandparent visitation of the
23 Minor Children. In Nevada usually, only parents can ask for custody of a child. However, non-
24 parents can apply to the court for visitation or guardianship of a child. Intervenor has neither
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1 sought for a petition for grandparents' visitation nor sought a guardianship. Intervenor is so
2 delusional that she believes that because she provided her son and the mother of her
3 grandchildren some periodic financial assistance by allowing them to live with her intermittently
4 or provided resources to cover the cost of private schooling that she insisted they attend, like
5 most any other grandparent would do for their struggling family, that somehow that makes her
6 the de facto primary care provider of the Minor Children and gives her custodial rights!
7 Moreover, KIMBERLY has utterly failed to demonstrate one instance of any kind of unfitness
8 by MOM. There is not one substantiated CPS report, police report, drug abuse or use by MOM.
9 MOM is a young mother of three children struggling to like many, especially following the
10 global pandemic to make ends meet with little or no support from DAD. MOM has been
11 working to get her nursing degree and has secured employment in that industry up until
12 KIMBERLY took her children from her in November 2021 and cut off nearly all communication
13 with them. The stress of this situation has been devastating for MOM and all the children. The
14 actions taken in this case have not been in the best interest of anyone but most importantly these
15 Minor Children. There is a rebuttable presumption that a fit parent is to be preferred over
16 nonparents with respect to child custody.' We have also stated that '[t]he best interest of the
17 child is usually served by awarding his custody to a fit parent.' The so-called parental preference
18 doctrine recognizes that a parent has a *constitutionally protected liberty interest in the care,*
19 *custody, and control of his or her child.* Based upon this liberty interest, NRS 125.500(1)
20 requires that the court 'make a finding that an award of custody to a parent would be detrimental
21 to the child and the award to a nonparent is required to serve the best interest of the child' before
22 the district court awards custody to a nonparent. If it was truly Intervenor's intention to have
23 "grandparent visitation" then why did her counsel refuse to respond to MOM counsel for a
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1 visitation schedule back in October 2021? This has never been about Intervenor getting
2 visitation, this is about her having sole physical custody of these children and eliminating their
3 natural parents from their lives.

4
5 Intervenor and her three-prior counsel(s) have swindled this Court into believing that
6 MOM has been violating Court Orders and abducting her own children. When the truth of the
7 matter is that MOM and DAD have been denied due process multiple times throughout these
8 proceedings. There was no proper petition for grandparent's rights filed pursuant to the statute,
9 yet grandparent rights were given when none were even requested. The Court granted temporary
10 physical custody to a nonparent without the natural parent's involvement whatsoever and
11 denying them due process. The Court issued a pickup Order based solely on the argument of
12 counsel that MOM left the state against Court Orders when in fact MOM not only had DAD's
13 permission to relocate to Michigan, but she relocated at DAD's request. Pursuant to the Court's
14 December 5, 2019, Order's that state, "***Plaintiff shall get Defendant's permission or a Court***
15 ***order to relocate out of state.***" MOM relocated to Michigan not only with DAD's permission,
16 but at his request. MOM has never been in violation of the Courts Orders in that regard.

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18
19 In September 2021 after learning about the Order for the Return of the Children through
20 the Attorney General's office, MOM retained counsel and attempt to come to an amicable
21 resolution, but those efforts went unanswered. Intervenor never wanted "visitation" she wanted
22 *sole physical custody* and she was able to obtain a pickup Order giving her exactly what she
23 wanted from the start. She then proceeded to use the Judicial System to attempt to eliminate the
24 natural parents from the Minor Children's lives. KIMBERLY was so emboldened that she
25 traumatized these children by having the police physically remove them from their school and
26 their MOM! Why? What was the purpose of removing the children from their school and their
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1 MOM for “visitation”? How is that in their best interest? KIMBERLY then took it a step further
2 and denied them all contact from their parents, family and friends. KIMBERLY also without the
3 legal authority to do so, enrolled them in school in Las Vegas, Nevada, put them in therapy and
4 demanded proof of insurance from their MOM in order to get them medical treatment and filed a
5 TPO against their MOM!

7 In January 2022, the matter came before the Court, and heard testimony from all the
8 Parties, including the Defendant and natural father, CHRISTOPHER JUDSON who testified that
9 he had previously given TAMIKA permission to relocate to Michigan with the Minor Children.
10 The Court then issued its Orders that the Minor Children were to be returned to Michigan where
11 they will reside with their Mother. The Court further Ordered an evidentiary trial to be set for
12 July 22, 2022, regarding grandparent visitation for Intervenor and that temporarily “grandmother
13 shall get 2-3 weeks in the summer, one week in spring and one week in the winter”. This was not
14 acceptable to KIMBERLY as she was seeking a change in custody not “visitation”. In a
15 deliberate effort to maintain physical custody of the Minor Children in Nevada with her and
16 without previously disclosing to the Court, KIMBERLY stated the Parties oldest son,
17 XYSHONE was having nightmares and other issues about returning home with his Mother. The
18 Court clarified that it “will not terminate custody of the parents”. The Court then ordered that
19 XYSHONE be referred to Family Mediation Center (FMC) for a child interview that could be
20 done in person or by video conference. Then in a last-ditch effort, KIMBERLY took things even
21 further and filed a false claim of abuse and neglect with Michigan CPS and advised the Nevada
22 Court that Michigan CPS had been in contact with her and were investigating child neglect and
23 abuse against TAMIKA and requested that she be given temporary custody of the Minor
24 Children in Nevada. The Court denied the request and stated that “*if Michigan CPS has*

1 *concerns, they shall submit documentation to this Court. The children shall return to Michigan*
2 *unless the Nevada or Michigan CPS ask the children remain in Nevada”.*

3 On January 24, 2022, former counsel for KIMBERLY and counsel for TAMIKA had a
4 conference call with Supervisor, Elizabeth Rinke, with Michigan CPS who stated that they were
5 able to do an in person examination of XIONNE at TAMIKA’s home, and it was determined that
6 there were no signs of abuse, neglect or child endangerment of any kind, and although Michigan
7 CPS would be continuing their investigation, they had no intention of keeping the Minor
8 Children from TAMIKA and had no concerns regarding the two older Minor Children’s, XAIA
9 and XYSHONE, immediate return to their home in Michigan. As of the date of this Motion,
10 Michigan CPS advised that their investigations are completed, and the case is closed; however,
11 there is a 30–45-day backlog on issuing the final report. This report is needed to perform further
12 discovery and therefore a continuance would be needed to allow more time to in that regard as
13 well.
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17 As Ordered in January 2022, FMC conducted the child interview on XYSHONE on
18 March 4, 2022, and the report was recently received and based on the findings there are no
19 indications of abuse or neglect by TAMIKA; however, there were lengthy notes about the
20 numerous Ex Parte communications between KIMBERLY and FMC Mediation regarding
21 KIMBERLY’s repeated demands that the Minor Child be interviewed in person and not in the
22 presence of his “abuser” (referring to TAMIKA). Furthermore, KIMBERLY acknowledges that
23 she inappropriately had discussed the interview with the XYSHONE and advised FMC
24 Mediation that “*the child has told me he is willing to tell the truth about what is going on if mom*
25 *isn’t there and he won’t “get in trouble”.* KIMBERLY also stated, “*I’m trying all I can to help*
26 *these kids and everything I’m trying isn’t working.*” Clearly demonstrating that KIMBERLY is
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1 doing whatever she can think of to misrepresent the facts and purposefully and maliciously
2 attempting to influence the Minor Children, mediators, CPS, law enforcement and the Court in
3 her continued effort to prove her unfounded claims that TAMIKA is unfit to have custody of the
4 Minor Children. Additional discovery will also be required to determine the *full* extent of all
5 communications Intervenor has had during the pendency of this action. The Court system was
6 designed to protect parents from individuals such as KIMBERLY and this should not be
7 tolerated to continue.

