Electronically Filed
Jul 16 2019 09:27 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

NOA

CARY COLT PAYNE, ESQ.
Nevada Bar No. 4357
CARY COLT PAYNE, CHTD.
700 South Eighth Street
Las Vegas, Nevada 89101
(702) 383-9010
carycoltpaynechtd@yahoo.com
Attorney for PetitionersDISTRICT COURT
CLARK COUNTY, NEVADA

In the Matter of

THE CHRISTIAN FAMILY
TRUST u.a.d. 10/11/16~~~~~
SUSAN CHRISTIAN-PAYNE,
ROSEMARY KEACH AND
RAYMOND CHRISTIAN


Petitioners,

-vs-

JACQUELINE UTKIN and
MONTE REASON,Respondents.
~~~~~Case No.: P-17-092512-T  
Dept. No.: B (Probate)

## NOTICE OF APPEAL

Notice is hereby given that Petitioners above named, hereby appeals to the Supreme Court of Nevada from the (1) Order filed June 10, 2019, with Notice of Entry filed on June 10, 2019 (**Exhibit "A"**), and (2) Order filed June 11, 2019, with Notice of Entry filed on June 13, 2019. (**Exhibit "B"**)

Dated: July 9, 2019.  
CARY COLT PAYNE, ESQ.  
Nevada Bar No.:4357  
CARY COLT PAYNE, CHTD.  
700 South Eighth Street  
Las Vegas, Nevada 89101  
(702) 383-9010  
Attorney for Petitioners



## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 10, 2019, a true and correct copy of the foregoing was served to the following at the their last known address(es) facsimile numbers and/or e-mail/other electronic means, pursuant to:

— **BY MAIL:** N.R.C.P 5(b), I deposited for first class United States mailing, postage prepaid at Las Vegas, Nevada;

X **BY E-MAIL AND/OR ELECTRONIC MEANS:** Pursuant to Eighth Judicial District Court Effective March 4, 2019, as identified in Rule 4(b) and 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).

Jerimy Kirschner, Esq.  
JERIMY KIRSCHNER & ASSOCIATES, LTD.  
5550 Painted Mirage Rd., Suite 320  
Las Vegas, NV 89149  
Email: [jerimy@jkirschnerlaw.com](mailto:jerimy@jkirschnerlaw.com)  
Attorney for Jacqueline Utkin (former trustee)

Joseph Powell, Esq.  
RUSHFORTH, LEE & KIEFER, LLP  
1701 Village Center Circle, Suite 150  
Las Vegas, NV 89134  
email: [joey@rushforth.com](mailto:joey@rushforth.com)  
Attorney for Monte Reason, (beneficiary)

Todd L. Moody (5430)  
Email: [tmoody@Hutchlegal.com](mailto:tmoody@Hutchlegal.com)

Russel J. Geist (9030)  
Email: [rgeist@Hutchlegal.com](mailto:rgeist@Hutchlegal.com)

HUTCHISON & STEFFEN, PLLC  
10080 West Alta Drive, Suite 200  
Las Vegas, NV 89145

Attorneys for Fredrick P. Waid (current trustee)

An employee of CARY COLT PAYNE, CHTD.



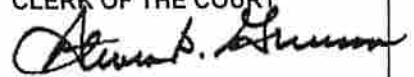
**CARY COLT PAYNE, CHTD.**

Attorney at Law

700 S. Eighth Street • Las Vegas, Nevada 89101  
(702) 383-9010 • Fax (702) 383-9049

***EXHIBIT PAGE INTENTIONALLY LEFT BLANK***

**EXHIBIT “A”**



JERIMY L. KIRSCHNER, ESQ.  
Nevada Bar No. 12012  
5550 Painted Mirage Rd, Suite 320  
Las Vegas, NV 89149  
Telephone: (702) 563-4444  
Fax: (702) 563-4445  
[jerimy@jkirschnerlaw.com](mailto:jerimy@jkirschnerlaw.com)

*Attorney for Jacqueline Utkin*

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

In the Matter of

THE CHRISTIAN FAMILY TRUST

Dated October 11, 2016

Case Number: P-17-092512-T

Dept.: B

**NOTICE OF ENTRY OF ORDER**

NOTICE IS HEREBY GIVEN that the Court entered an ORDER GRANTING  
ATTORNEYS FEES in the above titled action on or about June 5, 2019. A copy of said report is  
attached hereto and incorporated herein by reference as **Exhibit 1**.

JERIMY KIRSCHNER & ASSOCIATES, PLLC

/s/ Jeremy Kirschner, Esq.  
JERIMY L. KIRSCHNER, ESQ.  
Nevada Bar No. 12012  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149  
Telephone: (702) 563-4444  
Fax: (702) 563-4445

**CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of Jeremy Kirschner & Associates, PLLC, and on June 10, 2019, I caused a copy of the foregoing Notice of Entry of Order to be served through the electronic court filing system or via first class, US mail, postage prepaid upon the following persons/entities:

**Cary Colt Payne, Esq.**  
Cary Colt Payne, CHTD.  
700 S. 8th St.  
Las Vegas, NV 89101  
Attorney for Susan Christian-Payne,  
*Rosemary Keach and Raymond Christian, Jr.*

**Joey Powell, Esq.**  
Rushforth, Lee & Kiefer LLP  
1707 Village Center Circle, Suite 150  
Las Vegas, NV 89134  
*Attorney for Monte Reason*

**Russel Geist, Esq.**  
**Todd Moody, Esq.**  
Hutchison & Steffen PLLC  
10090 W Alta Dr, Suite 200  
Las Vegas, NV  
*Attorney for Frederick Waid*

**Tommy L. Christian**  
245 S Lemon, Apt C  
Orange, CA 92566

**Christopher A. Christian**  
560 W 20<sup>th</sup> St, #12  
San Bernardino, CA 92405

**Michael Payne**  
1704 Double Arch Ct  
Las Vegas, NV 89128

/s/Sarah Mintz  
An Employee of JERIMY KIRSCHNER & ASSOCIATES, PLLC

# EXHIBIT 1

JERIMY L. KIRSCHNER, ESQ.  
Nevada Bar No. 12012  
5550 Painted Mirage Rd, Suite 320  
Las Vegas, NV 89149  
Telephone: (702) 563-4444  
Fax: (702) 563-4445  
[jerimy@jkirschnerlaw.com](mailto:jerimy@jkirschnerlaw.com)

DISTRICT COURT  
CLARK COUNTY, NEVADA

In the Matter of the  
THE CHRISTIAN FAMILY TRUST

Case Number: P-17-092512-T  
Dept.: B

Dated October 11, 2016

ORDER

This matter came before the above-entitled court on May 24, 2019 at 1:30pm on Jerimy Kirschner & Associates, PLLC's ("JKA") MOTION REQUESTING PAYMENT ("Motion"), filed October 23, 2018 by Jerimy Kirschner, Esq. on behalf of Jacqueline Utikin, previous Trustee ("Movant") to the Christian Family Trust dated October 11, 2016 ("Trust"). The Movant was represented by Jerimy Kirschner, Esq., Monte Reason, former Trustee and beneficiary of the Trust was not present but was represented by his attorney Joseph J. Powell, Esq., Raymond Christian Jr. and Susan Christian-Payne were present, Rosemary Keach was not present but was represented by Cary C. Payne, Esq., Fred Waid as Trustee was present and was represented by his attorney Russel Geist, Esq.

///

///

///

RECEIVED

JUN 03 2019

DISTRICT COURT  
DEPT B

ORDER

IT IS HEREBY ORDERED THAT Movant's Motion Requesting Payment is GRANTED.

IT IS FURTHER ORDERED THAT a certified check in the amount of \$119,004.85 shall be issued by the Christian Family Trust dated October 11, 2016 from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this 5<sup>th</sup> day of June, 2019.



DISTRICT COURT JUDGE  
LINDA MARQUIS

Respectfully submitted by,

JERIMY KIRSCHNER & ASSOCIATES, PLLC

JERIMY L. KIRSCHNER, ESQ.  
Nevada Bar No. 12012  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149  
Telephone: (702) 563-4444

APPROVED/DISAPPROVED

[Refused to sign]

Cary Colt Payne, Esq.  
Cary Colt Payne, CHTD.  
700 S. 8th St.  
Las Vegas, NV 89101

APPROVED/DISAPPROVED

Todd Moody, Esq.  
Russel Geist, Esq.  
HUTCHISON & STEFFEN PLLC  
10090 W Alta Dr, Suite 200  
Las Vegas, NV 89145

APPROVED/DISAPPROVED

Joey Powell, Esq.  
Rushforth, Lee & Kiefer LLP  
1707 Village Center Circle, Suite 150  
Las Vegas, NV 89134



Jeremy Kirschner & Associates, PLLC  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149  
(702) 563-4444 Fax (702) 563-4445

ORDER

IT IS HEREBY ORDERED THAT Movant's Motion Requesting Payment is GRANTED.

IT IS FURTHER ORDERED THAT a certified check in the amount of \$119,004.85 shall be issued by the Christian Family Trust dated October 11, 2016 from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this \_\_\_\_ day of May, 2019.

DISTRICT COURT JUDGE

Respectfully submitted by,

JEREMY KIRSCHNER & ASSOCIATES, PLLC

JEREMY L. KIRSCHNER, ESQ.

Nevada Bar No. 12012

5550 Painted Mirage Road, Suite 320

Las Vegas, Nevada 89149

Telephone: (702) 563-4444

APPROVED/DISAPPROVED

APPROVED/DISAPPROVED

Cary Colt Payne, Esq.

Cary Colt Payne, CHTD.

700 S. 8th St.

Las Vegas, NV 89101

Joey Powell, Esq.

Rushforth, Lee & Kiefer LLP

1707 Village Center Circle, Suite 150

Las Vegas, NV 89134

APPROVED/DISAPPROVED

Todd Moody, Esq.

Russel Geist, Esq.

HUTCHISON & STEFFEN PLLC

10090 W Alta Dr, Suite 200

Las Vegas, NV 89145

ORDER

IT IS HEREBY ORDERED THAT Movant's Motion Requesting Payment is GRANTED.

IT IS FURTHER ORDERED THAT a certified check in the amount of \$119,004.85 shall be issued by the Christian Family Trust dated October 11, 2016 from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this \_\_\_\_ day of May, 2019.

DISTRICT COURT JUDGE

Respectfully submitted by,

JERIMY KIRSCHNER & ASSOCIATES, PLLC

JERIMY L. KIRSCHNER, ESQ.  
Nevada Bar No. 12012  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149  
Telephone: (702) 563-4444

APPROVED/DISAPPROVED

APPROVED/DISAPPROVED

Joey Powell, Esq.  
Rushforth, Lee & Kiefer LLP  
1707 Village Center Circle, Suite 150  
Las Vegas, NV 89134

Cary Colt Payne, Esq.  
Cary Colt Payne, CHTD.  
700 S. 8th St.  
Las Vegas, NV 89101

APPROVED/DISAPPROVED

Todd Moody, Esq.  
Russel Geist, Esq.  
HUTCHISON & STEFFEN PLLC  
10090 W Alta Dr, Suite 200  
Las Vegas, NV 89145



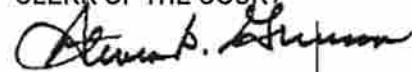
**CARY COLT PAYNE, CHTD.**

Attorney at Law

700 S. Eighth Street • Las Vegas, Nevada 89101  
(702) 383-9010 • Fax (702) 383-9049

*EXHIBIT PAGE INTENTIONALLY LEFT BLANK*

**EXHIBIT "B"**



1 **NEOJ**  
2 JOSEPH J. POWELL  
3 State Bar No. 8875  
4 RUSHFORTH LEE & KIEFER LLP  
5 1707 Village Center Circle, Suite 150  
6 Las Vegas, NV 89134  
7 Telephone: (702) 255-4552  
8 Email: probate@rlklegal.com  
9 *Attorneys for Monte B. Reason*

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

9 In the Matter of the

10 **THE CHRISTIAN FAMILY TRUST**  
11 **u.a.d. 10/11/16**

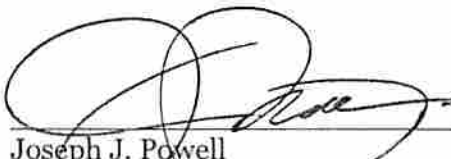
Case No. P-17-092512-T  
Department B/Judge Marquis  
(Probate) Clark District  
Family Domestic

12 **NOTICE OF ENTRY OF ORDER**

13 **NOTICE IS HEREBY GIVEN THAT:**

14 The Notice of Entry of Order was entered in the above entitled matter on June 11, 2018, a copy  
15 of which is attached hereto.

16  
17 Respectfully submitted by:

18   
19  
20 Joseph J. Powell  
21 State Bar No. 8875

22  
23  
24  
25  
26  
DATE 6/13/19

*Steven D. Grierson*

**ORDR**

JOSEPH J. POWELL  
State Bar No. 8875  
RUSHFORTH LEE & KIEFER LLP  
1707 Village Center Circle, Suite 150  
Las Vegas, NV 89134-0597  
Telephone: (702) 255-4552  
Fax: (702) 255-4677  
Email: probate@rlklegal.com

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

In the Matter of

THE CHRISTIAN FAMILY  
TRUST u.a.d. 10/11/16

Case No. P- 17-092512-T  
Department B/Judge Marquis  
(Probate) Clark District  
Family Domestic

Hearing date: May 24, 2019  
Hearing time: 1:30 P.M.

**ORDER**

This matter came before the above-entitled court on May 24, 2019 at 1:30pm and pertained to "Monte Reason's Application for Reimbursement of Administrative Expenses" which was filed with this Court on March 8, 2018 and the "Supplemental Brief Regarding Obligation of Trust for Payment of Legal Fees and Costs to Rushforth Lee & Kiefer LLP" which was filed with this Court on May 22, 2019.

Present at the hearing on behalf of Rushforth Lee & Kiefer LLP ("RLK") was Joseph J. Powell, Esq. Also present at the hearing were Jerimy Kirschner, Esq., Cary Payne, Esq., on behalf of Susan Christian, Rosemary Christian-Keach, and Raymond Christian, Jr., with Mrs. Christian and Mr. Christian, Jr., present with Attorney Payne, along with Fredrick P. Waid, trustee of the Christian Family Trust, dated October 11, 2016, and his counsel, Russel J. Geist, Esq.

**RECEIVED**

**JUN 07 2019**

**DISTRICT COURT  
DEPT B**



ORDER

IT IS HEREBY ORDERED THAT RLK's request for payment of its legal fees and costs totaling the sum of \$52,940 from funds belonging to the Christian Family Trust, dated October 11, 2016 is hereby GRANTED.

IT IS HEREBY FURTHER ORDERED THAT a certified check in the amount of \$52,940 shall be issued by the Christian Family Trust, dated October 11, 2016, from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

June 10, 2019  
DISTRICT COURT JUDGE LINDA MARQUIS

[Signature]  
LINDA MARQUIS

Respectfully submitted by:

RUSHFORTH LEE & KIEFER LLP

[Signature]  
JOSEPH J. POWELL, ESQ.  
State Bar No. 8875  
1707 Village Center Circle, Suite 150  
Las Vegas, Nevada 89134

APPROVED/DISAPPROVED

[Signature]  
RUSSEL J. GEIST, ESQ.  
HUTCHISON & STEFFEN PLLC  
10080 W Alta Dr, Suite 200  
Las Vegas, Nevada 89145

APPROVED/DISAPPROVED

APPROVED/DISAPPROVED

Declined to sign (see attached e-mail from Mr. Payne dated May 30, 2019)

[Signature]  
JERIMY L. KIRSCHNER, ESQ.  