8
9 Intervenor has now retained her fourth attorney, who notified TAMIKA's counsel that
10 the sole purpose of being retained was to file a Motion for Custody of the Minor Children that is
11 apparently based on Intervenor's past delusional claims of child abuse and neglect, and again no
12 new substantive evidence of any kind! This has always been her intention; she wants custody
13 and will do anything to get it including vexatiously protracting this litigation!

14
15 Additionally, a continuance is also needed to thoroughly investigate and resolve the
16 questions of paternity that has recently come to light of the youngest Minor Child XIONNE
17 JUDSON born May 3, 2019, who now that he is older, he has displayed physical characteristics
18 that do not resemble either of his siblings or his mother or father. TAMIKA has informed the
19 Defendant and other potential father but neither man have been forthcoming with resolving the
20 paternity issue and it may require alternative paternity measures and guidance from the Court
21 before we are able to proceed to an evidentiary trial involving grandparent visitation.
22 TAMIKA's counsel did inform Intervenor's counsel regarding the paternity issue and the need to
23 discuss the matter further to determine a potential resolution; however, in the event the Parties
24 cannot resolve the matter TAMIKA will seek further assistance from the Court may be needed
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1 by way of a Motion or other legal means to determine/confirm paternity before proceeding with
2 an evidentiary hearing regarding visitation rights.

3 II.

4 PROCEDURAL FACTS

5
6 At the January 20, 2022, the Court ruled that an Evidentiary Hearing would proceed on
7 the issues of grandparent visitation only and a trial date was set for July 22, 2022. At that time,
8 Intervenor was given a temporary visitation schedule for one week during Spring Break 2022
9 and is currently scheduled to have two weeks in July which is currently set for July 11th through
10 July 25th. It should be noted that Intervenor refused to provide a complete itinerary of where she
11 would be staying with the children and emergency phone numbers when she had all three Minor
12 Children for one week during Spring Break in Michigan. Police officers at the exchange location
13 requested that she provide that information, but she refused them as well. TAMIKA reluctantly
14 allowed Intervenor to leave with the Minor Children as to not cause any undue stress on the
15 Minor Children. TAMIKA's counsel even emailed Intervenor requesting that she immediately
16 comply with the Court Orders and provide the requested information, but as usual those emails
17 went unanswered.

18
19
20 On April 13, 2022, counsel for TAMIKA emailed Intervener, who was at the time
21 representing herself in proper person, requesting a continuance to the July 22, 2022, evidentiary
22 trial, due to counsel being out of the country to attend a wedding. (Please see attached email
23 dated April 13, 2022, attached hereto as **Exhibit "1"**). Of note, counsel for TAMIKA will not
24 only be attending the wedding but will be participating in the wedding as well. A response was
25 requested no later than April 15, 2022, to avoid having to file a Motion and a much further
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1 continued date. No response was received and on April 19, 2022, a Notice of Appearance was
2 filed by Intervenor's current counsel.

3 On April 26, 2022, TAMIKA's counsel emailed Intervenor's counsel advising of the
4 prior request for the continuance as well as advised of serious concerns regarding the paternity of
5 the Parties' youngest Minor Child XIONNE JUDSON born May 3, 2019, that also needs to be
6 resolved prior to an evidentiary trial. (Please see attached email chain dated April 26, 2022,
7 through April 28, 2022, attached hereto as **Exhibit "2"**). As seen in the response dated April
8 28, 2022, Intervenor's counsel requested the Department to be contacted to find next available
9 dates that were preferably before the end of the summer. Intervenor's counsel also stated that
10 she was in the process of filing a Motion without compliance with EDCR 5.501 due to some
11 "issues" that transpired during Intervenor's recent visitation but fails to provide any information
12 as to what those issues are and states that based on these "issues" intends on requesting a
13 temporary order of custody!
14
15
16

17 *".....Have you contacted the Court regarding your issue of unavailability to see if there are any
18 half days available prior to the July date. I know **there are some issues that are very**
19 **concerning to Ms. White, based on her recent visitation that need to be addressed immediately,**
20 **and I am in the process of filing a motion, as I do not believe we will be able to work through**
those or come to a resolution, as I believe her intention is to request a temporary order of
custody.....*

21 *.....If you have not already reached out to the court to find alternative dates, could you have
22 your assistant do that today and get back to me by tomorrow. **I do not have an issue with**
23 **having two half days, if that is what the court has available, however, I prefer to have the half**
24 **days occur, at the same time, or within the same week. I also believe that this trial needs to be**
completed before the end of summer....*

25 *.....I am interested to hear about the paternity issue and have time for a discussion early next
26 week, unfortunately, I have no additional availability this week.*

27 *Please get back to me with available dates for a continuation or earlier hearing, as well as your
28 availability for a discussion early next week."*

1 TAMIKA's counsel advised that during the January 20, 2022, hearing the Court made it
2 clear that it would not terminate the custody of the parents! TAMIKA's counsel further
3 responded that upon inquiry with the Department the next available date is not until January 20,
4 2023, and further explained that the trial is not for custody determination but simply grandparent
5 visitation which she already has been given temporary visitation rights and therefore will not be
6 prejudiced in any manner by continuing the trial date.

7
8 *".....The next earliest is not until January 20, 2023. Your client is not prejudiced in any way by
9 continuing the trial as this trial was set for grandparent visitation, not custody as your client has
10 no custodial rights whatsoever to the minor children. As a courtesy I attached several of the
11 most recent Orders for your reference. As stated in the minute order following the January 20,
12 2022, hearing, **"Court clarified Court will not terminate custody of the parents"**. As further
13 stated in the Minute Order and filed Orders from January 20 & 21 which are also attached,
14 **"Temporarily if Mother is going to reside in Michigan, grandmother shall get 2-3 weeks in the
15 summer, one week in spring and one week in the winter"**. Your client had visitation in March
16 for one week for Spring Break and is currently scheduled for visitation for 2 weeks this summer,
17 July 11-25 and we will work with our client to designate one week during winter break. I have
18 attached a revised SAO including the dates we have conflicts within the event the January 20,
19 2023, is no longer available....."*

20 As has been demonstrated throughout Intervenor's proceedings, her intentions are to
21 obtain permanent custody of the Minor Children period! As seen in the April 28, 2022, email
22 exchange, Intervenor's fourth and "new" counsel stated:

23 *"The issue for her retention is to file for custody or guardianship. I will get this filed as I will
24 need to talk to her today, however I don't believe she will agree to a continuance until January.
25 I guess I will proceed with my motion and let you know if she changes her mind."*

26 As the Court is aware, the trial is for grandparent's visitation only and there are currently
27 temporary visitation orders in place; therefore, Intervenor will not be prejudiced whatsoever by
28 continuing the trial date. Setting aside the fact that it is Intervenor's intention to file yet another
vexatious Motion requesting custody orders of the Minor Children with no factual or legal basis,
the current evidentiary trial needs to be continued for the numerous reasons detailed above.