JERIMY KIRSCHNER & ASSOCIATES PLLC  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149

[Signature]  
CARY COLT PAYNE, ESQ.  
CARY COLT PAYNE, CHTD.  
700 S. 8<sup>th</sup> Street  
Las Vegas, Nevada 89101



ORDER

IT IS HEREBY ORDERED THAT RLK's request for payment of its legal fees and costs totaling the sum of \$52,940 from funds belonging to the Christian Family Trust, dated October 11, 2016 is hereby GRANTED.

IT IS HEREBY FURTHER ORDERED THAT a certified check in the amount of \$52,940 shall be issued by the Christian Family Trust, dated October 11, 2016, from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DISTRICT COURT JUDGE

DATE

Respectfully submitted by:

RUSHFORTH LEE & KIEFER LLP

APPROVED/DISAPPROVED

JOSEPH J. POWELL, ESQ.  
State Bar No. 8875  
1707 Village Center Circle, Suite 150  
Las Vegas, Nevada 89134

RUSSEL J. GEIST, ESQ.  
HUTCHISON & STEFFEN PLLC  
10080 W Alta Dr, Suite 200  
Las Vegas, Nevada 89145

APPROVED/DISAPPROVED

APPROVED/DISAPPROVED

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JERIMY L. KIRSCHNER, ESQ.  
JERIMY KIRSCHNER & ASSOCIATES PLLC  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149

CARY COLT PAYNE, ESQ.  
CARY COLT PAYNE, CHTD.  
700 S. 8<sup>th</sup> Street  
Las Vegas, Nevada 89101

*Steven D. Grierson*

CAS

CARY COLT PAYNE, ESQ.  
Nevada Bar No. 4357  
CARY COLT PAYNE, CHTD.  
700 South Eighth Street  
Las Vegas, Nevada 89101  
(702) 383-9010  
carycoltpaynechtd@yahoo.com  
Attorney for Petitioners

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

In the Matter of

Case No.: P-17-092512-T  
Dept. No.: B (Probate)

THE CHRISTIAN FAMILY  
TRUST u.a.d. 10/11/16

SUSAN CHRISTIAN-PAYNE,  
ROSEMARY KEACH AND  
RAYMOND CHRISTIAN

Petitioners,

-vs-

JACQUELINE UTKIN,

Respondents.

**CASE APPEAL STATEMENT**

1. **Appellant(s):** Susan Christian, Rosemary Keach  
and Raymond Christian, Jr.
2. **Judge:** The Honorable Judge Linda Marquis  
Dept. B
3. **All Parties, District Court:**  
Petitioner(s): Susan Christian, Rosemary Keach  
and Raymond Christian, Jr.  
Respondent(s): Jacqueline Utkin, Monte Reason  
Trustee: Frederick P. Waid
4. **All Parties, Appeal:**  
Appellant(s): Susan Christian, Rosemary Keach  
and Raymond Christian, Jr.  
Respondent(s): Jacqueline Utkin, Monte Reason

CARY COLT PAYNE, CHTD.

700 South Eighth Street  
Las Vegas, Nevada 89101  
Tel: 702. 383.9010 • Fax 702. 383.9049





5. **Appellant's Counsel:** Cary C. Payne, Esq.,  
700 S. Eighth Street,  
Las Vegas, Nevada 89101  
(702) 383-9010; and

**Respondent's Counsel:**

Jacqueline Utkin: Jerimy Kirschner, Esq.  
JERIMY KIRSCHNER & ASSOCIATES, LTD.  
5550 Painted Mirage Rd., Suite 320  
Las Vegas, NV 89149

Monte Reason: Joseph Powell, Esq.  
RUSHFORTH, LEE & KIEFER, LLP  
1701 Village Center Circle, Suite 150  
Las Vegas, NV 89134

6. Respondent retained and was represented by above counsel in District Court.

7. Appellants are represented by counsel below on appeal:

Cary Colt Payne, Esq.

8. Date Commenced in District Court: July 31, 2017

9. The instant matter was filed regarding Trust Administration and ensuing litigation; appeal is regarding attorneys fees.

10. This matter has previously been the subject of an appeal.  
(Appeal No.75750)

11. This matter does not involve the custody of a child.

12. Appellant believes this matter has the possibility of settlement.

Dated: July 10, 2019

  
CARY COLT PAYNE, ESQ.  
Nevada Bar No.: 4357  
CARY COLT PAYNE, CHTD.  
700 South Eighth Street  
Las Vegas, Nevada 89101  
(702) 383-9010  
Attorney for Appellants





## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 10, 2019, a true and correct copy of the foregoing was served to the following at the their last known address(es) facsimile numbers and/or e-mail/other electronic means, pursuant to:

— **BY MAIL:** N.R.C.P 5(b), I deposited for first class United States mailing, postage prepaid at Las Vegas, Nevada;

X **BY E-MAIL AND/OR ELECTRONIC MEANS:** Pursuant to Eighth Judicial District Court Effective March 4, 2019, as identified in Rule 4(b) and 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).

Jerimy Kirschner, Esq.  
JERIMY KIRSCHNER & ASSOCIATES, LTD.  
5550 Painted Mirage Rd., Suite 320  
Las Vegas, NV 89149

Email: [jerimy@jkirschnerlaw.com](mailto:jerimy@jkirschnerlaw.com)  
Attorney for Jacqueline Utkin (former trustee)

Joseph Powell, Esq.  
RUSHFORTH, LEE & KIEFER, LLP  
1701 Village Center Circle, Suite 150  
Las Vegas, NV 89134

email: [joey@rushforth.com](mailto:joey@rushforth.com)  
Attorney for Monte Reason, (beneficiary)

Todd L. Moody (5430)  
Email: [tmoody@Hutchlegal.com](mailto:tmoody@Hutchlegal.com)

Russel J. Geist (9030)  
Email: [rgeist@Hutchlegal.com](mailto:rgeist@Hutchlegal.com)

HUTCHISON & STEFFEN, PLLC  
10080 West Alta Drive, Suite 200  
Las Vegas, NV 89145

Attorneys for Fredrick P. Waid (current trustee)

An employee of CARY COLT PAYNE, CHTD.

**CASE SUMMARY****CASE NO. P-17-092512-T****In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16**§  
§  
§  
§  
§  
§Location: **Department B**  
Judicial Officer: **Marquis, Linda**  
Filed on: **07/31/2017**  
Case Number History:  
Cross-Reference Case Number: **P092512**  
Supreme Court No.: **75750****CASE INFORMATION**Case Type: **Probate -  
Trust/Conservatorships**Case Flags: **Appealed to Supreme Court****DATE****CASE ASSIGNMENT****Current Case Assignment**Case Number P-17-092512-T  
Court Department B  
Date Assigned 03/04/2019  
Judicial Officer Marquis, Linda**PARTY INFORMATION**

|                   |                                                                     |                                                                                           |
|-------------------|---------------------------------------------------------------------|-------------------------------------------------------------------------------------------|
| <b>Petitioner</b> | <b>Christian Payne, Susan</b>                                       | <i>Lead Attorneys</i><br><b>Payne, Cary C., ESQ</b><br><i>Retained</i><br>702-383-9010(W) |
|                   | <b>Christian, Raymond</b>                                           | <b>Payne, Cary C., ESQ</b><br><i>Retained</i><br>702-383-9010(W)                          |
|                   | <b>Keach, Rosemary</b>                                              | <b>Payne, Cary C., ESQ</b><br><i>Retained</i><br>702-383-9010(W)                          |
| <b>Trustee</b>    | <b>Utkin, Jacqueline</b><br>Removed: 07/24/2018<br>Change of Status | <b>Kirschner, Jeremy L</b><br><i>Retained</i><br>702-563-4444(W)                          |
|                   | <b>Utkin, Jacqueline</b><br>Removed: 11/08/2018<br>Change of Status | <b>Kirschner, Jeremy L</b><br><i>Retained</i><br>702-563-4444(W)                          |
| <b>Trust</b>      | <b>Christian Family Trust U A D 10/11/16</b>                        | <b>Payne, Cary C., ESQ</b><br><i>Retained</i><br>702-383-9010(W)                          |
| <b>Other</b>      | <b>Christian, Nancy</b>                                             | <b>Barney, Tiffany S.</b><br><i>Retained</i><br>702-438-7878(W)                           |
| <b>Respondent</b> | <b>Christian, Nancy I</b>                                           |                                                                                           |
|                   | <b>Reason, Monte B.</b>                                             | <b>Powell, Joseph J.</b><br><i>Retained</i><br>7022554552(W)                              |
|                   | <b>Utkin, Jacquieline</b>                                           | <b>Kirschner, Jeremy L</b><br><i>Retained</i><br>702-563-4444(W)                          |

**CASE SUMMARY****CASE NO. P-17-092512-T**

EVENTS &amp; ORDERS OF THE COURT

DATE

INDEX

**EVENTS**

07/31/2017



Petition to Assume Jurisdiction of Trust

Filed by: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond

*Petition to Assume Jurisdiction of Trust*

07/31/2017



Initial Appearance Fee Disclosure

Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond

*Initial Appearance Fee Disclosure*

08/01/2017



Notice of Hearing

Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond

*Notice of Hearing*

08/03/2017



Certificate of Service

Filed by: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond

*Certificate of Service*

08/16/2017



Notice of Taking Deposition

Filed by: Other Christian, Nancy

*Notice of Taking Deposition*

08/17/2017



Receipt of Copy

Filed By: Other Christian, Nancy

*Receipt Of Copy*

08/17/2017



Motion to Dismiss

Filed by: Other Christian, Nancy

*Notice of Motion and Motion to Dismiss NRCP 12(b)(1) and NRCP 12(b)(5)*

08/21/2017



Notice

Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond

*Notice of Exercise of Right to Have Hearing Before Probate Court Judge*

08/22/2017



Errata

Filed By: Other Christian, Nancy

*Errata to Notice of Motion and Motion to Dismiss Pursuant to NRCP 12(b)(1) and NRCP 12(b)(5)*

08/30/2017



Order

Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond

*Order Scheduling Status Check*

08/31/2017



Peremptory Challenge

Filed By: Other Christian, Nancy

*Notice of Peremptory Challenge of Judge*

09/01/2017



Notice of Department Reassignment

# CASE SUMMARY

CASE NO. P-17-092512-T

## Notice of Department Reassignment

09/15/2017



### Supplement

Filed by: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond

*Supplement and Addendum to Petition to Assume Jurisdiction of Trust; Confirm Trustees; Instructions, Etc.; Alternatively to Reform Trust Agreement*

09/15/2017



### Opposition to Motion to Dismiss

Filed by: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond

*Petitioner's Opposition to Motion to Dismiss*

09/26/2017



### Notice of Taking Deposition

Filed by: Other Christian, Nancy

*Notice of Taking Depositions*

09/28/2017



### Notice of Taking Deposition

Filed by: Other Christian, Nancy

*Notice of Taking Deposition*

10/04/2017



### Reply to Opposition

Filed by: Other Christian, Nancy

*Reply to Petitioner's Opposition to Motion to Dismiss*

10/13/2017



### Response

Filed By: Respondent Reason, Monte B.