1 Specially, Plaintiff's counsel unavailability, discovery into the full extent of Intervenor's Ex
2 Parte communications, continued discovery involving Michigan CPS once report is received and
3 Intervenor's allegations of abuse and neglect, and thoroughly investigate and resolve the
4 questions of paternity of the youngest Minor Child XIONNE JUDSON.
5

6 III.

7 LEGAL ARGUMENT

8 EDCR Rule 7.30 entitled: **Motions to continue trial settings** states in pertinent part:

9
10 (a) Any party may, for good cause, move the court for an order continuing the day set for
11 trial of any cause. A motion for continuance of a trial must be supported by affidavit except
12 where it appears to the court that the moving party did not have the time to prepare an affidavit,
13 in which case counsel for the moving party need only be sworn and orally testify to the same
14 factual matters as required for an affidavit. Counter-affidavits may be used in opposition to the
15 motion.

16 (b) If a motion for continuance is made on the ground that a witness is or will be absent at
17 the time of trial, the affidavit must state:

18 (1) The name of the witness, the witness' usual home address, present location, if
19 known, and the length of time that the witness has been absent.

20 (2) What diligence has been used to procure attendance of the witness or secure the
21 witness' deposition, and the causes of the failure to procure the same.

22 (3) What the affiant has been informed and believes will be the testimony of the absent
23 witness, and whether the same facts can be proven by witnesses, other than parties to the suit,
24 whose attendance or depositions might have been obtained.

25 (4) The date the affiant first learned that the attendance or deposition of the absent
26 witness could not be obtained.

27 (5) That the application is made in good faith and not merely for delay.

28 (c) Except in criminal matters, if a motion for continuance is filed within 30 days before the
date of the trial, the motion must contain a certificate of counsel for the movant that counsel has
provided counsel's client with a copy of the motion and supporting documents. The court will
not consider any motion filed in violation of this paragraph and any false certification will result
in appropriate sanctions imposed pursuant to Rule 7.60.

(d) No continuance may be granted unless the contents of the affidavit conform to this rule,
except where the continuance is applied for in a mining case upon the special ground provided
by NRS 16.020.

(e) No amendments or additions to affidavits for continuance will be allowed at the hearing
on the motion and the court may grant or deny the motion without further argument.

(f) Trial settings may not be vacated by stipulation, but only by order of the court. The party
moving for the continuance of a trial may obtain an order shortening the time for the hearing of
the motion for continuance. Except in an emergency, the party requesting a continuance shall

1 give all opposing parties at least 3 days' notice of the time set for hearing the motion. The
2 hearing of the motion shall be set not less than 1 day before the trial.

3 The decision whether to continue a trial setting rests within this Court's sound discretion.
4 *Southern Pacific Transportation Company v Fitzgerald*, 94 Nev. 241, 577 P.2d 1234 (1978). In
5 the present case good cause exists to continue this Evidentiary Hearing. Plaintiff's counsel had
6 notified Intervenor and her counsel over 90 days in advance that Plaintiff's counsel would be out
7 of the country attending a wedding. Additional discovery is also needed once the Michigan CPS
8 report is produced and even more importantly the paternity of the youngest Minor Child,
9 XIONNE JUDSON needs to be resolved.
10

11 Thus, good cause exists necessitating the filing this Motion to Continue the Evidentiary
12 Hearing set for July 22, 2022.
13

14 VI.

15 CONCLUSION

16 Plaintiff, TAMIKA JONES respectfully requests this Honorable Court continue the
17 Evidentiary Hearing set for July 22, 2022, at 9:00 a.m. be continued to a date convenient to the
18 Court to avoid Plaintiff's counsel's personal conflict and for the Parties to continue
19 discovery and resolve the questions of paternity of XIONNE JUDSON without prejudice to the
20 Parties.
21

22 DATED this 2nd day of May 2022

23 McGANNON LAW OFFICE, P.C.
24

25 BY: /s/ Mark J. McGannon
26 MARK J. McGANNON
27 Nevada State Bar No. 005419
28 5550 Painted Mirage Rd., Suite 320
Las Vegas, NV 89149
Ph.: (702)888-6606
Attorneys for Plaintiff

1 **DECLARATION OF MARK J. McGANNON, ESQ.**
2 **IN SUPPORT OF MOTION TO CONTINUE EVIDENTIARY HEARING**

3 I, Mark J. McGannon, Esq., being first duly sworn deposes and says:

- 4 1. I am the attorney for TAMIKA BEATRICE JONES.
- 5 2. I am over the age of eighteen (18) years and competent to testify to the matters set
6 forth herein.
- 7 3. I am submitting this Declaration in Support of Motion to Continue Evidentiary
8 Hearing.
- 9 4. This Motion is made in good faith and not for dilatory purpose.
- 10 5. That I have read the contents of the Motion to Continue Evidentiary Hearing and
11 know of the contents thereof; and that the pleading is true to my knowledge.
12

13 I declare under penalty of perjury that the foregoing is true and correct
14

15 DATED this 2nd day of May 2022

16 /ss/ Mark J. McGannon
17 MARK J. McGANNON, ESQ.
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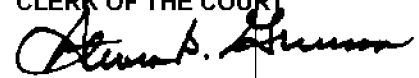
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the law office of McGANNON LAW OFFICE, P.C. that service of the foregoing MOTION TO CONTINUE EVIDENTIARY HEARING was made on this 2nd day of May 2022, pursuant to EDCR 8.05, by electronic service via the Court's E-Filing System, or if not on the service list by depositing the same in the United States Mail in Las Vegas, Nevada, postage paid addressed as follows:

ATTORNEY/PARTIES	EMAIL
KARI T. MOLNAR, ESQ. Nevada Bar No. 009869 1489 W. Warm Springs Road, Suite 110 Henderson, Nevada 89014 (702) 534-2558 Attorney for Intervenor	Email: kari@molnarfamilylaw.com
Christopher Judson 1309 N 22 nd Street #3 Las Vegas, Nevada 89101 Defendant	

/s/ Mark J. McGannon

An employee or agent of McGANNON LAW
OFFICE, P.C.