*Response to Petition to Assume Jurisdiction of Trust; confirm Trustees; instructions, Etc. And Joinder in Motion to Dismiss Pursuant to NRCP 12(b)(1) and NRCP 12(b)(5)*

10/16/2017



### Stipulation and Order

Filed By: Objector Reason, Monte

*Stipulation and Order*

10/16/2017



### Notice of Entry of Order

Filed By: Objector Reason, Monte

*Notice of Entry on Stipulation and Order*

10/25/2017



### Inventory

Filed by: Petitioner Christian Payne, Susan

*Inventory, Record of Value*

10/25/2017



### Accounting

Filed By: Petitioner Christian Payne, Susan

*Accounting*

10/31/2017



### Decision

Filed By: Petitioner Christian Payne, Susan

*Decision*

10/31/2017



### Notice of Entry of Order

*Notice of Entry of Decision*








11/03/2017















### Petition

**CASE SUMMARY**

**CASE NO. P-17-092512-T**













|            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
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|            | Filed By: Other Christian, Nancy<br><i>Joint Petition for Review of Former Trustees Refusal to Provide Proper Accounting Pursuant to NRS 165.143</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 11/03/2017 |  Notice of Hearing<br>Filed By: Other Christian, Nancy<br><i>Notice of Hearing</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 11/13/2017 |  Objection<br>Filed By: Other Christian, Nancy; Respondent Reason, Monte B.<br><i>Joint Objection to Petition to Assume Jurisdiction of Trust; Confirm Trustees; Instructions, Etc. and Joint Counterpetition to Assume Jurisdiction in rem of the Trust, to Confirm Trustee, to find Breach of Fiduciary Duty, Conversion, and Fraud Against Former Trustees, to Invalidate all Transfers to the Former Trustees as the Product of Undue Influence, to Order the Immediate Delivery of all Trust Assets, and to Impose a Constructive Trust</i> |
| 11/14/2017 |  Notice<br>Filed By: Petitioner Christian Payne, Susan<br><i>Notice of Blocked Funds, Etc.</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 11/14/2017 |  Notice of Hearing<br>Filed By: Other Christian, Nancy<br><i>Notice of Hearing</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 11/17/2017 |  Receipt of Copy<br>Filed By: Other Christian, Nancy<br><i>Receipt Of Copy</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 11/20/2017 |  Notice<br>Filed By: Petitioner Christian Payne, Susan<br><i>Notice of Exercise of Right to Have Hearing Before Probate Court Judge</i>                                                                                                                                                                                                                                                                                                                                                                                                        |
| 12/04/2017 |  Opposition to Motion<br>Filed by: Petitioner Christian Payne, Susan<br><i>Petitioner's Opposition to Motion for Review/Proper Accounting</i>                                                                                                                                                                                                                                                                                                                                                                                                  |
| 12/12/2017 |  Notice of Hearing<br><i>Notice of Hearing</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 12/12/2017 |  Motion<br>Filed By: Respondent Reason, Monte B.<br><i>MOTION FOR COMPLIANCE WITH AND ENFORCEMENT OF COURT ORDER, AND FOR SANCTIONS RELATING THERETO, FOR ORDER TO SHOW CAUSE WHY FORMER TRUSTEES SHOULD NOT BE HELD IN CONTEMPT, FOR ORDER COMPELLING FORMER TRUSTEES TO ACCOUNT, AND FOR ACCESS TO AND INVESTMENT CONTROL OF TRUST FUNDS BELONGING TO THE CHRISTIAN FAMILY TRUST</i>                                                                                                                                                         |
| 12/14/2017 |  Opposition<br>Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond<br><i>Petitioner's Opposition to Joint Counterpetition to Confirm/Breach of Fiduciary Duty, Etc., Request for Discovery</i>                                                                                                                                                                                                                                                                                              |
| 12/14/2017 |  Notice of Hearing<br>Filed By: Other Christian, Nancy<br><i>Notice of Hearing</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                             |

**CASE SUMMARY**  
**CASE NO. P-17-092512-T**

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| 12/15/2017 |  Notice of Hearing<br>Filed By: Other Christian, Nancy<br><i>Amended Notice of Hearing</i>                                                                                                                                                                                                                                                                                                                             |
| 01/02/2018 |  Affidavit of Publication<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond; Other Christian, Nancy; Objector Reason, Monte; Respondent Reason, Monte B.<br><i>Affidavit of Publication</i>                                                                                                                       |
| 01/04/2018 |  Notice<br>Filed By: Petitioner Christian Payne, Susan<br><i>Notice of Suggestion of Death</i>                                                                                                                                                                                                                                                                                                                         |
| 01/04/2018 |  Notice of Hearing<br>Filed By: Respondent Reason, Monte B.<br><i>NOTICE OF HEARING ON MOTION FOR COMPLIANCE WITH AND ENFORCEMENT OF COURT ORDER, AND FOR SANCTIONS RELATING THERETO, FOR ORDER TO SHOW CAUSE WHY FORMER TRUSTEES SHOULD NOT BE HELD IN CONTEMPT, FOR ORDER COMPELLING FORMER TRUSTEES TO ACCOUNT, AND FOR ACCESS TO AND INVESTMENT CONTROL OF TRUST FUNDS BELONGING TO THE CHRISTIAN FAMILY TRUST</i> |
| 01/04/2018 |  Certificate of Mailing<br>Filed By: Respondent Reason, Monte B.<br><i>Certificate of Mailing</i>                                                                                                                                                                                                                                                                                                                      |
| 01/10/2018 |  Notice of Lis Pendens<br>Filed by: Petitioner Christian Payne, Susan<br><i>Notice of Pendency of Action (Lis Pendens)</i>                                                                                                                                                                                                                                                                                           |
| 01/10/2018 |  Certificate of Service<br>Filed by: Petitioner Christian Payne, Susan<br><i>Certificate of Service</i>                                                                                                                                                                                                                                                                                                              |
| 01/11/2018 |  Opposition<br>Filed By: Petitioner Christian Payne, Susan<br><i>Opposition to Motion for Compliance, Enforcement, Sanctions, Contempt, Etc.; Counterpetition for Distribution and Vacating All Pending Matters and Dismiss Trust Proceedings</i>                                                                                                                                                                    |
| 01/15/2018 |  Notice of Substitution of Parties<br>Filed By: Trustee Utkin, Jacqueline<br><i>Notice Of Substitution Of Real Party In Interest</i>                                                                                                                                                                                                                                                                                 |
| 01/16/2018 |  Notice of Substitution of Parties<br>Filed By: Objector Reason, Monte<br><i>Substitution of Real Party in Interest Pursuant to NRCP 17</i>                                                                                                                                                                                                                                                                          |
| 01/26/2018 |  Petition to Confirm<br>Filed By: Other Christian, Nancy<br><i>Petition To Confirm Successor Trustee</i>                                                                                                                                                                                                                                                                                                             |
| 01/30/2018 |  Notice of Intent                                                                                                                                                                                                                                                                                                                                                                                                    |

# CASE SUMMARY

CASE NO. P-17-092512-T

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|            | <p>Filed By: Trustee Utkin, Jacqueline<br/> <i>Notice of Intent to Appear by Telephone</i></p>                                                                                                                                                                                                                                                                     |
| 01/31/2018 | <p> Notice of Hearing<br/>           Filed By: Trustee Utkin, Jacqueline<br/> <i>Notice of Hearing</i></p>                                                                                                                                                                        |
| 02/01/2018 | <p> Notice<br/> <i>Notice of Scheduling Settlement Conference -NSSC</i></p>                                                                                                                                                                                                       |
| 02/05/2018 | <p> Notice of Entry of Order<br/>           Filed By: Trustee Utkin, Jacqueline<br/> <i>Notice of Entry of Order</i></p>                                                                                                                                                          |
| 02/05/2018 | <p> Order<br/>           Filed By: Trustee Utkin, Jacqueline<br/> <i>Omnibus Order</i></p>                                                                                                                                                                                        |
| 02/05/2018 | <p> Notice<br/>           Filed By: Petitioner Christian Payne, Susan<br/> <i>Notice of Exercise of Right to Have Hearing Before Probate Court Judge</i></p>                                                                                                                      |
| 02/06/2018 | <p> Amended Notice of Entry of Order<br/>           Filed By: Trustee Utkin, Jacqueline<br/> <i>Amended Notice of Entry of Order</i></p>                                                                                                                                          |
| 02/08/2018 | <p> Petition for Fees<br/>           Filed by: Other Christian, Nancy<br/> <i>Petition for Fees and Costs</i></p>                                                                                                                                                               |
| 02/08/2018 | <p> Notice of Hearing<br/>           Filed By: Other Christian, Nancy<br/> <i>Notice of Hearing</i></p>                                                                                                                                                                         |
| 02/23/2018 | <p> Notice of Non Opposition<br/>           Filed by: Trustee Utkin, Jacqueline<br/> <i>Notice of Non-Opposition and Limited Joinder to the Petition for Fees and Costs for Anthony L Barney, LTD.</i></p>                                                                      |
| 02/23/2018 | <p> Opposition and Countermotion<br/>           Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond<br/> <i>Opposition to Petition to Confirm Successor Trustee; Counterpetition for Reinstatement of Co-Petitioners</i></p> |
| 03/01/2018 | <p> Order Shortening Time<br/>           Filed By: Trustee Utkin, Jacqueline<br/> <i>Order Shortening Time to Hear Petition to Confirm Successor Trustee</i></p>                                                                                                                |
| 03/01/2018 | <p> Ex Parte Application<br/>           Filed by: Trustee Utkin, Jacqueline<br/> <i>Ex Parte Application for Order Shortening Time to Hear Petition to Confirm Successor Trustee</i></p>                                                                                        |
| 03/08/2018 |                                                                                                                                                                                                                                                                                                                                                                    |



# CASE SUMMARY

CASE NO. P-17-092512-T

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|            |  Application<br>Filed By: Respondent Reason, Monte B.<br><i>Monte Reason's Application for Reimbursement of Administrative Expenses</i>                                                                                                                     |
| 03/09/2018 |  Opposition<br>Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond<br><i>Petitioners Combined Opposition to (1) Barney Firm Petition for Fees, Etc. (2) Monte Reason's Application for Reimbursement</i> |
| 03/12/2018 |  Reply to Opposition<br>Filed by: Trustee Utkin, Jacqueline<br><i>Reply to Opposition to Petition to Confirm Successor Trustee; and Opposition to Counter-Petition for Reinstatement of Co-Petitioners</i>                                                  |
| 03/13/2018 |  Response<br>Filed By: Respondent Reason, Monte B.<br><i>Response to Opposition to Monte Reason's Application for Reimbursement of Administrative Expenses</i>                                                                                              |
| 03/13/2018 |  Reply<br>Filed By: Other Christian, Nancy<br><i>Reply to Petitioner's Combined Opposition to 1) Barney Firm Petition for Fees, Etc., 2) Monte Reason's Application for Reimbursement</i>                                                                   |
| 03/20/2018 |  Accounting<br>Filed By: Petitioner Christian Payne, Susan<br><i>Account and Response to Court Hearing/Decision dated 1/17/18, Etc.</i>                                                                                                                    |
| 03/29/2018 |  Motion<br>Filed By: Trustee Utkin, Jacqueline<br><i>Motion to Expunge Lis Pendens and/or Strike Pleading; and for Preliminary Injunction</i>                                                                                                             |
| 03/30/2018 |  Certificate of Service<br>Filed by: Trustee Utkin, Jacqueline<br><i>Certificate of Service for: Bank of America, N.A., Stiefel, Nicolaus &amp; Co., Inc., Nevada State Bank, JPMorgan Chase Holdings, LLC, Bank of America, N.A.</i>                     |
| 03/30/2018 | Supplement to Response and Opposition<br>Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond<br><i>Petitioner's Supplemental Response to Opposition to Petition for Fees (Barney Firm); Request for Evidentiary Hearing and Reopening Discovery</i>                                       |
| 03/30/2018 |  Stricken Document<br><i>Partial Strike of Supplement to Response and Opposition per minute order 4/4/18</i>                                                                                                                                              |
| 04/02/2018 |  Certificate of Service<br>Filed by: Trustee Utkin, Jacqueline<br><i>Certificate of Service - Motion to Expunge Lis Pendens and/or Strike Pleading; and for Preliminary Injunction</i>                                                                    |
| 04/02/2018 |  Motion<br>Filed By: Trustee Utkin, Jacqueline<br><i>Motion for Turnover of Assets and to Dissolve the Injunction over Christian Family Trust Assets</i>                                                                                                  |

# CASE SUMMARY

CASE NO. P-17-092512-T

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| 04/03/2018 |  Certificate of Service<br>Filed by: Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                                                                                                                                                                                                                                    |
| 04/03/2018 |  Certificate of Service<br>Filed by: Trustee Utkin, Jacqueline<br><i>Certificate of Service - SUBPOENAS FOR: SUN CITIES FINANCIALS, WELLS FARGO BANK, N.A., SAM S CLUB, BANK OF AMERICA, N.A., JPMORGAN CHASE HOLDINGS, LLC, NEVADA STATE BANK, STIEFEL, NICOLAUS &amp; CO., INC., U.S. BANK, N.A.</i>                                                                             |
| 04/03/2018 |  Counter motion<br>Filed By: Other Christian, Nancy<br><i>Counter motion 1) to Strike Petitioner's Supplemental Response to Opposition to Petition for Fees (Barney Firm); Request for Evidentiary Hearing and Reopening Discovery; 2) to Find the Former Trustees to be Vexatious Litigants; and 3) For Sanctions Against Cary Colt Payne Pursuant to NRS 7.085 and EDCR 7.60</i> |
| 04/04/2018 |  Order<br>Filed By: Trustee Utkin, Jacqueline<br><i>Order Granting Petition to Confirm Successor Trustee and Denying Counter-Petition for Reinstatement of Co-Petitioners</i>                                                                                                                                                                                                      |
| 04/04/2018 |  Notice of Entry of Order<br>Filed By: Trustee Utkin, Jacqueline<br><i>Notice of Entry of Order for Order Granting Petition to Confirm Successor Trustee and Denying Counter-Petition for Reinstatement of Co-Petitioners</i>                                                                                                                                                      |
| 04/05/2018 |  Certificate of Service<br>Filed by: Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                                                                                                                                                                                                                                  |
| 04/06/2018 |  Certificate of Service<br><i>Certificate of Service - Subpoena for Sun Cities Financial Group</i>                                                                                                                                                                                                                                                                               |
| 04/10/2018 |  Motion<br>Filed By: Trustee Utkin, Jacqueline<br><i>Motion for (1) Fees Pursuant to NRS 165.148 (2) Compliance with and Enforcement of Court Order and Sanctions; (3) for Order to Show Cause Why Former Trustees Should Not be Held in Contempt, and (4) for an Extension of Discovery</i>                                                                                     |
| 04/11/2018 |  Certificate of Service<br>Filed by: Trustee Utkin, Jacqueline<br><i>Certificate of Service for Motion for Fees, Compliance, Order to Show Cause, and Extension of Discovery</i>                                                                                                                                                                                                 |
| 04/12/2018 |  Order<br>Filed By: Trust Christian Family Trust U A D 10/11/16<br><i>Order</i>                                                                                                                                                                                                                                                                                                  |
| 04/12/2018 |  Notice of Entry of Order<br>Filed By: Trust Christian Family Trust U A D 10/11/16<br><i>Notice Of Entry Of Order</i>                                                                                                                                                                                                                                                            |
| 04/18/2018 |  Certificate of Service                                                                                                                                                                                                                                                                                                                                                          |

# CASE SUMMARY

CASE NO. P-17-092512-T

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|            | <p>Filed by: Trustee Utkin, Jacqueline<br/><i>Certificate of Service</i></p>                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 04/19/2018 | <p> Opposition and Countermotion<br/>           Filed By: Petitioner Christian Payne, Susan<br/> <i>Petitioner s Combined Opposition to: (1) Motion To Turnover Assets And Dissolve Injunction Over Trust Assets; (2) Motion To 1. Expunge Lis Pendens and 2. Preliminary Injunction ; And Countermotion For Distribution/Termination of Trust; Alternatively For Stay/ Set Bond And Set Evidentiary Hearing</i></p> |
| 04/19/2018 | <p> Opposition and Countermotion<br/>           Filed By: Petitioner Christian Payne, Susan<br/> <i>Opposition to Motion for (1) Fees, (2) Compliance, (3) For Order to Show Cause And (4) Extension of Discovery; Countermotion To Distribute Trust Property (2nd Request)</i></p>                                                                                                                                  |
| 04/20/2018 | <p> Certificate of Service<br/>           Filed by: Trustee Utkin, Jacqueline<br/> <i>Certificate of Service for Subpoena for Sun Cities Financial Group</i></p>                                                                                                                                                                                                                                                     |
| 04/26/2018 | <p> Certificate of Service<br/>           Filed by: Trustee Utkin, Jacqueline<br/> <i>Certificate of Service for JPMorgan Chase Bank and Securities</i></p>                                                                                                                                                                                                                                                          |
| 04/26/2018 | <p> Notice of Appeal<br/>           Filed By: Petitioner Christian Payne, Susan<br/> <i>Notice of Appeal</i></p>                                                                                                                                                                                                                                                                                                     |
| 04/26/2018 | <p> Case Appeal Statement<br/>           Filed By: Petitioner Christian Payne, Susan<br/> <i>Case Appeal Statement</i></p>                                                                                                                                                                                                                                                                                         |
| 05/07/2018 | <p> Stipulation and Order<br/> <i>Stipulation and Order to Continue Hearings</i></p>                                                                                                                                                                                                                                                                                                                               |
| 05/08/2018 | <p> Notice of Entry<br/>           Filed By: Trustee Utkin, Jacqueline<br/> <i>Notice of Entry of Order for Stipulation and Order to Continue Hearings</i></p>                                                                                                                                                                                                                                                     |
| 05/08/2018 | <p> Case Appeal Statement<br/>           Filed By: Other Christian, Nancy<br/> <i>Case Appeal Statement</i></p>                                                                                                                                                                                                                                                                                                    |
| 05/08/2018 | <p> Notice of Appeal<br/>           Filed By: Other Christian, Nancy<br/> <i>Notice of Appeal</i></p>                                                                                                                                                                                                                                                                                                              |
| 05/08/2018 | <p> Reply<br/>           Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br/> <i>Reply</i></p>                                                                                                                                                                                                                                                                                    |
| 05/10/2018 | <p> Notice of Filing Cost Bond<br/>           Filed by: Other Christian, Nancy<br/> <i>Notice of Posting Cost Bond</i></p>                                                                                                                                                                                                                                                                                         |
| 05/11/2018 |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |

# CASE SUMMARY

CASE NO. P-17-092512-T

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|            |  Supplement<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Supplement for Response to Combined Opposition to (1) Motion to Turnover Assets and Dissolve Injunction over Trust Assets; (2) Motion to 1. Expunge Lis Pendens and 2. Preliminary Injunction; and Opposition to Counter-Motion for Distribution/Termination of Trust; Alternatively, for Stay/Set Bond and Set Evidentary Hearing</i> |
| 05/14/2018 |  Certificate of Service<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                                                                                                                                                                                                                                                 |
| 05/22/2018 |  Notice of Deposition<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Notice of Deposition for Michael Payne</i>                                                                                                                                                                                                                                                                                   |
| 05/22/2018 |  Notice of Deposition<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Notice of Deposition for Rosemary Keach</i>                                                                                                                                                                                                                                                                                  |