EXHS

MARK J. McGANNON, ESQ.
Nevada Bar No. 005419
McGANNON LAW OFFICE, P.C.
5550 Painted Mirage Rd., Suite 320
Las Vegas, NV 89149
Telephone: (702) 888-6606
Facsimile: (725) 502-2376
E-mail: mark@mcgannonlawoffice.com
Unbundled Attorney for Plaintiff

DISTRICT COURT – FAMILY DIVISION

CLARK COUNTY, NEVADA

TAMIKA BEATRICE JONES,	)	CASE NO.: D-19-594413-C
Plaintiff,)	
	)	DEPT NO.: S
v.)	
)	
CHRISTOPHER CHARLES JUDSON,)	
Defendant,)	
)	
v.)	
)	
KIMBERLY WHITE,)	
Intervenor)	

EXHIBITS IN SUPPORT OF MOTION TO CONTINUE EVIDENTIARY TRIAL

<u>Exhibit</u>	<u>Description</u>
1	Email to Intervenor on April 13, 2022, requesting a continuance to the July 22, 2022, Evidentiary Trial
2	Email exchange between Plaintiff's Counsel and Intervenor's Counsel April 26, 2022, through April 28, 2022, regarding the need for a continuance to the July 22, 2022, Evidentiary Trial, paternity issues and related matters.

///

///

1 ///

2 Respectfully Submitted,

3 DATED this 2nd day of May 2022

4 McGANNON LAW OFFICE, P.C.

5
6
7 BY: /ss/ Mark J. McGannon

8 MARK J. McGANNON
9 Nevada State Bar No. 005419
10 5550 Painted Mirage Rd., Suite 320
11 Las Vegas, NV 89149
12 Ph.: (702)888-6606
13 *Attorneys for Plaintiff*
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1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that I am an employee of the law office of McGANNON LAW
3 OFFICE, P.C. that service of the foregoing EXHIBITS TO MOTION TO CONTINUE was made
4 on this 2nd day of May 2022, pursuant to EDCR 8.05, by electronic service via the Court's E-
5 Filing System, or if not on the service list by depositing the same in the United States Mail in Las
6 Vegas, Nevada, postage paid addressed as follows:
7

8

9

ATTORNEY/PARTIES	EMAIL
KARI T. MOLNAR, ESQ. Nevada Bar No. 009869 1489 W. Warm Springs Road, Suite 110 Henderson, Nevada 89014 (702) 534-2558 Attorney for Intervenor	Email: kari@molnarfamilylaw.com
Christopher Judson 1309 N 22 nd Street #3 Las Vegas, Nevada 89101 Defendant	

10

11

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17

18 /s/ Mark J. McGannon

19 An employee or agent of

20 McGANNON LAW OFFICE, P.C.

21

22

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EXHIBIT "1"

Jean McGannon

From: Jean McGannon <jean@mcgannonlawoffice.com>
Sent: Wednesday, April 13, 2022 3:57 PM
To: kwhite_writer@hotmail.com
Cc: 'Mark McGannon'; jean@mcgannonlawoffice.com; 'Theresa Luciano'
Subject: Trial Continuance - Jones v Judson v White - Response Requested by 4/15/22
Attachments: JONES.TAMIKA - FINAL SAO TO CONTINUE EVIDENTIARY HEARING 4.13.22.pdf

Importance: High

Good afternoon Ms. White,

Please be advised that Mr. McGannon needs to request a continuance of the Evidentiary Trial currently set for a full day trial on July 22, 2022 as he will be attending a wedding out of the country during that time. In order to expedite the rescheduling to the soonest available continued date, we have drafted the attached Stipulation and Order (SAO) to submit to the Court so they can have it rescheduled as soon as possible. We will be asking the Court to find the soonest available date for a full day trial or two half day trial dates whichever is sooner. If there are any dates that you have conflicts with please let me know immediately and I will modify the SAO to provide them to the Court as to not reschedule during those dates. We have listed all the dates our office has conflicts in the SAO. If you are in agreement with the SAO as it is written, please sign it and return it to me no later than Friday April 15th. If we do not receive a response we will be forced to file a Motion which could result in the trial being continued to a much later date. We thank you in advance for your understanding and cooperation. If you have any questions, please feel free to contact me directly.

Please also be advised that you are required to update your address with the Court and sign up for e-service since you are no longer represented by an attorney. If you have obtained an attorney please provide their contact information to us and we will contact them directly.

Sincerely,

Jean McGannon - Office Manager/Paralegal
McGannon Law Office
5550 Painted Mirage Rd., Suite 320
Las Vegas, NV 89149
Office: 702-888-6606
Cell: 702-575-7740



McGannon Law Office

EXHIBIT "2"

From: **kari molnar** <kari@molnarfamilylaw.com>
Date: Fri, Apr 29, 2022 at 11:31 AM
Subject: Re: Tamika Jones v. Chris Judson v. Kimberly White (Intervenor)
To: Mark McGannon <mark@mcgannonlawoffice.com>

The issue for her retention is to file for custody or guardianship. I will get this filed as I will need to talk to her today, however I don't believe she will agree to a continuance until January.

I guess I will proceed with my motion and let you know if she changes her mind.

Thanks

On Thu, Apr 28, 2022, 5:47 PM Mark McGannon <mark@mcgannonlawoffice.com> wrote:
Good afternoon Kari,

Thank you for getting back with me. Prior to emailing your client on April 13, 2022 my office contacted the Dept and was told the soonest date at that time was December 23rd. We expressed that the longer she waited to respond the further out the dates were going to be. At your request, we inquired with the department again this morning, I have attached the email and response we just received. The next earliest is not until January 20, 2023. Your client is not prejudiced in any way by continuing the trial as this trial was set for grandparent visitation, not custody as your client has no custodial rights whatsoever to the minor children. As a courtesy I attached several of the most recent Orders for your reference. As stated in the minute order following the January 20, 2022 hearing, ***"Court clarified Court will not terminate custody of the parents"***. As further stated in the Minute Order and filed Orders from January 20 & 21 which are also attached, ***"Temporarily if Mother is going to reside in Michigan, grandmother shall get 2-3 weeks in the summer, one week in spring and one week in the winter"***. Your client had visitation in March for one week for Spring Break and is currently scheduled for visitation for 2 weeks this summer, July 11-25 and we will work with our client to designate one week during winter break. I have attached a revised SAO including the dates we have conflicts with in the event the January 20, 2023 is no longer available. Please let me know if there are any dates you have a conflict with that are not currently listed in the SAO. Thank you in advance for your cooperation and professional courtesy.

Your prompt attention to this matter is greatly appreciated. Should you have any questions or comments, please do not hesitate to contact me personally.

Best regards, Mark

Mark J. McGannon, Esq.
McGannon Law Office
5550 Painted Mirage Road, Ste 320
Las Vegas, NV 89149
Office: (702) 888-6606
Cell: (702) 575-7740



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On Thu, Apr 28, 2022 at 8:01 AM kari molnar <kari@molnarfamilylaw.com> wrote:
Mark,

Thank you for your email and my apologies for the slight delay. I was in a two day emergency trial in Tennessee last week and there are already issues and additional emergencies with the Order that was entered Friday, which has kept me extremely busy this week.

Have you contacted the Court regarding your issue of unavailability to see if there are any half days available prior to the July date. I know there are some issues that are very concerning to Ms. White, based on her recent visitation that need to be addressed immediately, and I am in the process of filing a motion, as I do not believe we will be able to work through those or come to a resolution, as I believe her intention is to request a temporary order of custody.