| 05/22/2018 |  Notice of Deposition<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Notice of Deposition for Susan Christian-Payne</i>                                                                                                                                                                                                                                                                           |
| 05/22/2018 |  Notice of Deposition<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Notice of Deposition for Raymond Christian Jr.</i>                                                                                                                                                                                                                                                                           |
| 05/25/2018 |  Brief<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Brief</i>                                                                                                                                                                                                                                                                                                                                 |
| 05/29/2018 |  Certificate of Service<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                                                                                                                                                                                                                                               |
| 06/01/2018 |  Order<br><i>Order</i>                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 06/01/2018 |  Notice of Entry of Order<br><i>Notice of Entry of Order</i>                                                                                                                                                                                                                                                                                                                                                                               |
| 06/01/2018 |  Order<br><i>Order</i>                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 06/01/2018 |  Order<br><i>Order</i>                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 06/04/2018 |  Notice of Entry of Order<br><i>Notice of Entry of Order</i>                                                                                                                                                                                                                                                                                                                                                                               |
| 06/04/2018 |  Certificate of Service<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                                                                                                                                                                                                                                               |

# CASE SUMMARY

CASE NO. P-17-092512-T

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| 06/13/2018 |  Notice<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Notice of Petition for Writ</i>                                                                                                                                                                                                                        |
| 06/15/2018 |  Estimate of Transcript<br><i>PAID ESTIMATE on Hearing date May 16, 2018</i>                                                                                                                                                                                                                                                                             |
| 06/15/2018 |  Errata<br><i>ESTIMATED COST OF EXPEDITED TRANSCRIPT Hearing date May 16, 2018 *file date year was corrected</i>                                                                                                                                                                                                                                         |
| 06/18/2018 |  Request for Special Notice<br><i>Request for Special Notice</i>                                                                                                                                                                                                                                                                                         |
| 06/18/2018 |  Motion to Stay<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Emergency Petition For Stay Pending Writ Of Mandamus/Writ Of Prohibition</i>                                                                                                                                                                   |
| 06/19/2018 |  Order<br><i>Order</i>                                                                                                                                                                                                                                                                                                                                   |
| 06/19/2018 |  Notice of Entry of Order<br><i>Notice of Entry of Order</i>                                                                                                                                                                                                                                                                                             |
| 06/20/2018 |  Notice<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Notice of Cancellation of Deposition</i>                                                                                                                                                                                                              |
| 06/20/2018 |  Certificate of Service<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                                                                                                                                                           |
| 06/20/2018 |  Certificate of Service<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                                                                                                                                                           |
| 06/21/2018 |  Supplement<br>Filed by: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond<br><i>Supplement for Hearing</i>                                                                                                                                                                                                 |
| 06/22/2018 |  Supplement<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Supplement (1) Limited Joinder To Beneficiary Supplement For Hearing; (2) Statement Of Trustee Utkin Position In Advance Of Hearing; (3) Opposition To Beneficiary Supplement; And (4) Petition To Strike Exhibits To Beneficiary Supplement</i> |
| 06/22/2018 |  Final Billing of Transcript<br><i>Hearing date May 16, 2018</i>                                                                                                                                                                                                                                                                                       |
| 06/22/2018 |  Receipt of Copy<br><i>May 16, 2018</i>                                                                                                                                                                                                                                                                                                                |








# CASE SUMMARY

CASE NO. P-17-092512-T

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| 06/22/2018 |  Transcript of Proceedings<br><i>May 16, 2018</i>                                                                                                                                                                                                                                         |
| 06/22/2018 |  Certification<br><i>Certification of Transcript/Notification of Completion for hearing date May 16, 2018</i>                                                                                                                                                                             |
| 06/25/2018 |  Certificate of Service<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                                                                                              |
| 06/25/2018 |  Joinder<br>Filed by: Respondent Reason, Monte B.<br><i>Joinder to Supplement filed by Jacqueline Utkin and Limited Joinder and Opposition to Supplement for Hearing filed by Susan Christian-Payne, Rosemary Keach, and Raymond Christian to hearing Appointment third party Trustee</i> |
| 07/05/2018 |  Order<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Omnibus Order</i>                                                                                                                                                                        |
| 07/05/2018 |  Notice of Entry<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Notice of Entry of Order</i>                                                                                                                                                   |
| 07/09/2018 |  Notice<br><i>Notice Scheduling Evidentiary Hearing</i>                                                                                                                                                                                                                                   |
| 07/24/2018 |  Order<br>Filed By: Petitioner Christian Payne, Susan<br><i>Order</i>                                                                                                                                                                                                                   |
| 07/25/2018 |  Notice of Entry<br>Filed By: Petitioner Christian Payne, Susan<br><i>Notice of Entry</i>                                                                                                                                                                                               |
| 07/31/2018 |  Motion to Reconsider<br>Filed by: Trustee Utkin, Jacqueline<br><i>Motion for Reconsideration</i>                                                                                                                                                                                       |
| 08/09/2018 |  Notice of Intent<br>Filed By: Trustee Utkin, Jacqueline<br><i>Notice of Intent to Appear by Telephone</i>                                                                                                                                                                              |
| 08/09/2018 |  Estimate of Transcript<br><i>Hearing date April 4, 2018</i>                                                                                                                                                                                                                            |
| 08/10/2018 |  Opposition and Countermotion<br>Filed By: Petitioner Christian Payne, Susan<br><i>Opposition to Motion to Reconsider; Countermotions: (1) Renewed Request to Distribute Property (2) Sanction/Fees</i>                                                                                 |
| 08/15/2018 |  Reply to Opposition<br>Filed by: Trustee Utkin, Jacqueline<br><i>Reply to Opposition to Motion for Reconsideration; and Opposition Countermotions: 1.</i>                                                                                                                              |

**CASE SUMMARY**  
**CASE NO. P-17-092512-T**

*Renewed Request to Distribute Property; 2. Sanctions/Fees*

|            |                                                                                                                                                                                                    |
|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 08/17/2018 |  Pre-trial Memorandum<br>Filed By: Trustee Utkin, Jacqueline<br><i>Pre-Trial Memorandum</i>                       |
| 08/20/2018 |  Brief<br>Filed By: Petitioner Christian Payne, Susan<br><i>Petitioner's Evidentiary Hearing Brief</i>            |
| 08/20/2018 |  Decision and Order<br><i>Decision and Order</i>                                                                  |
| 08/21/2018 |  Notice of Entry<br><i>Notice of Entry</i>                                                                        |
| 09/13/2018 |  Final Billing of Transcript<br><i>Hearing date April 04, 2018</i>                                                |
| 09/13/2018 |  Receipt of Copy<br><i>Hearing date April 04, 2018</i>                                                            |
| 09/13/2018 |  Transcript of Proceedings<br><i>Hearing date April 04, 2018</i>                                                  |
| 09/13/2018 |  Certification<br><i>Certification of Transcripts/Notification of Completion</i>                                |
| 10/02/2018 |  Motion for Declaratory Relief<br>Filed by: Respondent Reason, Monte B.<br><i>Motion for Declaratory Relief</i> |
| 10/03/2018 |  Notice of Change of Hearing<br><i>Notice of Change of Hearing</i>                                              |
| 10/03/2018 |  Notice of Hearing<br><i>Notice of Hearing</i>                                                                  |
| 10/08/2018 |  Report and Recommendations<br><i>Probate Commissioner's Report and Recommendations</i>                         |
| 10/08/2018 |  Notice of Entry<br>Filed By: Petitioner Christian Payne, Susan<br><i>Notice of Entry</i>                       |
| 10/11/2018 |  Amended Order<br><i>Amended Order</i>                                                                          |
| 10/11/2018 |  Notice of Entry of Order<br><i>Notice of Entry of Order</i>                                                    |
| 10/15/2018 |  Notice of Entry                                                                                                |

**CASE SUMMARY**  
**CASE NO. P-17-092512-T**
















*Notice of Entry*

|            |                                                                                                                                                                                                                                                                                                    |
|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/18/2018 |  Estimate of Transcript<br><i>Hearing date December 8, 2017</i>                                                                                                                                                   |
| 10/18/2018 |  Estimate of Transcript<br><i>Hearing date April 4, 2018</i>                                                                                                                                                      |
| 10/18/2018 |  Estimate of Transcript<br><i>Hearing date March 15, 2018</i>                                                                                                                                                     |
| 10/18/2018 |  Estimate of Transcript<br><i>Hearing date January 17, 2018</i>                                                                                                                                                   |
| 10/18/2018 |  Estimate of Transcript<br><i>Hearing date October 19, 2017</i>                                                                                                                                                   |
| 10/19/2018 |  Objection<br>Filed By: Petitioner Christian Payne, Susan<br><i>Petitioner's Objection to Trustee Utkin's Accounting</i>                                                                                          |
| 10/19/2018 |  Notice of Hearing<br>Filed By: Petitioner Christian Payne, Susan<br><i>Notice of Hearing</i>                                                                                                                     |
| 10/19/2018 |  Opposition and Countermotion<br>Filed By: Petitioner Christian Payne, Susan<br><i>Opposition to Monte Reason's Motion for Declaratory Relief; Countermotion to Dismiss, Etc., for Sanctions/Attorneys Fees</i> |
| 10/22/2018 |  Objection<br>Filed By: Trust Christian Family Trust U A D 10/11/16<br><i>Objection to Probate Commissioner's Report and Recommendations</i>                                                                    |
| 10/23/2018 |  Motion<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Motion Requesting Payment</i>                                                                                 |
| 10/23/2018 |  Certification<br><i>Certification of Transcripts/Notification of Completion Hearing date April 4, 2018</i>                                                                                                     |
| 10/25/2018 |  Notice of Rescheduling of Hearing<br><i>Notice of Rescheduling of Hearing</i>                                                                                                                                  |
| 10/25/2018 |  Final Billing of Transcript<br><i>Hearing date December 8, 2017</i>                                                                                                                                            |
| 10/25/2018 |  Receipt of Copy<br><i>Hearing date December 8, 2017</i>                                                                                                                                                        |
| 10/25/2018 |  Certification<br><i>Certification of Transcripts/Notification of Completion for Hearing date December 8, 2017</i>                                                                                              |



# CASE SUMMARY

CASE NO. P-17-092512-T

|            |                                                                                                                                                                                                                                                                                                       |
|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/25/2018 |  Transcript of Proceedings<br><i>Hearing date December 8, 2017</i>                                                                                                                                                   |
| 10/26/2018 |  Response<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Response to Petitioners' Objection to Trustee Utkin Accounting</i>                                               |
| 10/26/2018 |  Notice<br>Filed By: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Notice of Intent to Appear by Telephone</i>                                                                        |
| 10/29/2018 |  Certificate of Service<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                         |
| 10/31/2018 |  Certificate of Service<br>Filed by: Trust Christian Family Trust U A D 10/11/16; Trustee Utkin, Jacqueline<br><i>Certificate of Service</i>                                                                         |
| 10/31/2018 |  Supplemental<br>Filed By: Petitioner Christian Payne, Susan<br><i>Petitioner's Supplement Objection to Trustee Utkin Accounting</i>                                                                                 |
| 11/08/2018 |  Order<br><i>Order</i>                                                                                                                                                                                               |
| 11/13/2018 |  Notice of Entry of Order<br><i>Notice of Entry of Order</i>                                                                                                                                                       |
| 11/20/2018 |  Opposition to Motion<br>Filed by: Petitioner Christian Payne, Susan<br><i>Opposition to Motion Requesting Payment</i>                                                                                             |
| 11/21/2018 |  Order<br><i>Order</i>                                                                                                                                                                                             |
| 11/21/2018 |  Final Billing of Transcript<br><i>Hearing dates January 17, 2018; March 15; 2018; October 19, 2017 (Previously requested and typed December 8, 2017; April 4, 2018)</i>                                           |
| 11/21/2018 |  Receipt of Copy<br><i>Hearing dates January 17, 2018; March 15; 2018; October 19, 2017 (Previously requested and typed December 8, 2017; April 4, 2018)</i>                                                       |
| 11/21/2018 |  Certification<br><i>Certification of Transcripts/Notification of Completion Hearing dates January 17, 2018; March 15; 2018; October 19, 2017 (Previously requested and typed December 8, 2017; April 4, 2018)</i> |
| 11/21/2018 |  Transcript of Proceedings<br><i>Hearing date November 21, 2018</i>                                                                                                                                                |
| 11/21/2018 |  Transcript of Proceedings                                                                                                                                                                                         |

# CASE SUMMARY

CASE NO. P-17-092512-T

*Hearing date March 15, 2018*

11/21/2018



Transcript of Proceedings

*Hearing date January 17, 2018*

11/21/2018



Transcript of Proceedings

*Hearing date October 19, 2017*

11/26/2018



Reply to Opposition

Filed by: Trust Christian Family Trust U A D 10/11/16

*Reply to Opposition to Motion Requesting Payment*

11/29/2018



Order

Filed By: Trust Christian Family Trust U A D 10/11/16

*Proposed Order*

11/29/2018



Notice of Entry of Order

*Notice of Entry of Order*

02/06/2019



Stipulation and Order

Filed By: Trust Christian Family Trust U A D 10/11/16; Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond; Other Christian, Nancy; Respondent Reason, Monte B.; Trustee Waid, Fredrick

*Stipulation And Order*

02/06/2019



Order

Filed By: Trust Christian Family Trust U A D 10/11/16; Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond; Other Christian, Nancy; Respondent Reason, Monte B.; Trustee Waid, Fredrick

*Order*

02/12/2019



Notice of Entry of Stipulation and Order

Filed by: Trust Christian Family Trust U A D 10/11/16; Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond; Other Christian, Nancy; Respondent Reason, Monte B.

*Notice Of Entry Of Stipulation And Order*

02/12/2019



Notice of Entry of Order

Filed By: Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond; Other Christian, Nancy; Respondent Reason, Monte B.; Trustee Waid, Fredrick

*Notice Of Entry Of Order*

03/04/2019

Administrative Reassignment to Department B

*Judicial Reassignment - From Judge Vincent Ochoa to Judge Linda Marquis*

03/11/2019



Supplemental

Filed By: Petitioner Christian Payne, Susan

*Petitioner's Supplemental Historical Brief for Hearing*

03/14/2019



Notice

Filed By: Trust Christian Family Trust U A D 10/11/16

*Notice of Intent to Appear by Telephone*

03/20/2019



Stipulation and Order

# CASE SUMMARY

CASE NO. P-17-092512-T

|            |                                                                                                                                                                                                                                                                                                                                                                                    |
|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|            | <p>Filed By: Trustee Waid, Fredrick<br/><i>Stipulation and Order</i></p>                                                                                                                                                                                                                                                                                                           |
| 04/03/2019 | <p> Notice of Taking Deposition<br/>Filed by: Trustee Waid, Fredrick<br/><i>Notice of Taking Deposition</i></p>                                                                                                                                                                                   |
| 04/09/2019 | <p> Affidavit of Service<br/>Filed By: Trust Christian Family Trust U A D 10/11/16; Petitioner Christian Payne, Susan; Petitioner Keach, Rosemary; Petitioner Christian, Raymond; Other Christian, Nancy; Respondent Reason, Monte B.; Trustee Waid, Fredrick<br/><i>Affidavit Of Service</i></p> |
| 05/13/2019 | <p> Status Report<br/>Filed By: Trustee Waid, Fredrick<br/><i>Report of Trustee</i></p>                                                                                                                                                                                                           |
| 05/21/2019 | <p> Supplement<br/>Filed by: Other Jerimy Kirschner &amp; Associates PLLC<br/><i>Supplemental Briefing and Notice of Intent to Appear by Telephone</i></p>                                                                                                                                        |
| 05/22/2019 | <p> Supplement<br/><i>Supplemental Brief Regarding Obligation of Trust for Payment of Legal Fees and Costs to Rushforth Lee &amp; Kiefer LLP</i></p>                                                                                                                                              |
| 05/22/2019 | <p> Supplemental<br/>Filed By: Petitioner Christian Payne, Susan<br/><i>Petitioners Supplemental Brief Re RLK Fees</i></p>                                                                                                                                                                       |
| 05/28/2019 | <p> Order<br/>Filed By: Trustee Waid, Fredrick<br/><i>Order</i></p>                                                                                                                                                                                                                             |
| 05/29/2019 | <p> Notice of Entry of Order<br/>Filed By: Trustee Waid, Fredrick<br/><i>Notice of Entry of Order</i></p>                                                                                                                                                                                       |
| 05/29/2019 | <p> Estimate of Transcript<br/><i>May 24, 2019</i></p>                                                                                                                                                                                                                                          |
| 06/04/2019 | <p> Final Billing of Transcript<br/><i>May 24, 2019</i></p>                                                                                                                                                                                                                                     |
| 06/04/2019 | <p> Receipt of Copy<br/><i>May 24, 2019</i></p>                                                                                                                                                                                                                                                 |
| 06/04/2019 | <p> Certificate<br/><i>Certification of Transcripts/Notification of Completion May 24, 2019</i></p>                                                                                                                                                                                             |
| 06/04/2019 | <p> Reporters Transcript<br/><i>May 24, 2019</i></p>                                                                                                                                                                                                                                            |
| 06/10/2019 | <p> Order<br/>Filed By: Other Jerimy Kirschner &amp; Associates PLLC</p>                                                                                                                                                                                                                        |




# CASE SUMMARY

CASE NO. P-17-092512-T

## Order Granting Motion Requesting Payment

- 06/10/2019  Notice of Entry  
Filed By: Other Jerimy Kirschner & Associates PLLC  
*Notice of Entry of Order*
- 06/11/2019  Order  
Filed By: Trustee Waid, Fredrick  
*Order*
- 06/13/2019  Notice of Entry of Order  
Filed By: Respondent Reason, Monte B.  
*Notice of Entry of Order*
- 06/21/2019  Order  
Filed By: Trustee Waid, Fredrick  
*Order Regarding Case Management Conference*
- 06/25/2019  Supplement  
Filed by: Petitioner Christian Payne, Susan  
*Petitioner's Supplement After 5/24/19 Hearing*
- 06/26/2019  Notice of Entry of Order  
Filed By: Trustee Waid, Fredrick  
*Notice of Entry of Order*
- 06/27/2019  Supplement  
Filed by: Other Jerimy Kirschner & Associates PLLC  
*Supplement to Jacqueline Utkin's Motion for Reconsideration*
- 07/10/2019  Objection  
Filed By: Petitioner Christian Payne, Susan  
*Objection to Utkin's Supplement to Motion for Reconsideration and Related Relief; Counter-motion to Strike*
- 07/10/2019  Notice of Appeal  
Filed By: Petitioner Christian Payne, Susan  
*Notice of Appeal*
- 07/10/2019  Case Appeal Statement  
Filed By: Petitioner Christian Payne, Susan  
*Case Appeal Statement*

## HEARINGS

- 08/25/2017  **Petition - HM (9:30 AM)** (Hearing Master: Yamashita, Wesley)  
*Petition to Assume Jurisdiction of Trust*
- 09/01/2017 **Motion - HM (9:30 AM)** (Hearing Master: Yamashita, Wesley)  
*Motion to Dismiss Pursuant to NRCP 12(b)(1) and NRCP 12(b)(5)*
- 10/19/2017  **Status Check (2:00 PM)** (Judicial Officer: Ochoa, Vincent)
- 12/08/2017  **Petition - HM (9:30 AM)** (Hearing Master: Yamashita, Wesley)

# CASE SUMMARY








CASE NO. P-17-092512-T

*Joint Petition for Review of Former Trustees Refusal to Provide Proper Accounting Pursuant to NRS 165.143*

|            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 12/15/2017 | <p><b>CANCELED Petition - HM</b> (9:30 AM)</p> <p><i>Vacated</i></p> <p><i>Joint Objection to Petition to Assume Jurisdiction of Trust; Confirm Trustees; Instructions, Etc. and Joint Counterpetition to Assume Jurisdiction in rem of the Trust, to Confirm Trustee, to find Breach of Fiduciary Duty, Conversion, and Fraud Against Former Trustees, to Invalidate all Transfers to the Former Trustees as the Product of Undue Influence, to Order the Immediate Delivery of all Trust Assets, and to Impose a Constructive Trust</i></p>                      |
| 01/17/2018 | <p><b>Petition</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Joint Petition for Review of Former Trustees Refusal to Provide Proper Accounting</i></p>                                                                                                                                                                                                                                                                                                                                                                                                |
| 01/17/2018 | <p><b>Motion</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Motion for Compliance with and Enforcement of Court Order, and for Sanctions Relating Thereto, for Order to Show Cause Why Former Trustees Should not be Held in Contempt, for Order Compelling Former Trustees to Account, and for Access to and Investment Control of Trust Funds Belonging to the Christian Family Trust</i></p>                                                                                                                                                        |
| 01/17/2018 | <p><b>Opposition &amp; Countermotion</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Joint Objection to Petition to Assume Jurisdiction of Trust; Confirm Trustees; Instructions, Etc. and Joint Counterpetition to Assume Jurisdiction in rem of the Trust, to Confirm Trustee, to find Breach of Fiduciary Duty, Conversion, and Fraud Against Former Trustees, to Invalidate all Transfers to the Former Trustees as the Product of Undue Influence, to Order the Immediate Delivery of all Trust Assets, and to Impose a Constructive Trust</i></p> |
| 01/17/2018 | <p> <b>All Pending Motions</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p>                                                                                                                                                                                                                                                                                                                                                                                                   |
| 03/15/2018 | <p><b>Petition</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Petition To Confirm Successor Trustee</i></p>                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 03/15/2018 | <p><b>Opposition &amp; Countermotion</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Opposition to Petition to Confirm Successor Trustee; Counterpetition for Reinstatement of Co-Petitioners</i></p>                                                                                                                                                                                                                                                                                                                                                   |
| 03/15/2018 | <p><b>Motion</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Monte Reason's Application for Reimbursement of Administrative Expenses on OST</i></p>                                                                                                                                                                                                                                                                                                                                                                                                     |
| 03/15/2018 | <p> <b>All Pending Motions</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p>                                                                                                                                                                                                                                                                                                                                                                                                 |
| 04/03/2018 | <p> <b>Settlement Conference</b> (10:00 AM) (Judicial Officer: Becker, Nancy)</p>                                                                                                                                                                                                                                                                                                                                                                                               |
| 04/04/2018 | <p> <b>Petition</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Petition for Fees and Costs</i></p>                                                                                                                                                                                                                                                                                                                                                                  |
| 05/16/2018 | <p><b>Motion</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Motion (1) to Expunge Lis Pendens and/or Strike Pleading and (2) for Preliminary Injunction</i></p>                                                                                                                                                                                                                                                                                                                                                                                        |
| 05/16/2018 | <p><b>Motion - HM</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Motion for Turnover of Assets and to Dissolve the Injunction over Christian Family Trust Assets</i></p>                                                                                                                                                                                                                                                                                                                                                                               |
| 05/16/2018 | <p><b>Status Check</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 05/16/2018 | <p><b>Motion</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)</p> <p><i>Motion for (1) Fees Pursuant to NRS 165.148(2) Compliance with and Enforcement of Court Order and Sanctions (3) for Order to Show Cause Why Former Trustees Should not be Held in Contempt and (4) for an Extension of Discovery</i></p>                                                                                                                                                                                                                                                   |

# CASE SUMMARY



CASE NO. P-17-092512-T

|            |                                                                                                                                                                                                                                                                                                                                                                                                       |
|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/16/2018 | <b>Opposition &amp; Countermotion</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Petitioner s Combined Opposition to: (1) Motion To Turnover Assets And Dissolve Injunction Over Trust Assets; (2) Motion To 1. Expunge Lis Pendens and 2. Preliminary Injunction ; And Countermotion For Distribution/Termination of Trust; Alternatively For Stay/ Set Bond And Set Evidentiary Hearing</i> |
| 05/16/2018 | <b>Opposition &amp; Countermotion</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Opposition to Motion for (1) Fees, (2) Compliance, (3) For Order to Show Cause And (4) Extension of Discovery; Countermotion To Distribute Trust Property (2nd Request)</i>                                                                                                                                  |
| 05/16/2018 |  <b>All Pending Motions</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)                                                                                                                                                                                                                                             |
| 06/28/2018 |  <b>Motion</b> (3:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Determination of Trustee</i>                                                                                                                                                                                                                       |
| 08/15/2018 | <b>CANCELED Petition</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Vacated - Moot</i><br><i>Emergency Petition for Stay Pending Writ of Mandamus/Writ of Prohibition</i>                                                                                                                                                                                                                     |
| 08/20/2018 | <b>Hearing</b> (3:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Motion for Reconsideration</i>                                                                                                                                                                                                                                                                                                      |
| 08/20/2018 |  <b>Opposition &amp; Countermotion</b> (3:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Opposition to Motion to Reconsider; Countermotions: (1) Renewed Request to Distribute Property (2) Sanction/Fees</i>                                                                                                       |
| 08/20/2018 |  <b>All Pending Motions</b> (3:00 PM) (Judicial Officer: Ochoa, Vincent)                                                                                                                                                                                                                                            |
| 08/22/2018 |  <b>Evidentiary Hearing</b> (9:00 AM) (Hearing Master: Yamashita, Wesley)<br><i>Evidentiary Hearing (Set by Judge Ochoa's Order of 7-9-18)</i>                                                                                                                                                                     |
| 10/19/2018 | <b>CANCELED Motion</b> (9:30 AM)<br><i>Vacated - per Attorney or Pro Per</i><br><i>Motion for Declaratory Relief</i>                                                                                                                                                                                                                                                                                  |
| 11/05/2018 |  <b>Objection - Probate</b> (3:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Petitioner's Objection to Trustee Utkin's Accounting</i>                                                                                                                                                                            |
| 11/30/2018 | <b>Status Check</b> (11:30 AM) (Judicial Officer: Ochoa, Vincent)<br><i>Per Judge Ochoa</i>                                                                                                                                                                                                                                                                                                           |
| 11/30/2018 | <b>Motion</b> (11:30 AM) (Judicial Officer: Ochoa, Vincent)<br><i>Motion for Declaratory Relief</i>                                                                                                                                                                                                                                                                                                   |
| 11/30/2018 | <b>Opposition &amp; Countermotion</b> (11:30 AM) (Judicial Officer: Ochoa, Vincent)<br><i>Opposition to Monte Reason's Motion for Declaratory Relief; Countermotion to Dismiss, Etc., for Sanctions/Attorneys Fees</i>                                                                                                                                                                                |
| 11/30/2018 |  <b>All Pending Motions</b> (11:30 AM) (Judicial Officer: Ochoa, Vincent)                                                                                                                                                                                                                                          |
| 01/28/2019 | <b>CANCELED Hearing</b> (3:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Vacated - per Stipulation and Order</i><br><i>Mr. Waid report/Attorney's Fees/possible Resolution</i>                                                                                                                                                                                                                      |
| 03/18/2019 | <b>CANCELED Hearing</b> (2:00 PM) (Judicial Officer: Ochoa, Vincent)<br><i>Vacated - per Stipulation and Order</i><br><i>Mr. Waid report/Attorney's Fees/possible Resolution</i>                                                                                                                                                                                                                      |

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. P-17-092512-T**

|            |                                                                                                                                                                                                                                                                                                                |
|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 05/14/2019 |  <b>Hearing</b> (9:00 AM) (Judicial Officer: Marquis, Linda)                                                                                                                                                                  |
| 05/24/2019 |  <b>Case Management Conference</b> (1:30 PM) (Judicial Officer: Marquis, Linda)<br><i>Case Management Conference. Discussion regarding unresolved issues, payment of fees, and accounting. Scheduling Order to be issued.</i> |
| 09/10/2019 | <b>Calendar Call</b> (9:00 AM) (Judicial Officer: Marquis, Linda)<br><i>All parties and attorney's must be present; regarding Evidentiary Hearing set 10/15/19</i>                                                                                                                                             |
| 10/15/2019 | <b>Evidentiary Hearing</b> (1:30 PM) (Judicial Officer: Marquis, Linda)<br><i>Unresolved issues</i>                                                                                                                                                                                                            |
| 10/16/2019 | <b>Evidentiary Hearing</b> (1:30 PM) (Judicial Officer: Marquis, Linda)<br><i>Unresolved issues</i>                                                                                                                                                                                                            |
| 10/17/2019 | <b>Evidentiary Hearing</b> (1:30 PM) (Judicial Officer: Marquis, Linda)<br><i>Unresolved issues</i>                                                                                                                                                                                                            |
| 10/18/2019 | <b>Evidentiary Hearing</b> (1:30 PM) (Judicial Officer: Marquis, Linda)<br><i>Unresolved issues</i>                                                                                                                                                                                                            |

**DATE**

**FINANCIAL INFORMATION**

|                                                            |                 |
|------------------------------------------------------------|-----------------|
| <b>Attorney</b> Barney, Tiffany S.                         |                 |
| Total Charges                                              | 61.00           |
| Total Payments and Credits                                 | 61.00           |
| <b>Balance Due as of 7/11/2019</b>                         | <b>0.00</b>     |
| <b>Other</b> Christian, Nancy                              |                 |
| Total Charges                                              | 490.00          |
| Total Payments and Credits                                 | 490.00          |
| <b>Balance Due as of 7/11/2019</b>                         | <b>0.00</b>     |
| <b>Petitioner</b> Christian Payne, Susan                   |                 |
| Total Charges                                              | 619.70          |
| Total Payments and Credits                                 | 619.70          |
| <b>Balance Due as of 7/11/2019</b>                         | <b>0.00</b>     |
| <b>Petitioner</b> Christian Payne, Susan                   |                 |
| Registry and Trust Account-Probate Balance as of 7/11/2019 | <b>1,000.00</b> |
| <b>Trust</b> Christian Family Trust U A D 10/11/16         |                 |
| Registry and Trust Account-Probate Balance as of 7/11/2019 | <b>500.00</b>   |

## DISTRICT COURT CIVIL COVER SHEET

P-17-092512-T

County, Nevada

Case No.

(Assigned by Clerk's Office)

**I. Party Information** (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone):

SUSAN CHRISTIAN-PAYNE, ROSEMARY KEACH, RAYMOND KEACH

1704 Double Arch Court., Las Vegas, NV 89128 ; 702-308-6674

2016 Grouse St., Las Vegas, NV 89135; (702) 2714-3864

2848 Bluff Point, Las Vegas, NV 89135; (702) 340-4700

Attorney (name/address/phone):

CARY COLT PAYNE, ESQ. (NV BAR 4357)

CARY TOLT PAYNE, CHTD.