As I just entered the case, right before leaving for Tennessee, I was hoping to have reviewed the file during my travel, unfortunately due to the emergent nature of the issues in that litigation, the court conducted two days of a trial in order to order a temporary resolution pending the trial.

If you have not already reached out to the court to find alternative dates, could you have your assistant do that today and get back to me by tomorrow. I do not have an issue with having two half days, if that is what the court has available, however, I prefer to have the half days occur, at the same time, or within the same week. I also believe that this trial needs to be completed before the end of summer.

Your email begins that you want to resolve this matter, without litigation, however, have made no proposal for a resolution -- were you just referring to the issue of your unavailability?

I am interested to hear about the paternity issue and have time for a discussion early next week, unfortunately, I have no additional availability this week.

Please get back to me with available dates for a continuation or earlier hearing, as well as your availability for a discussion early next week.

Thanks!

Kari T. Molnar, Esq.
1489 West Warm Springs Road, Suite 110
Henderson, Nevada 89014

office (702) 534-2558
fax (702) 964-1373
www.molnarfamilylaw.com

EFFECTIVE FEBRUARY 1, OFFICE HOURS WILL BE CHANGING TO MONDAY THROUGH THURSDAY, 10:00 AM TO 3:00 PM AND FRIDAY 10:00 AM TO 1:00 PM. All consultations and client meetings will be done via the phone during office hours only.

The office building will remain open Monday through Friday 8:30 am until 5:00 p.m, and an office receptionist will be available to accept receipt of documents and mail.

Please be advised that any communication in initial email communication should not be considered to fall under the Attorney-Client Privilege as there has been no formal consultation, nor an Agreement to Employ Attorney executed by either the Attorney or Client.

On Tue, Apr 26, 2022 at 9:01 PM Mark McGannon <mark@mcgannonlawoffice.com> wrote:
Good evening Kari,

Pursuant to EDCR 5.501, this email is being sent to you in an attempt to resolve issues without the need of Court intervention. Our office represents Tamika Jones in the referenced matter. As you are aware, there is currently an evidentiary hearing set for July 22, 2022; however, I am going to be out of the country during that time and need to request a continuance. I emailed your client a few weeks ago and asked if your client would be agreeable to signing a stipulation and order to avoid having to file a motion; however, she never responded and then I received notification that you had been retained. Please let me know if you would be agreeable to a SAO and provide me with any dates you have conflict with so that we can get the matter continued as quickly as possible to avoid it being continued to a much further date. I am agreeable to doing two half day trials vs a full day in order to get a sooner date. Please let me know by Friday April 29, 2022 and I will submit the SAO for your review and e-signature.

Additionally, it has been brought to our attention that there is a real concern regarding the paternity of the youngest minor child, XIONNE JUDSON born May 3, 2019 that needs to be immediately addressed. Please let me know when you are available this week to have a discussion on the best way to proceed regarding this matter.

Your prompt attention to this matter is greatly appreciated. Should you have any questions or comments, please do not hesitate to contact me personally.

Best regards, Mark

Mark J. McGannon, Esq.
McGannon Law Office
5550 Painted Mirage Road, Ste 320
Las Vegas, NV 89149
Office: (702) 888-6606
Cell: (702) 575-7740



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DISTRICT COURT
CLARK COUNTY, NEVADA

Electronically Filed
5/3/2022 9:18 AM
Steven D. Grierson
CLERK OF THE COURT



Tamika Beatrice Jones, Plaintiff.
vs.
Christopher Charles Judson, Defendant.

Case No.: D-19-594413-C
Department S

NOTICE OF HEARING

Please be advised that the Plaintiff's Motion to Continue Evidentiary Hearing in the above-entitled matter is set for hearing as follows:

Date: June 08, 2022
Time: 9:15 AM
Location: Courtroom 07
Family Courts and Services Center
601 N. Pecos Road
Las Vegas, NV 89101

NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.

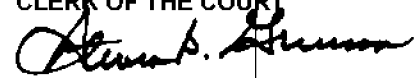
STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Brionna Bowen
Deputy Clerk of the Court

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.

By: /s/ Brionna Bowen
Deputy Clerk of the Court



1 **EXP**

2 MARK J. McGANNON, ESQ.
3 Nevada Bar No. 005419
4 McGANNON LAW OFFICE, P.C.
5 5550 Painted Mirage Rd., Suite 320
6 Las Vegas, NV 89149
7 Telephone: (702) 888-6606
8 Facsimile: (725) 502-2376
9 E-mail: mark@mcgannonlawoffice.com
10 Unbundled Attorney for Plaintiff

11 **DISTRICT COURT – FAMILY DIVISION**

12 **CLARK COUNTY, NEVADA**

13 TAMIKA BEATRICE JONES,	)	CASE NO.: D-19-594413-C
14 PLAINTIFF,)	
15 v.	)	DEPT NO.: S
16)	
17 CHRISTOPHER CHARLES JUDSON,)	
18 DEFENDANT,)	
19 v.)	
20)	
21 KIMBERLY WHITE,)	
22 INTERVENOR.)	

23 **EX-PARTE APPLICATION FOR AN ORDER SHORTENING TIME**

24 COMES NOW, Plaintiff, TAMIKA BEATRICE JONES, by and through her
25 counsel of record, Mark J. McGannon, Esq. of the McGANNON LAW OFFICE, P.C.,
26 appearing in an unbundled capacity, and hereby moves this Honorable Court that the time
27 be shortened to hear her Motion to Continue Evidentiary Trial currently set for July 22,
28 2022.

29 This application is made and based upon all the papers and pleadings on file, the attached
30 Declaration of Mark J. McGannon, Esq., attorney for Plaintiff, and is made in good faith and

31 ///

32 ///

1 not to delay justice.

2 DATED this 3rd day of May 2022.

3 McGANNON LAW OFFICE, P.C.

4
5 BY: */s/ Mark J. McGannon*

6 MARK J. McGANNON
7 Nevada State Bar No. 005419
8 5550 Painted Mirage Rd., Suite 320
9 Las Vegas, NV 89149
10 Ph.: (702)888-6606
11 *Attorneys for Plaintiff*

12
13 **ORDER SHORTENING TIME**

14 It is proper exercise of discretion for this Honorable Court to hear the instant motion on
15 an Order Shortening Time upon Declaration of counsel describing the circumstances claimed to
16 constitute good cause and justify shortening time. EDCR 2.26 states:

17 Ex parte motions to shorten time may not be granted except upon an unsworn
18 declaration under penalty of perjury or affidavit of counsel describing the
19 circumstances claimed to constitute good cause and justify shortening of time. If a
20 motion to shorten time is granted, it must be served upon all parties promptly. An
21 order which shortens the notice of a hearing to less than 10 days may not be
22 served by mail. In no event may the notice of the hearing of a motion be
23 shortened to less than 1 full judicial day. A courtesy copy shall be delivered by
24 the movant to the appropriate department, if a motion is filed on an order
25 shortening time and noticed on less than 10 days' notice.

26 Moreover, as set forth in EDCR 5.513 pertaining to Family Division matters states:

27 (a) Unless prohibited by other rule, statute, or court order, a party may seek an order shortening
28 time for a hearing.