700 S. EIGHTH STREET, LAS VEGAS, NV 889101

(702) 383-9010

Defendant(s) (name/address/phone):

NANCY I. CHRISTIAN

Attorney (name/address/phone):

JOSEPH POWELL

RUSHFORTH, LEE &amp; KIEFER, LLP

1701 Village Center Circle, Suite 150

Las Vegas, NV 89134

**II. Nature of Controversy** (please select the one most applicable filing type below)**Civil Case Filing Types**

| Real Property                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Torts                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Landlord/Tenant</b><br><input type="checkbox"/> Unlawful Detainer<br><input type="checkbox"/> Other Landlord/Tenant<br><b>Title to Property</b><br><input type="checkbox"/> Judicial Foreclosure<br><input type="checkbox"/> Other Title to Property<br><b>Other Real Property</b><br><input type="checkbox"/> Condemnation/Eminent Domain<br><input type="checkbox"/> Other Real Property                                                                                                                                                                                                             | <b>Negligence</b><br><input type="checkbox"/> Auto<br><input type="checkbox"/> Premises Liability<br><input type="checkbox"/> Other Negligence<br><b>Malpractice</b><br><input type="checkbox"/> Medical/Dental<br><input type="checkbox"/> Legal<br><input type="checkbox"/> Accounting<br><input type="checkbox"/> Other Malpractice                                                                                                                                                                                                                     |
| <b>Probate</b><br><b>Probate</b> (select case type and estate value)<br><input type="checkbox"/> Summary Administration<br><input type="checkbox"/> General Administration<br><input type="checkbox"/> Special Administration<br><input type="checkbox"/> Set Aside<br><input checked="" type="checkbox"/> Trust/Conservatorship<br><input type="checkbox"/> Other Probate<br><b>Estate Value</b><br><input type="checkbox"/> Over \$200,000<br><input type="checkbox"/> Between \$100,000 and \$200,000<br><input type="checkbox"/> Under \$100,000 or Unknown<br><input type="checkbox"/> Under \$2,500 | <b>Construction Defect &amp; Contract</b><br><b>Construction Defect</b><br><input type="checkbox"/> Chapter 40<br><input type="checkbox"/> Other Construction Defect<br><b>Contract Case</b><br><input type="checkbox"/> Uniform Commercial Code<br><input type="checkbox"/> Building and Construction<br><input type="checkbox"/> Insurance Carrier<br><input type="checkbox"/> Commercial Instrument<br><input type="checkbox"/> Collection of Accounts<br><input type="checkbox"/> Employment Contract<br><input type="checkbox"/> Other Contract       |
| <b>Civil Writ</b><br><input type="checkbox"/> Writ of Habeas Corpus<br><input type="checkbox"/> Writ of Mandamus<br><input type="checkbox"/> Writ of Quo Warrantum<br><input type="checkbox"/> Writ of Prohibition<br><input type="checkbox"/> Other Civil Writ                                                                                                                                                                                                                                                                                                                                           | <b>Judicial Review/Appeal</b><br><b>Judicial Review</b><br><input type="checkbox"/> Foreclosure Mediation Case<br><input type="checkbox"/> Petition to Seal Records<br><input type="checkbox"/> Mental Competency<br><b>Nevada State Agency Appeal</b><br><input type="checkbox"/> Department of Motor Vehicle<br><input type="checkbox"/> Worker's Compensation<br><input type="checkbox"/> Other Nevada State Agency<br><b>Appeal Other</b><br><input type="checkbox"/> Appeal from Lower Court<br><input type="checkbox"/> Other Judicial Review/Appeal |
| <b>Other Civil Filing</b><br><input type="checkbox"/> Compromise of Minor's Claim<br><input type="checkbox"/> Foreign Judgment<br><input type="checkbox"/> Other Civil Matters                                                                                                                                                                                                                                                                                                                                                                                                                            | <b>Other Civil Filing</b><br><input type="checkbox"/> Compromise of Minor's Claim<br><input type="checkbox"/> Foreign Judgment<br><input type="checkbox"/> Other Civil Matters                                                                                                                                                                                                                                                                                                                                                                             |

Business Court filings should be filed using the Business Court Civil Coversheet.

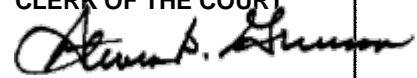
7/31/17

Date

Signature of initiating party or representative

See other side for family-related case filings.





JERIMY L. KIRSCHNER, ESQ.  
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[jerimy@jkirschnerlaw.com](mailto:jerimy@jkirschnerlaw.com)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

In the Matter of the

THE CHRISTIAN FAMILY TRUST

Case Number: P-17-092512-T

Dept.: B

Dated October 11, 2016

**ORDER**

This matter came before the above-entitled court on May 24, 2019 at 1:30pm on Jeremy Kirschner & Associates, PLLC's ("JKA") MOTION REQUESTING PAYMENT ("Motion"), filed October 23, 2018 by Jeremy Kirschner, Esq. on behalf of Jacqueline Utkin, previous Trustee ("Movant") to the Christian Family Trust dated October 11, 2016 ("Trust"). The Movant was represented by Jeremy Kirschner, Esq., Monte Reason, former Trustee and beneficiary of the Trust was not present but was represented by his attorney Joseph J. Powell, Esq., Raymond Christian Jr. and Susan Christian-Payne were present, Rosemary Keach was not present but was represented by Cary C. Payne, Esq., Fred Waid as Trustee was present and was represented by his attorney Russel Geist, Esq.

///

///

///

**RECEIVED**

**JUN 03 2019**

**DISTRICT COURT  
DEPT B**

ORDER

IT IS HEREBY ORDERED THAT Movant's Motion Requesting Payment is GRANTED.

IT IS FURTHER ORDERED THAT a certified check in the amount of \$119,004.85 shall be issued by the Christian Family Trust dated October 11, 2016 from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this 5<sup>th</sup> day of June, 2019.



DISTRICT COURT JUDGE  
LINDA MARQUIS

Respectfully submitted by,

JERIMY KIRSCHNER & ASSOCIATES, PLLC

JERIMY L. KIRSCHNER, ESQ.  
Nevada Bar No. 12012  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149  
Telephone: (702) 563-4444

APPROVED/DISAPPROVED

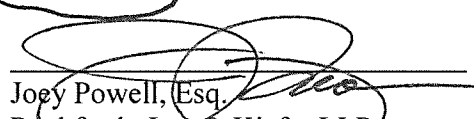
[Refused to sign]

Cary Colt Payne, Esq.  
Cary Colt Payne, CHTD.  
700 S. 8th St.  
Las Vegas, NV 89101

APPROVED/DISAPPROVED

Todd Moody, Esq.  
Russel Geist, Esq.  
HUTCHISON & STEFFEN PLLC  
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Las Vegas, NV 89145

APPROVED/DISAPPROVED



Joey Powell, Esq.  
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Las Vegas, NV 89134

Jeremy Kirschner & Associates, PLLC  
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Las Vegas, Nevada 89149  
(702) 563-4444 Fax (702) 563-4445

**ORDER**

**IT IS HEREBY ORDERED THAT** Movant's Motion Requesting Payment is GRANTED.

**IT IS FURTHER ORDERED THAT** a certified check in the amount of \$119,004.85 shall be issued by the Christian Family Trust dated October 11, 2016 from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this \_\_\_\_ day of May, 2019.

\_\_\_\_\_  
DISTRICT COURT JUDGE

Respectfully submitted by,

JERIMY KIRSCHNER & ASSOCIATES, PLLC

\_\_\_\_\_  
JERIMY L. KIRSCHNER, ESQ.  
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APPROVED/DISAPPROVED

\_\_\_\_\_  
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Cary Colt Payne, CHTD.  
700 S. 8th St.  
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APPROVED/DISAPPROVED

\_\_\_\_\_  
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Las Vegas, NV 89145

APPROVED/DISAPPROVED

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**ORDER**

**IT IS HEREBY ORDERED THAT** Movant's Motion Requesting Payment is GRANTED.

**IT IS FURTHER ORDERED THAT** a certified check in the amount of \$119,004.85 shall be issued by the Christian Family Trust dated October 11, 2016 from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this \_\_\_\_ day of May, 2019.

\_\_\_\_\_  
DISTRICT COURT JUDGE

Respectfully submitted by,

JERIMY KIRSCHNER & ASSOCIATES, PLLC

\_\_\_\_\_  
JERIMY L. KIRSCHNER, ESQ.  
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APPROVED/DISAPPROVED

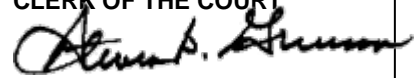
APPROVED/DISAPPROVED

\_\_\_\_\_  
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Cary Colt Payne, CHTD.  
700 S. 8th St.  
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\_\_\_\_\_  
Joey Powell, Esq.  
Rushforth, Lee & Kiefer LLP  
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APPROVED/DISAPPROVED

\_\_\_\_\_  
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[jerimy@jkirschnerlaw.com](mailto:jerimy@jkirschnerlaw.com)

*Attorney for Jacqueline Utkin*

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

In the Matter of

THE CHRISTIAN FAMILY TRUST

Dated October 11, 2016

Case Number: P-17-092512-T

Dept.: B

**NOTICE OF ENTRY OF ORDER**

NOTICE IS HEREBY GIVEN that the Court entered an ORDER GRANTING ATTORNEYS FEES in the above titled action on or about June 5, 2019. A copy of said report is attached hereto and incorporated herein by reference as **Exhibit 1**.

JERIMY KIRSCHNER & ASSOCIATES, PLLC

/s/ Jeremy Kirschner, Esq.  
JERIMY L. KIRSCHNER, ESQ.  
Nevada Bar No. 12012  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149  
Telephone: (702) 563-4444  
Fax: (702) 563-4445

**CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of Jeremy Kirschner & Associates, PLLC, and on June 10, 2019, I caused a copy of the foregoing Notice of Entry of Order to be served through the electronic court filing system or via first class, US mail, postage prepaid upon the following persons/entities:

**Cary Colt Payne, Esq.**  
Cary Colt Payne, CHTD.  
700 S. 8th St.  
Las Vegas, NV 89101  
Attorney for Susan Christian-Payne,  
*Rosemary Keach and Raymond Christian, Jr.*

**Joey Powell, Esq.**  
Rushforth, Lee & Kiefer LLP  
1707 Village Center Circle, Suite 150  
Las Vegas, NV 89134  
*Attorney for Monte Reason*

**Russel Geist, Esq.**  
**Todd Moody, Esq.**  
Hutchison & Steffen PLLC  
10090 W Alta Dr, Suite 200  
Las Vegas, NV  
*Attorney for Frederick Waid*

**Tommy L. Christian**  
245 S Lemon, Apt C  
Orange, CA 92566

**Christopher A. Christian**  
560 W 20<sup>th</sup> St, #12  
San Bernardino, CA 92405

**Michael Payne**  
1704 Double Arch Ct  
Las Vegas, NV 89128

/s/Sarah Mintz  
An Employee of JERIMY KIRSCHNER & ASSOCIATES, PLLC

# EXHIBIT 1

JERIMY L. KIRSCHNER, ESQ.  
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

In the Matter of the

THE CHRISTIAN FAMILY TRUST

Dated October 11, 2016

Case Number: P-17-092512-T

Dept.: B

**ORDER**

This matter came before the above-entitled court on May 24, 2019 at 1:30pm on Jerimy Kirschner & Associates, PLLC's ("JKA") MOTION REQUESTING PAYMENT ("Motion"), filed October 23, 2018 by Jerimy Kirschner, Esq. on behalf of Jacqueline Utkin, previous Trustee ("Movant") to the Christian Family Trust dated October 11, 2016 ("Trust"). The Movant was represented by Jerimy Kirschner, Esq., Monte Reason, former Trustee and beneficiary of the Trust was not present but was represented by his attorney Joseph J. Powell, Esq., Raymond Christian Jr. and Susan Christian-Payne were present, Rosemary Keach was not present but was represented by Cary C. Payne, Esq., Fred Waid as Trustee was present and was represented by his attorney Russel Geist, Esq.

///

///

///

**RECEIVED**

**JUN 03 2019**

**DISTRICT COURT  
DEPT B**



ORDER

IT IS HEREBY ORDERED THAT Movant's Motion Requesting Payment is GRANTED.

IT IS FURTHER ORDERED THAT a certified check in the amount of \$119,004.85 shall be issued by the Christian Family Trust dated October 11, 2016 from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this 5<sup>th</sup> day of June, 2019.



DISTRICT COURT JUDGE  
LINDA MARQUIS

Respectfully submitted by,

JERIMY KIRSCHNER & ASSOCIATES, PLLC

JERIMY L. KIRSCHNER, ESQ.  
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Telephone: (702) 563-4444

APPROVED/DISAPPROVED

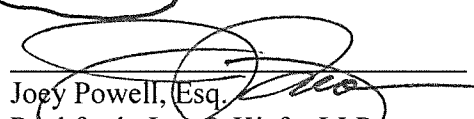
[Refused to sign]

Cary Colt Payne, Esq.  
Cary Colt Payne, CHTD.  
700 S. 8th St.  
Las Vegas, NV 89101

APPROVED/DISAPPROVED

Todd Moody, Esq.  
Russel Geist, Esq.  
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APPROVED/DISAPPROVED



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**ORDER**

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IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this \_\_\_\_ day of May, 2019.

\_\_\_\_\_  
DISTRICT COURT JUDGE

Respectfully submitted by,

JERIMY KIRSCHNER & ASSOCIATES, PLLC

\_\_\_\_\_  
JERIMY L. KIRSCHNER, ESQ.  
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\_\_\_\_\_  
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700 S. 8th St.  
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APPROVED/DISAPPROVED

\_\_\_\_\_  
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APPROVED/DISAPPROVED

\_\_\_\_\_  
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**ORDER**

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**IT IS FURTHER ORDERED THAT** a certified check in the amount of \$119,004.85 shall be issued by the Christian Family Trust dated October 11, 2016 from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DATED this \_\_\_\_ day of May, 2019.

\_\_\_\_\_  
DISTRICT COURT JUDGE

Respectfully submitted by,

JERIMY KIRSCHNER & ASSOCIATES, PLLC

\_\_\_\_\_  
JERIMY L. KIRSCHNER, ESQ.  
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APPROVED/DISAPPROVED

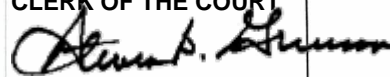
APPROVED/DISAPPROVED

\_\_\_\_\_  
Cary Colt Payne, Esq.  
Cary Colt Payne, CHTD.  
700 S. 8th St.  
Las Vegas, NV 89101

\_\_\_\_\_  
Joey Powell, Esq.  
Rushforth, Lee & Kiefer LLP  
1707 Village Center Circle, Suite 150  
Las Vegas, NV 89134

APPROVED/DISAPPROVED

\_\_\_\_\_  
Todd Moody, Esq.  
Russel Geist, Esq.  
HUTCHISON & STEFFEN PLLC  
10090 W Alta Dr, Suite 200  
Las Vegas, NV 89145



**ORDR**

JOSEPH J. POWELL  
State Bar No. 8875  
RUSHFORTH LEE & KIEFER LLP  
1707 Village Center Circle, Suite 150  
Las Vegas, NV 89134-0597  
Telephone: (702) 255-4552  
Fax: (702) 255-4677  
Email: probate@rlklegal.com

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

In the Matter of

THE CHRISTIAN FAMILY  
TRUST u.a.d. 10/11/16

Case No. P- 17-092512-T  
Department B/Judge Marquis  
(Probate) Clark District  
Family Domestic

Hearing date: May 24, 2019  
Hearing time: 1:30 P.M.

**ORDER**

This matter came before the above-entitled court on May 24, 2019 at 1:30pm and pertained to "Monte Reason's Application for Reimbursement of Administrative Expenses" which was filed with this Court on March 8, 2018 and the "Supplemental Brief Regarding Obligation of Trust for Payment of Legal Fees and Costs to Rushforth Lee & Kiefer LLP" which was filed with this Court on May 22, 2019.

Present at the hearing on behalf of Rushforth Lee & Kiefer LLP ("RLK") was Joseph J. Powell, Esq. Also present at the hearing were Jerimy Kirschner, Esq., Cary Payne, Esq., on behalf of Susan Christian, Rosemary Christian-Keach, and Raymond Christian, Jr., with Mrs. Christian and Mr. Christian, Jr., present with Attorney Payne, along with Fredrick P. Waid, trustee of the Christian Family Trust, dated October 11, 2016, and his counsel, Russel J. Geist, Esq.

**RECEIVED**

**JUN 07 2019**

**DISTRICT COURT  
DEPT B**

**RLK**  
RUSHFORTH  
LEE & KIEFER LLP  
TRUST AND ESTATE ATTORNEYS

ORDER

IT IS HEREBY ORDERED THAT RLK's request for payment of its legal fees and costs totaling the sum of \$52,940 from funds belonging to the Christian Family Trust, dated October 11, 2016 is hereby GRANTED.

IT IS HEREBY FURTHER ORDERED THAT a certified check in the amount of \$52,940 shall be issued by the Christian Family Trust, dated October 11, 2016, from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

June 10, 2019  
DISTRICT COURT JUDGE LINDA MARQUIS

[Signature]  
DATE  
LINDA MARQUIS

Respectfully submitted by:

RUSHFORTH LEE & KIEFER LLP

[Signature]  
JOSEPH J. POWELL, ESQ.  
State Bar No. 8875  
1707 Village Center Circle, Suite 150  
Las Vegas, Nevada 89134

APPROVED/DISAPPROVED

[Signature]  
RUSSEL J. GEIST, ESQ.  
HUTCHISON & STEFFEN PLLC  
10080 W Alta Dr, Suite 200  
Las Vegas, Nevada 89145

APPROVED/DISAPPROVED

APPROVED/DISAPPROVED

Declined to sign (see attached e-mail from Mr. Payne dated May 30, 2019)

[Signature]  
JERIMY L. KIRSCHNER, ESQ.  
JERIMY KIRSCHNER & ASSOCIATES PLLC  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149

[Signature]  
CARY COLT PAYNE, ESQ.  
CARY COLT PAYNE, CHTD.  
700 S. 8<sup>th</sup> Street  
Las Vegas, Nevada 89101

ORDER

IT IS HEREBY ORDERED THAT RLK's request for payment of its legal fees and costs totaling the sum of \$52,940 from funds belonging to the Christian Family Trust, dated October 11, 2016 is hereby GRANTED.

IT IS HEREBY FURTHER ORDERED THAT a certified check in the amount of \$52,940 shall be issued by the Christian Family Trust, dated October 11, 2016, from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

DISTRICT COURT JUDGE

DATE

Respectfully submitted by:

RUSHFORTH LEE & KIEFER LLP

APPROVED/DISAPPROVED

JOSEPH J. POWELL, ESQ.  
State Bar No. 8875  
1707 Village Center Circle, Suite 150  
Las Vegas, Nevada 89134

RUSSEL J. GEIST, ESQ.  
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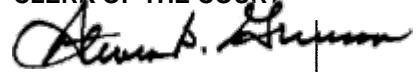
APPROVED/DISAPPROVED

APPROVED/DISAPPROVED

Declined to sign (see attached e-mail  
from Mr. Payne dated May 30, 2019)

JERIMY L. KIRSCHNER, ESQ.  
JERIMY KIRSCHNER & ASSOCIATES PLLC  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149

CARY COLT PAYNE, ESQ.  
CARY COLT PAYNE, CHTD.  
700 S. 8<sup>th</sup> Street  
Las Vegas, Nevada 89101



1 **NEOJ**

2 JOSEPH J. POWELL

3 State Bar No. 8875

4 RUSHFORTH LEE & KIEFER LLP

5 1707 Village Center Circle, Suite 150

6 Las Vegas, NV 89134

7 Telephone: (702) 255-4552

8 Email: probate@rlklegal.com

9 Attorneys for Monte B. Reason

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

12 In the Matter of the

13 **THE CHRISTIAN FAMILY TRUST**

14 **u.a.d. 10/11/16**

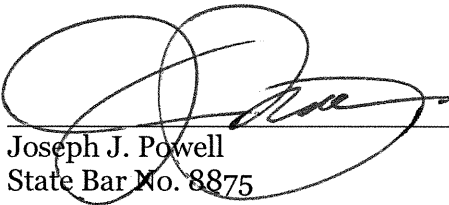
15 Case No. P-17-092512-T  
16 Department B/Judge Marquis  
17 (Probate) Clark District  
18 Family Domestic

19 **NOTICE OF ENTRY OF ORDER**

20 **NOTICE IS HEREBY GIVEN THAT:**

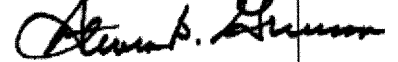
21 The Notice of Entry of Order was entered in the above entitled matter on June 11, 2018, a copy  
22 of which is attached hereto.

23 Respectfully submitted by:

24   
25 Joseph J. Powell  
26 State Bar No. 8875

6/13/19  
DATE





**ORDER**

JOSEPH J. POWELL  
State Bar No. 8875  
RUSHFORTH LEE & KIEFER LLP  
1707 Village Center Circle, Suite 150  
Las Vegas, NV 89134-0597  
Telephone: (702) 255-4552  
Fax: (702) 255-4677  
Email: probate@rlklegal.com

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

In the Matter of

THE CHRISTIAN FAMILY  
TRUST u.a.d. 10/11/16

Case No. P- 17-092512-T  
Department B/Judge Marquis  
(Probate) Clark District  
Family Domestic

Hearing date: May 24, 2019  
Hearing time: 1:30 P.M.

**ORDER**

This matter came before the above-entitled court on May 24, 2019 at 1:30pm and pertained to "Monte Reason's Application for Reimbursement of Administrative Expenses" which was filed with this Court on March 8, 2018 and the "Supplemental Brief Regarding Obligation of Trust for Payment of Legal Fees and Costs to Rushforth Lee & Kiefer LLP" which was filed with this Court on May 22, 2019.

Present at the hearing on behalf of Rushforth Lee & Kiefer LLP ("RLK") was Joseph J. Powell, Esq. Also present at the hearing were Jerimy Kirschner, Esq., Cary Payne, Esq., on behalf of Susan Christian, Rosemary Christian-Keach, and Raymond Christian, Jr., with Mrs. Christian and Mr. Christian, Jr., present with Attorney Payne, along with Fredrick P. Waid, trustee of the Christian Family Trust, dated October 11, 2016, and his counsel, Russel J. Geist, Esq.

**RECEIVED**

**JUN 07 2019**

**DISTRICT COURT  
DEPT B**





ORDER

IT IS HEREBY ORDERED THAT RLK's request for payment of its legal fees and costs totaling the sum of \$52,940 from funds belonging to the Christian Family Trust, dated October 11, 2016 is hereby GRANTED.

IT IS HEREBY FURTHER ORDERED THAT a certified check in the amount of \$52,940 shall be issued by the Christian Family Trust, dated October 11, 2016, from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

June 10, 2019  
DISTRICT COURT JUDGE LINDA MARQUIS

[Signature]  
LINDA MARQUIS

Respectfully submitted by:

RUSHFORTH LEE & KIEFER LLP

APPROVED/DISAPPROVED

[Signature]  
JOSEPH J. POWELL, ESQ.  
State Bar No. 8875  
1707 Village Center Circle, Suite 150  
Las Vegas, Nevada 89134

[Signature]  
RUSSEL J. GEIST, ESQ.  
HUTCHISON & STEFFEN PLLC  
10080 W Alta Dr, Suite 200  
Las Vegas, Nevada 89145

APPROVED/DISAPPROVED

APPROVED/DISAPPROVED

Declined to sign (see attached e-mail from Mr. Payne dated May 30, 2019)

[Signature]  
JERIMY L. KIRSCHNER, ESQ.  
JERIMY KIRSCHNER & ASSOCIATES PLLC  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149

[Signature]  
CARY COLT PAYNE, ESQ.  
CARY COLT PAYNE, CHTD.  
700 S. 8<sup>th</sup> Street  
Las Vegas, Nevada 89101



**ORDER**

**IT IS HEREBY ORDERED THAT** RLK's request for payment of its legal fees and costs totaling the sum of \$52,940 from funds belonging to the Christian Family Trust, dated October 11, 2016 is hereby GRANTED.

**IT IS HEREBY FURTHER ORDERED THAT** a certified check in the amount of \$52,940 shall be issued by the Christian Family Trust, dated October 11, 2016, from its Chase Account ending in #4818.

IT IS SO ORDERED, ADJUDGED AND DECREED

\_\_\_\_\_  
DISTRICT COURT JUDGE

\_\_\_\_\_  
DATE

Respectfully submitted by:

RUSHFORTH LEE & KIEFER LLP

APPROVED/DISAPPROVED

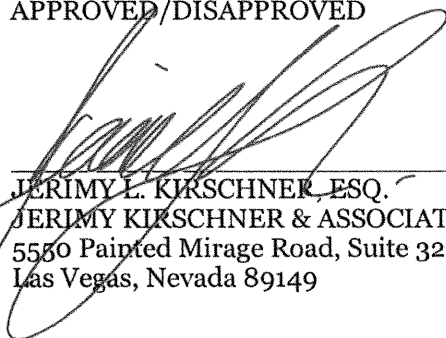
\_\_\_\_\_  
JOSEPH J. POWELL, ESQ.  
State Bar No. 8875  
1707 Village Center Circle, Suite 150  
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\_\_\_\_\_  
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Las Vegas, Nevada 89145

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Declined to sign (see attached e-mail from Mr. Payne dated May 30, 2019)

  
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JERIMY L. KIRSCHNER, ESQ.  
JERIMY KIRSCHNER & ASSOCIATES PLLC  
5550 Painted Mirage Road, Suite 320  
Las Vegas, Nevada 89149

\_\_\_\_\_  
CARY COLT PAYNE, ESQ.  
CARY COLT PAYNE, CHTD.  
700 S. 8<sup>th</sup> Street  
Las Vegas, Nevada 89101

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

August 25, 2017

---

|               |                                                                         |
|---------------|-------------------------------------------------------------------------|
| P-17-092512-T | In the Matter of the Trust of:<br>Christian Family Trust U A D 10/11/16 |
|---------------|-------------------------------------------------------------------------|

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**August 25, 2017      9:30 AM      Petition - HM**

**HEARD BY:** Yamashita, Wesley      **COURTROOM:** RJC Courtroom 14C

**COURT CLERK:** Sharon Chun

**PARTIES:**

|                                                |                                         |
|------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,  | Cary Payne, Attorney, present           |
| not present                                    |                                         |
| Fredrick Waid, Trustee, not present            | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present      | Jeremy Kirschner, Attorney, not present |
| Jeremy Kirschner & Associates PLLC, Other,     | Jeremy Kirschner, Attorney, not present |
| not present                                    |                                         |
| Monte Reason, Objector, Respondent, not        | Joseph Powell, Attorney, not present    |
| present                                        |                                         |
| Nancy Christian, Other, not present            | Tiffany Barney, Attorney, not present   |
| Nancy Christian, Respondent, not present       |                                         |
| Raymond Christian, Petitioner, not present     | Cary Payne, Attorney, present           |
| Rosemary Keach, Petitioner, not present        | Cary Payne, Attorney, present           |
| Susan Christian Payne, Petitioner, not present | Cary Payne, Attorney, present           |

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

- Petition to Assume Jurisdiction of Trust

Per Notice of Exercise of Right To Have Hearing Before Probate Court Judge, Filed 8/21/17,  
COMMISSIONER RECOMMENDED, MATTER REFERRED TO JUDGE STURMAN.

CLERK'S NOTE: The Referral To District Court Judge has been prepared and distributed to Judge Sturman's Chambers for setting of status check and notification to counsels. /sc

|             |            |              |               |                 |
|-------------|------------|--------------|---------------|-----------------|
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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

|             |            |              |               |                 |
|-------------|------------|--------------|---------------|-----------------|
| PRINT DATE: | 07/11/2019 | Page 2 of 38 | Minutes Date: | August 25, 2017 |
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

September 01, 2017

---

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

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**September 01,  
2017**      **9:30 AM**      **Motion - HM**

**HEARD BY:** Yamashita, Wesley

**COURTROOM:** RJC Courtroom 14C; RJC  
Courtroom 14C

**COURT CLERK:** Sharon Chun

**PARTIES:**

|                                                           |                                         |
|-----------------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust, not present | Cary Payne, Attorney, not present       |
| Fredrick Waid, Trustee, not present                       | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present                 | Jeremy Kirschner, Attorney, not present |
| Jeremy Kirschner & Associates PLLC, Other, not present    | Jeremy Kirschner, Attorney, not present |
| Monte Reason, Objector, Respondent, not present           | Joseph Powell, Attorney, not present    |
| Nancy Christian, Other, not present                       | Tiffany Barney, Attorney, not present   |
| Nancy Christian, Respondent, not present                  |                                         |
| Raymond Christian, Petitioner, not present                | Cary Payne, Attorney, not present       |
| Rosemary Keach, Petitioner, not present                   | Cary Payne, Attorney, not present       |
| Susan Christian Payne, Petitioner, not present            | Cary Payne, Attorney, not present       |

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| <b>JOURNAL ENTRIES</b> |
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- Prior to the time set for hearing, COMMISSIONER RECOMMENDED, matter taken OFF CALENDAR; subject to renote.

**INTERIM CONDITIONS:**

|             |            |              |               |                 |
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**FUTURE HEARINGS:**

|             |            |              |               |                 |
|-------------|------------|--------------|---------------|-----------------|
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

October 19, 2017

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**October 19, 2017      2:00 PM      Status Check**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Valerie Marsden

**PARTIES:**

|                                                 |                                         |
|-------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,   | Cary Payne, Attorney, present           |
| not present                                     |                                         |
| Fredrick Waid, Trustee, not present             | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present       | Jeremy Kirschner, Attorney, not present |
| Jeremy Kirschner & Associates PLLC, Other,      | Jeremy Kirschner, Attorney, not present |
| not present                                     |                                         |
| Monte Reason, Objector, Respondent, not present | Joseph Powell, Attorney, not present    |
| Nancy Christian, Other, not present             | Tiffany Barney, Attorney, present       |
| Nancy Christian, Respondent, not present        |                                         |
| Raymond Christian, Petitioner, not present      | Cary Payne, Attorney, present           |
| Rosemary Keach, Petitioner, not present         | Cary Payne, Attorney, present           |
| Susan Christian Payne, Petitioner, present      | Cary Payne, Attorney, present           |

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

**- STATUS CHECK**

Atty Zachary Holyoak, Bar #14217, also present on behalf of Nancy Christian.

Atty Joey Powell, Bar #8875, present on behalf of Monte Reason.

Court noted, Nancy Christian replaced the original Trustees with Monte Reason June 12, 2017.

|             |            |              |               |                 |
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Arguments by Counsel.

COURT ORDERED, the matter of Jurisdiction is taken UNDER ADVISEMENT. A Decision will be issued within one (1) week. Atty Barney and Atty Holyoak shall have ten (10) days from the Court's Decision to file a substantive responsive pleading.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

|             |            |              |               |                 |
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## **Probate - Trust/Conservatorships**

# COURT MINUTES

December 08, 2017

|               |                                                                         |
|---------------|-------------------------------------------------------------------------|
| P-17-092512-T | In the Matter of the Trust of:<br>Christian Family Trust U A D 10/11/16 |
|---------------|-------------------------------------------------------------------------|

**December 08, 2017 9:30 AM**      **Petition - HM**

**HEARD BY:** Yamashita, Wesley                      **COURTROOM:** RJC Courtroom 15C

**COURT CLERK:** Sharon Chun; Natalie Ortega

**PARTIES:**

|                                                           |                                         |
|-----------------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust, not present | Cary Payne, Attorney, not present       |
| Fredrick Waid, Trustee, not present                       | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present                 | Jerimy Kirschner, Attorney, not present |
| Jerimy Kirschner & Associates PLLC, Other, not present    | Jerimy Kirschner, Attorney, not present |
| Monte Reason, Objector, Respondent, not present           | Joseph Powell, Attorney, not present    |
| Nancy Christian, Other, not present                       | Tiffany Barney, Attorney, not present   |
| Nancy Christian, Respondent, not present                  |                                         |
| Raymond Christian, Petitioner, not present                | Cary Payne, Attorney, not present       |
| Rosemary Keach, Petitioner, not present                   | Cary Payne, Attorney, not present       |
| Susan Christian Payne, Petitioner, not present            | Cary Payne, Attorney, not present       |

## JOURNAL ENTRIES

- Joint Petition for Review of Former Trustees Refusal to Provide Proper Accounting Pursuant to NRS  
165.143

Mr. Holyoak stated he has spoken to Mr. Joey Powell about this. This matter should have been placed on Probate Judge Ochoa's calendar instead of this one.