(b) An *ex parte* motion to shorten time must explain the need to shorten the time. Such a
motion must be supported by affidavit.

(c) Absent exigent circumstances, an order shortening time will not be granted until after
service of the underlying motion on the nonmoving parties. Any motion for order shortening time
filed before service of the underlying motion must provide a satisfactory explanation why it is
necessary to do so.

(d) An order shortening time must be served on all parties promptly. An order that shortens
the notice of a hearing to less than 10 calendar days may not be served by mail. In no event may a
motion be heard less than 1 judicial day after the order shortening time is filed and served.

1 (e) Should the court shorten the time for the hearing of a motion, the court may direct that the
2 subject matter of any countermotion be addressed at the accelerated time, at the original hearing
3 time, or at some other time.

4 For the following reasons, this Honorable Court must hear this motion on an Order
5 Shortening Time.

6 **DECLARATION OF MARK J. McGANNON, ESQ.**
7 **IN SUPPORT OF MOTION FOR ORDER SHORTENING TIME**

8 I, Mark J. McGannon, Esq., being first duly sworn deposes and says:

9 1. I am the attorney for the Plaintiff, TAMIKA BEATRICE JONES ("MOM").

10 2. I am over the age of eighteen (18) years and competent to testify to the matters set
11 forth herein.

12 3. I am submitting this Declaration in Support of Plaintiff's Ex-Parte Application for
13 Order Shortening Time.

14 4. I make this declaration based on my personal knowledge of the facts stated
15 herein.

16 5. That the Evidentiary Trial for Grandparent Visitation is currently set for July 22,
17 2022, at 9:00 a.m.

18 6. As set forth in her Motion to Continue the Evidentiary Trial dated May 2, 2022,
19 there are numerous conflicts and unforeseen issues that have developed that will require
20 additional discovery time as well as possible Court intervention.

21 7. Counsel has a scheduling conflict that will require me to be out of the country
22 attending/participating in a close family friend's wedding from July 20, 2022, through July 27,
23 2022.

24 8. As detailed in her Motion to Continue the Evidentiary Trial, there have also been
25 unforeseen delays and issues that will require additional discovery, such as the delay in Michigan
26
27
28

1 CPS investigation report results as well as information involving Intervenor's communication
2 that will need to be thoroughly investigated through discovery requests and possible depositions.

3 9. The issue of paternity of the Parties' youngest Minor Child XIONNE JUDSON
4 born May 3, 2019, that needs to be resolved prior to an evidentiary trial on grandparent
5 visitation.
6

7 10. I will also be out of the country from May 31, 2022 – June 17, 2022, and will not
8 have access to internet services and not available to attend the hearing on the Motion to Continue
9 the Evidentiary Trial that was set for June 8, 2022 at 9:15 a.m.
10

11 11. Continuing the trial does not prejudice any party especially Intervenor who
12 currently has temporary out of state grandparent visitation which consists of 2-3 weeks in the
13 summer, one week in spring and one week in the winter.

14 12. Consequently, because of the urgent nature of the impending Evidentiary Trial and
15 other circumstances addressed herein and in Plaintiff's Motion, I am respectfully requesting that
16 the Court consider the Plaintiff's request for an Order Shortening Time for the hearing of her
17 Motion to Continue the Evidentiary Trial.
18

19 13. This application for order shortening time is not made for purposes of fraud or an
20 improper purpose.
21

22 I declare under penalty of perjury that the foregoing is true and correct

23 DATED this 3rd day of May 2022.

24 /s/ Mark J. McGannon
25 MARK J. McGANNON, ESQ
26
27
28

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of the law office of McGANNON LAW OFFICE, P.C. that service of the foregoing EX-PARTE APPLICATION FOR AN ORDER SHORTENING TIME was made on this 3rd day of May 2022, pursuant to EDCR 8.05, by electronic service via the Court's E-Filing System, or if not on the service list by depositing the same in the United States Mail in Las Vegas, Nevada, postage paid addressed as follows:

ATTORNEY/PARTIES	EMAIL
KARI T. MOLNAR, ESQ. Nevada Bar No. 009869 1489 W. Warm Springs Road, Suite 110 Henderson, Nevada 89014 (702) 534-2558 Attorney for Intervenor	Email: kari@molnarfamilylaw.com
Christopher Judson 1309 N 22 nd Street #3 Las Vegas, Nevada 89101 Defendant	

/s/ Mark J. McGannon

An employee or agent of McGANNON LAW
OFFICE, P.C.



NOW
JANICE JACOVINO, ESQ.
Nevada Bar No. 11612
JACOVINO LAW OFFICE
6069 S Fort Apache Rd., Suite 100
Las Vegas, Nevada 89148
(702) 776-7179
Email: Info@jacovinolaw.com
Attorney for Intervenor,
Kimberly White

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

TAMIKA BEATRICE JONES,
PLAINTIFF,

v.

CHRISTOPHER CHARLES JUDSON,
DEFENDANT,

v.

KIMBERLY WHITE,

INTERVENOR.

Case No.: D-19-594413-C

Dept. No.: S

NOTICE OF WITHDRAWAL OF ATTORNEY

NOTICE IS HEREBY GIVEN that counsel for Intervenor, KIMBERLY WHITE was substituted out by a Substitution of Counsel filed on January 5, 2022, and therefore withdraws from this action in the manner consistent with and according to Supreme Court Rule 46(2), which states in pertinent part as follows:

After judgment or final determination, an attorney may

1 withdraw as attorney of record at any time upon the
2 Attorney filing a withdrawal, with or without the client's
3 Consent.

4 WHEREFORE, Intervenor, KIMBERLY WHITE may be served with further
5 proceedings, if any, at her last known address:

6 Kimberly White
7 10461 Hartford Hills Avenue,
8 Las Vegas, NV. 89166
9 kwhite_writer@hotmail.com
10 (702) 534-9692
11

12 DATED May 4, 2022
13
14

15 Respectfully Submitted,
16

17 JACOVINO LAW OFFICE
18

19 /s/ Janice Jacovino
20 Janice Jacovino, Esq.
21 Nevada Bar No. 11612
22 6069 S Fort Apache Rd., Suite 100
23 Las Vegas, Nevada 89148
24 (702) 776-7179
25 Email: Info@jacovinolaw.com
26 Attorney for Intervenor,
27 Kimberly White
28

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I certify that on this May 4, 2022, I caused the above
3 and foregoing documented titled **Notice of Withdrawal Of Attorney** to be served as
4 follows:

5 **BY FAX:** by transmitting via facsimile the document (s) listed above to the fax
6 number (s) set forth below on this date before 5:00p.m. pursuant to EDCR Rule
7 7.26(a). A printed transmission record is attached to the file copy of the document(s).

8 X **BY MAIL:** by placing the document(s) listed above in sealed envelope(s) with
9 postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada
10 addressed as set forth below.

11 **BY OVERNIGHT MAIL:** by causing document(s) to be picked up by an
12 overnight delivery service company for delivery to the addressee(s) on the next
13 business day.

14 X **BY EMAIL:** by emailing a PDF of the document(s) listed above to the email
15 address(es) of the individual(s) listed below.

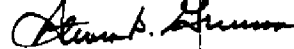
16 X **BY ELECTRONIC SUBMISSION:** submitted to the above-entitled Court
17 for electronic filing and service upon the Eighth Judicial District Court's Service List
18 for the above-referenced case.

19 **Plaintiff:**
20 mark@mcgannonlawoffice.com

21 **Defendant:**
22 8447 Sequoia Grove Ave.
23 Las Vegas NV 89149

24 **Intervenor:**
25 kwhite_writer@hotmail.com

26 /s/ Kathryn Zartolas
27 Assistant
28



1 **OPPC**
2 MOLNAR FAMILY LAW
3 KARI T. MOLNAR, ESQ.
4 Nevada Bar No. 009869
5 1489 W. Warm Springs Road, Suite 110
6 Henderson, Nevada 89014
7 Phone: (702) 534-2558
8 Fax: (702) 964-1373
9 kari@molnarfamilylaw.com
10 Attorney for Intervenor, Kimberly White

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

12 TAMIKA BEATRICE JONES,

13 Plaintiff,

14 vs.

15 CHRISTOPHER CHARLES JUDSON,

16 Defendant,

17 vs.

18 KIMBERLY WHITE,

19 Intervenor.

Case No.: D-19-594413-C

Dept. No.: S

Hearing Date:

Hearing Time:

21 **OPPOSITION TO**
22 **"MOTION TO CONTINUE EVIDENTIARY HEARING**
23 **AND**
24 **COUNTERMOTION FOR THE COURT TO PROCEED WITH ALLOWING**
25 **THE INTERVENOR TO REQUEST CUSTODY OF THE MINOR CHILDREN**
26 **OR/TO REINSTATE OR RE-OPEN THE GUARDIANSHIP CASE THAT WAS**
27 **PREVIOUSLY INITIATED BY THE INTERVENOR**

1 **I. INTRODUCTION**

2 The first seven pages of the Motion is repetitive of every Motion Tamika has filed
3
4 since retaining Mark McGannon to represent her in this matter. Kimberly may briefly
5
6 respond to some of these allegations, if necessary, however, she believes that she has
7
8 previously provided this Court an Opposition to most, if not all, and does not want to be
9 repetitive. This Court can take judicial notice of her prior response(s).

10 Kimberly does not dispute that at the January 20, hearing, this Court ruled that an
11
12 evidentiary hearing would proceed on the issues of Grandparent visitation on July 22, 2022.
13
14 however, at that hearing this Court made that ruling based on Tamika's argument that this
15
16 Court was violating her fundamental, constitutional rights as a parent and that it could not
17
18 proceed in that way, as there was no Petition seeking custody of the children and the father
19 signed under oath that it is in the children's best interest to have permission to relocate with
20 Mom to Michigan.

21 This Court stated that it did not see this case as a Termination of Parental Rights.
22
23 however, it was absolutely correct when it found that the statute is clear that if the Court
24
25 finds it is in the best interest of the children that it can award them to a third party. The
26
27 Court further provided the cases of *Lawrimore v. Lawrimore*, 461 P.3d 896 (2020) and
28 *Hudson v Jones*, 122 Nev. 709 (2006), as guidance of proceeding with this matter.

 This Court further Ordered that Kimberly could file for custody or guardianship
prior to the evidentiary hearing. Within just a few days, on January 25, 2022, Kimberly

1 complied with the Court by initiating a guardianship action in Case No. D-22-641477-V.
2 Based on counsel's review of that case, it appears the case was voluntarily dismissed due
3 to lack of service.
4

5 Kimberly does not have to file another Petition for Custody, as this Court already
6 granted her Motion to Intervene – which Tamika never objected. Tamika continues to
7 refuse to take responsibility for her actions, as shown in her pleadings, and wants to blame
8 everyone else on what has occurred since initiating this action in 2019. Tamika has
9 repeatedly argued that Kimberly has refused to serve her or notify her of pleadings, hearing
10 dates, and orders, however, it is Tamika's fault that she failed to comply with the Rules by
11 filing a Notice of Change of Address. Based on counsel's review of the pleadings it is
12 obvious that Tamika is aware that this was necessary and that she knows how to file the
13 Notice, as she filed a Notice of Change of Address with an email address on September 25,
14 2019. The fact that a litigant refuses to comply with Rules, or in this case – Orders –
15 cannot be blamed on anyone else. Kimberly's only duty throughout this case was to serve
16 Tamika at her last known address with the Court – which she complied with.
17

18 At the time that Kimberly filed her Motion to Intervene, on July 13, 2020, it clearly
19 discussed the law of not only intervention, but also the law on this Court granting her
20 Motion for Custody of the three minor children.
21

22 Due to the holdings in both the *Lawrimore* and *Hudson v. Jones* cases, counsel will
23 discuss the specific factors in *Locklin v. Duka*, 112 Nev. 1489, 929 P.2d 930 (1996).
24
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1 however, Kimberly disagrees with Tamika's position that this Court is somehow prohibited
2 from determining the custody or guardianship of the minor children at the evidentiary
3 hearing and that it can only determine grandparent's visitation.
4

5 There are concerns that need to be addressed by this Court, and counsel notified Mr.
6 McGannon that there were additional issues brought to light, during Kimberly's most recent
7 visitation with the children during their spring break. Counsel was just retained by
8 Kimberly to represent her through the trial in this matter on, or about April 19, when the
9 Notice of Appearance was filed and the full payment was made, a few days later.
10 Immediately following her entering this case, counsel flew to Tennessee and was gone in
11 a multi day proceeding, which included a trial, for approximately five days. Upon returning
12 on April 25, counsel was attempting to catch up and work on two emergency issues that
13 arose.
14

15
16 Mr. McGannon has produced the communication with counsel, however, due to just
17 getting back to work this week and having issues with the Attorney Portal blocking
18 counsel's full access to this file and with the extensive filings and proceedings that have
19 occurred, counsel believes she is up to speed. Counsel agrees that she informed Mr.
20 McGannon that the reason she was hired was to file the necessary documents and provide
21 this Court with proper notice of the issues that arose to properly represent Ms. White and
22 provide this Court with necessary information to modify the current order based on a
23 showing that leaving the children in the care of Tamika is detrimental to their well being
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1 and not in their best interest. In order to have a detailed discussion with Mr. McGannon
2 counsel needed a few days to review the file and prepare for any such communication
3 and/or filing this request. As required, counsel put Mr. McGannon on notice that her
4 intention was to file and request a temporary Order that the three minor children be placed
5 in Kimberly's care -- where all of their needs will be met. Counsel also wanted the
6 opportunity to review and discuss the child interview of Xy'Shone and discuss that with
7 Kimberly, while allowing Mr. McGannon to review and discuss it with Tamika, prior to
8 scheduling a time to talk. Counsel was only notified and provided a copy of the Interview
9 three judicial days ago -- after sending an inquiry to the Court.

10
11
12
13 Not only has Kimberly, while representing herself, attempted to put this Court on
14 notice that there were issues by filing a Motion for an Order Shortening Time for the
15 evidentiary hearing after finding out from Mr. McGannon's office that he would be
16 unavailable in July. Kimberly's position is that Mr. McGannon had to be aware of an out
17 of country wedding prior to a little over two months before and the fact that she was just
18 noticed and informed that the trial would be continued for almost five or six more months
19 was unacceptable for an attorney to do to an unrepresented party.

20
21
22 At 9, Tamika states that her attorney advised counsel of "serious concerns" of a
23 possible issue with the paternity of the parties' youngest child. However, the Court can
24 review the email which stated that the youngest child's paternity may be at issue and Mr.
25 McGannon would like to discuss this issue with counsel. Counsel addressed this briefly by
26

1 requesting his availability and informing him that she was interested to hear what he had
2 to say, that she would discuss the continuance with Kimberly, however, counsel did not
3 believe that Kimberly would agree without having the issues and her request for temporary
4 custody addressed by the Court. After fully reviewing this file, it is apparent to counsel that
5 Tamika would never agree to give Kimberly temporary custody of the minor children
6 pending an evidentiary hearing and that counsel would be forced to file a motion.
7

8
9 A response was requested in which a stipulation was sent to counsel to continue the
10 trial, however, no dates for availability for a further discussion were ever provided.
11 Counsel intended to reach out to Mr. McGannon in the next 48 hours, however, it appears
12 his preference is litigation.
13

14 This Opposition and Countermotion follows.

15 **II. FACTS**

16 **A. Brief Procedural History**

17
18 Counsel previously addressed Kimberly's compliance with this Court's direction,
19 initially when she filed her Motion to Intervene to Request a Motion for Custody. Despite
20 there being no Opposition filed, this Court did not make any order, permanent or otherwise,
21 on this request and the request was never denied, therefore, Kimberly incorporates that
22 Motion into this Countermotion in requesting that this Court make a determination, on a
23 temporary basis, pending the evidentiary hearing that is in the best interest of the three
24 minor children.
25
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1 Kimberly is going to provide a very basic recitation of the parties' and children's
2 past living arrangements, to assist this Court's recollection of what was previously
3 discussed in detail:
4

5 From 2011 through 2019, both parties and the children were residing with Kimberly.
6 There were times during the eight year period that the parties would move from Kimberly's
7 residence, however, the children always resided with Kimberly and spent more time with
8 her than their parents.
9

10 During this time, Kimberly also provided the stability for the parties and their
11 children – emotional, financial, and ensured their basic needs were met, among additional
12 assistance with education, housing, and employment. Kimberly maintained daily and full
13 financial responsibility for the children during this time.
14

15 In 2016, was the first time Tamika fled the State of Nevada with the children. This
16 lasted for six months with no contact with Kimberly until they returned.
17

18 During July and August of 2019, Tamika rented an apartment, however, she threw
19 Christopher and the three minor children out of the home on two separate occasions. After
20 the second time, Christopher said he and the children were not returning.
21

22 It was also in August, that Tamika filed false kidnapping charges and sent the police
23 to Kimberly's home, where the children were residing with their father. After a brief
24 discussion/investigation, the police determined there was no further action to take. As
25 Tamika did not achieve the results she wanted, she opened this litigation by requesting full
26
27
28

1 custody of the three children.

2 At their initial hearing, Christopher was awarded primary custody of the minor
3 children from Monday through Friday and Tamika received visitation from Friday at 5:00
4 p.m until Sunday at 5:00 p.m.
5

6 By December of 2019, the parties decided to reconcile and Christopher returned to
7 Tamika's apartment with their children. Initially, the kids were still spending almost every
8 day in Kimberly's care, however, she noticed that this slowly deteriorated as the parties
9 began leaving the children in her custody for less time and began decreasing her
10 communication.
11

12 By June of 2020, Christopher never came to Kimberly's and by that time, the
13 children were spending no time with her and she was not allowed to speak with them.
14 Kimberly was very concerned for the children during this time and she proceeded to file
15 her Motion to Intervene in this action. Following hearings and a mediation Kimberly
16 successfully obtained a visitation order.
17

18 On November 3, 2020, there was a hearing wherein Tamika represented that the
19 visitation was going well, however, she disappeared the following weekend.
20

21 At the time of Tamika's disappearance, Kimberly was awarded visitation one
22 weekend a month and during the months with a fifth weekend, she was awarded that
23 weekend as well, two calls each week, on Tuesday and Thursday, at 6:00 p.m. or 6:30 p.m.,
24 and two weeks during the summer.
25
26

1 After Tamika's disappearance, Kimberly's visitation and phone contact was not
2 complied with and she was forced to return to Court to obtain an Order. At the February.
3
4 2021, hearing, this Court issued a pickup Order. The Order was not entered until March
5 and from the time that Kimberly received a copy, she searched for her grandchildren until
6 November, 2021, with the assistance of law enforcement, the school district, the Nevada
7 Attorney General, and others to finally be able to retrieve the two oldest children. She
8 unsuccessfully retrieved her youngest grandson.

10 The children remained in Kimberly's care where they were enrolled in school, and
11 were finally obtaining the medical and mental health treatment they needed. In January,
12 2022, the parties participated in additional litigation. There were two days of hearings.
13 January 20, and January 21. At the first hearing, Tamika was awarded one daily phone call.
14 one video call, and one supervised visit during the weekend. The next day, the Judge
15 ordered that the children were to be returned to Tamika's custody and Kimberly's visitation
16 was reinstated. A child interview with Xy'Shone was granted.

19 Further, on January 20, when this Court directed Kimberly to either file for Custody
20 or Guardianship and provided the case law, Kimberly took that advice and proceeded with
21 opening a Guardianship case on January 25. It is believed that due to her counsel's
22 awareness that her request for custody was already before this Court, no further request was
23 necessary.
24

26 Unfortunately, due to service issues, the Guardianship case had to be voluntarily
27
28

1 dismissed.

2 As this Court is well versed in the factual background of the parties and children.
3 it does not appear necessary to go back through a complete recitation of the history.
4

5 Tamika continues to state, throughout this Motion, that a continuance of the trial –
6 that was scheduled months ago – will not prejudice the Intervenor. However, Kimberly
7 disagrees. This case has never been about Kimberly. This case has only been about the
8 children and their needs; their welfare; safety; educational and medical needs being met;
9 and that their best interests are heard and decisions are made with all of this taken into
10 account.
11

12 **1. Counseling for the Minor Children**

13 At the proceedings in January, the children's counseling, issues, and fears that they were
14 exhibiting were discussed, however, at that time, Kimberly had not yet received a statement
15 from the counselor.
16

17 During that proceeding Mr. McGanon argued that Kimberly had no right to take the
18 children to counseling and that the counseling never should have occurred, however, at the
19 time that Kimberly put the children in counseling, it was necessary. Due to the short time
20 that Xy'Shone was involved in counseling, between December 6, 2022 and January 17,
21 2022, he engaged in sessions once a week, after being diagnosed with Major Depressive
22 Disorder, single episode mild F32.0 (ICD-10) (Active); Disruption of family by separation
23 and divorce, Z63.5 (ICD-10) (Active); and Child neglect or abandonment, suspected, initial
24
25
26
27
28

**PLEADING
CONTINUES
IN NEXT
VOLUME**