COMMISSIONER ADVISED this will be referred back to Judge Ochoa and they will be contacted by his Chambers as to a hearing date. Upon the Clerk s inquiry Mr. Holyoak confirmed the whole case

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is requested to be transferred.

CLERK'S NOTE: The Clerk noted that when a referral to the Probate Judge is requested, it is to be designated as to whether the instant petition or the whole case should be referred. That should resolve any future confusion as to calendaring.

The "Referral To District Court Judge" Ochoa has been completed and delivered to Judge Ochoa's Chambers for calendar setting and notification to all counsels.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

|             |            |              |               |                 |
|-------------|------------|--------------|---------------|-----------------|
| PRINT DATE: | 07/11/2019 | Page 8 of 38 | Minutes Date: | August 25, 2017 |
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

January 17, 2018

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**January 17, 2018      2:00 PM      All Pending Motions**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Yvette Clayton

**PARTIES:**

|                                               |                                       |
|-----------------------------------------------|---------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust, | Cary Payne, Attorney, present         |
| not present                                   |                                       |
| Fredrick Waid, Trustee, not present           | Todd Moody, Attorney, not present     |
| Jacqueline Utkin, Trustee, not present        | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Trustee, not present        | Jeremy Kirschner, Attorney, present   |
| Jacquieline Utkin, Respondent, not present    | Jeremy Kirschner, Attorney, present   |
| Jeremy Kirschner & Associates PLLC, Other,    | Jeremy Kirschner, Attorney, present   |
| not present                                   |                                       |
| Monte Reason, Objector, Respondent, not       | Joseph Powell, Attorney, not present  |
| present                                       |                                       |
| Nancy Christian, Other, not present           | Tiffany Barney, Attorney, not present |
| Nancy Christian, Respondent, not present      |                                       |
| Raymond Christian, Petitioner, not present    | Cary Payne, Attorney, present         |
| Rosemary Keach, Petitioner, present           | Cary Payne, Attorney, present         |
| Susan Christian Payne, Petitioner, present    | Cary Payne, Attorney, present         |

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

- MOTION FOR COMPLIANCE WITH AND ENFORCEMENT OF COURT ORDER AND FOR SANCTIONS RELATING THERETO, FOR ORDER TO SHOW CAUSE WHY FORMER TRUSTEES SHOULD NOT BE HELD IN CONTEMPT, FOR ORDER COMPELLING FORMER TRUSTEES TO ACCOUNT, AND FOR ACCESS TO AND INVESTMENT CONTROL OF TRUST FUNDS BELONGING TO THE CHRISTIAN FAMILY TRUST...JOINT PETITION FOR REVIEW OF FORMER TRUSTEES REFUSAL TO PROVIDE PROPER ACCOUNTING...JOINT OBJECT TO PETITION TO

|             |            |              |               |                 |
|-------------|------------|--------------|---------------|-----------------|
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ASSUME JURISDICTION OF TRUST; CONFIRM TRUSTEES; INSTRUCTIONS, ETC. AND JOINT COUNTERPETITION TO ASSUME JURISDICTION IN RE OF THE TRUST, TO CONFIRM TRUSTEE, TO FIND BREACH OF FIDUCIARY DUTY, CONVERSION , AND FRAUD AGAINST FORMER TRUSTEES, TO INVALIDATE ALL TRANSFERS TO THE FORMER TRUSTEES AS THE PRODUCT OF UNDUE INFLUENCE, TO ORDER THE IMMEDIATE DELIVERY OF ALL TRUST ASSETS, AND TO IMPOSE A CONSTRUCTIVE TRUST

Joseph Powell appeared for Monte Reason.  
Atty Zachary Holyoak, Bar #14217.

Mr. Kirschner stated they have accepted appointment of successor trustee and requested the Court ratified the successor trustee. Mr. Payne objected. Mr. Powell stated his client executed a resignation.

Discussion regarding the trust.

Mr. Payne indicated there was two (2) real-estate properties, one here and one in California.

Mr. Kirschner stated there was a house and is subject to utilities liens and he requested money to be release to preserved the house.

Mr. Kirschner and Mr. Payne addressed Bluff Point home in Las Vegas. Mr. Payne requested his client re-occupy the house.

COURT ORDERED, as follows:

Court will take Jurisdiction of the trust.

Mr. Payne shall transfer the money from his trust account into an interest bearing account and it shall be FROZEN within SEVEN (7) banking days and it shall be title in the name of the trust. Once the account is open Mr. Payne shall provide the other attorneys with the account numbers and the amount that was transferred within TWO (2) weeks.

The amount of \$5,000.00 shall be release to pay for whatever property needs to be saved and any bills that needs to be paid, not for administrative expenses or attorney's fees. Mr. Kirschner shall be responsible for the accounting of the \$5,000.00. There shall be no money release without a Petition to the Court.

Mr Kirschner shall write a letter to Mr. Payne requesting what accountings is needed.

The Bluff Point home shall not be sold. Mr. Payne and his clients shall make arrangement to go to the Bluff Point home and remove their property and pictures shall be taken of items in dispute for future litigations.

|             |            |               |               |                 |
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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

Mr. Payne shall prepare an Accounting which will include the California property and substantiation of the documents and send the information to Mr. Kirschner within 45 days.

After Mr. Payne submit his accounting, Mr. Powell shall do an accounting within 15 days.

Mr. Payne clients shall be responsible for the California property and paying the bills for California property. Mr. Payne clients shall keep an accounting of the rent collection and the bills.

The home shall not be sold.

Discovery shall be done within 90 days.

Mr. Holyoak shall file a Petition for his Attorney's Fees.

The Order shall reflect the substitution of attorneys.

The Court's Judicial Assistant shall set a Settlement Conference with Justice Becker.

Mr. Kirshcner shall prepare the Order and circulate to the other attorneys in the case.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

|             |            |               |               |                 |
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

March 15, 2018

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**March 15, 2018      2:00 PM      All Pending Motions**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Yvette Clayton

**PARTIES:**

|                                                |                                       |
|------------------------------------------------|---------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,  | Cary Payne, Attorney, present         |
| not present                                    |                                       |
| Fredrick Waid, Trustee, not present            | Todd Moody, Attorney, not present     |
| Jacqueline Utkin, Trustee, not present         | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Trustee, not present         | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Respondent, not present      | Jeremy Kirschner, Attorney, present   |
| Jeremy Kirschner & Associates PLLC, Other,     | Jeremy Kirschner, Attorney, present   |
| not present                                    |                                       |
| Monte Reason, Objector, Respondent, not        | Joseph Powell, Attorney, not present  |
| present                                        |                                       |
| Nancy Christian, Other, not present            | Tiffany Barney, Attorney, not present |
| Nancy Christian, Respondent, not present       |                                       |
| Raymond Christian, Petitioner, not present     | Cary Payne, Attorney, present         |
| Rosemary Keach, Petitioner, not present        | Cary Payne, Attorney, present         |
| Susan Christian Payne, Petitioner, not present | Cary Payne, Attorney, present         |

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

- PETITION TO CONFIRM SUCCESSOR TRUSTEE...OPPOSITION TO PETITION TO CONFIRM SUCCESSOR TRUSTEE; COUNTER PETITION FOR REINSTATEMENT OF CO-PETITIONERS...MONTE REASON'S APPLICATION FOR REIMBURSEMENT OF ADMINISTRATIVE EXPENSES ON OST

Anthony Barney bar # 8366 present

|             |            |               |               |                 |
|-------------|------------|---------------|---------------|-----------------|
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**Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.**

Joseph Powell appeared for Monte Reason.  
Atty Zachary Holyoak, Bar #14217.

Mr. Kirshner stated this hearing was to confirm Jacqueline Utkin as successor Trustee and fees.

Arguments by Mr. Kirschner and Mr. Payne regarding the Successor Trustee.

Mr. Payne presented documents that Mr. Barney prepared.

Arguments by Mr. Payne regarding the Ein #.

Mr. Payne addressed the key to the house.

COURT ORDERED, as follows:

The Petition to confirm the Successor Trustee Jacqueline Utkin is GRANTED.

Ein # shall be provided within SEVEN (7) days.

The accounting still has to be provided to Mr. Kirshner.

Prior Order is still in effect regarding the blocked trust account.

No Attorney fees shall be awarded until the final decision on whether Monti Reason was the trustee.

Settlement Conference STANDS on 4/3/18 at 10.00 AM.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

April 03, 2018

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P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

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**April 03, 2018      10:00 AM      Settlement Conference**

**HEARD BY:** Becker, Nancy

**COURTROOM:**

**COURT CLERK:** Sherri Estes

**PARTIES:**

|                                                |                                         |
|------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,  | Cary Payne, Attorney, not present       |
| not present                                    |                                         |
| Fredrick Waid, Trustee, not present            | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present      | Jeremy Kirschner, Attorney, not present |
| Jeremy Kirschner & Associates PLLC, Other,     | Jeremy Kirschner, Attorney, not present |
| not present                                    |                                         |
| Monte Reason, Objector, Respondent, not        | Joseph Powell, Attorney, not present    |
| present                                        |                                         |
| Nancy Christian, Other, not present            | Tiffany Barney, Attorney, not present   |
| Nancy Christian, Respondent, not present       |                                         |
| Raymond Christian, Petitioner, not present     | Cary Payne, Attorney, not present       |
| Rosemary Keach, Petitioner, not present        | Cary Payne, Attorney, not present       |
| Susan Christian Payne, Petitioner, not present | Cary Payne, Attorney, not present       |

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| <b>JOURNAL ENTRIES</b> |
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- COURT NOTES there was NO agreement reached.

COURT ORDERED all future dates STAND.

**INTERIM CONDITIONS:**

|             |            |               |               |                 |
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**FUTURE HEARINGS:**

|             |            |               |               |                 |
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

April 04, 2018

P-17-092512-T

In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**April 04, 2018**

**2:00 PM**

**Petition**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Yvette Clayton

**PARTIES:**

|                                               |                                       |
|-----------------------------------------------|---------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust, | Cary Payne, Attorney, present         |
| not present                                   |                                       |
| Fredrick Waid, Trustee, not present           | Todd Moody, Attorney, not present     |
| Jacqueline Utkin, Trustee, not present        | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Trustee, not present        | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Respondent, not present     | Jeremy Kirschner, Attorney, present   |
| Jeremy Kirschner & Associates PLLC, Other,    | Jeremy Kirschner, Attorney, present   |
| not present                                   |                                       |
| Monte Reason, Objector, Respondent, not       | Joseph Powell, Attorney, not present  |
| present                                       |                                       |
| Nancy Christian, Other, not present           | Tiffany Barney, Attorney, not present |
| Nancy Christian, Respondent, not present      |                                       |
| Raymond Christian, Petitioner, not present    | Cary Payne, Attorney, present         |
| Rosemary Keach, Petitioner, present           | Cary Payne, Attorney, present         |
| Susan Christian Payne, Petitioner, present    | Cary Payne, Attorney, present         |

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

**- PETITION FOR FEES AND COSTS**

Anthony Barney bar # 8366 present.  
Joseph Powell appeared for Monte Reason.  
Atty Zachary Holyoak, bar #14217.

Mr. Kirschner addressed the inventory and accounting in which the accounting was incorrect. Mr.

|             |            |               |               |                 |
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Kirschner stated within the last 14 days the estate was worth \$950,000.00. Discussion regarding the trust. Mr. Powell made statements regarding the trust and the house. Court suggested a neutral trustee. Mr. Kirschner requested an Evidentiary Hearing and an Order to Show Cause set within 60 days for information. Mr. Payne objected to the Order to Show Cause. Mr. Payne addressed the Voyer account.

Mr. Barney addressed his fees, to be paid and to be out of the case. Further both trustee approved his fees. Court was concerned about Mr. Barney fees being high. Arguments by Mr. Barney and Mr. Payne regarding his fees. Mr. Barney requested Judge Potter's order be stricken.

Discussion on how Mr. Barney will get his check.

Mr. Powell addressed his motion.

COURT ORDERED, as follows:

Mr. Kirschner shall prepare the Order to Show Cause for all counsel review.

Court will review Mr. Powell's Motion.

The supplemental to response filed on 3/30/18, Page 28-29 ( Judge Potter's Order) shall be stricken from the file.

Mr. Barney is awarded \$50,000 in attorney's fees plus 100% of the Cost from the blocked account for Mr. Barney to be paid. Mr. Barney shall be out of the case within ONE (1) week.

The Motion set on 5/2/18 shall be moved to 5/14/18 at 3:00 PM to be heard with the other motion.

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**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

|             |            |               |               |                 |
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

May 16, 2018

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**May 16, 2018      2:00 PM      All Pending Motions**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Yvette Clayton

**PARTIES:**

|                                               |                                       |
|-----------------------------------------------|---------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust, | Cary Payne, Attorney, present         |
| not present                                   |                                       |
| Fredrick Waid, Trustee, not present           | Todd Moody, Attorney, not present     |
| Jacqueline Utkin, Trustee, not present        | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Trustee, not present        | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Respondent, not present     | Jeremy Kirschner, Attorney, present   |
| Jeremy Kirschner & Associates PLLC, Other,    | Jeremy Kirschner, Attorney, present   |
| not present                                   |                                       |
| Monte Reason, Objector, Respondent, not       | Joseph Powell, Attorney, not present  |
| present                                       |                                       |
| Nancy Christian, Other, not present           | Tiffany Barney, Attorney, not present |
| Nancy Christian, Respondent, not present      |                                       |
| Raymond Christian, Petitioner, not present    | Cary Payne, Attorney, present         |
| Rosemary Keach, Petitioner, not present       | Cary Payne, Attorney, present         |
| Susan Christian Payne, Petitioner, present    | Cary Payne, Attorney, present         |

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

- MOTION FOR 91) FEES PURSUANT TO NRS 165.148(2) COMPLIANCE WITH AND ENFORCEMENT OF COURT ORDER AND SANCTIONS(3) FOR ORDER TO SHOW CAUSE WHY FORMER TRUSTEES SHOULD NOT BE HELD IN CONTEMPT AND (4) FOR AN EXTENSION OF DISCOVERY...OPPOSITION TO MOTION FOR (1) FEES, (2) COMPLIANCE, (3) FOR ORDER TO SHOW CAUSE AND (4) EXTENSION OF DISCOVERY; COUNTERMOTION TO DISTRIBUTE TRUST PROPERTY (2ND REQUEST)...MOTION FOR TURNOVER OF ASSETS AND TO DISSOLVE

|             |            |               |               |                 |
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THE INJUNCTION OVER CHRISTIAN FAMILY TRUST ASSETS...PETITIONER'S COMBINED OPPOSITION TO:(1) MOTION FOR TURNOVER OF ASSETS AND TO DISSOLVE THE INJUNCTION OVER CHRISTIAN FAMILY TRUST ASSETS...(2) MOTION TO 1. EXPUNGE LIS PENDENS AND 2. PRELIMINARY INJUNCTION; AND COUNTERMOTION FOR DISTRIBUTION/TERMINATION OF TRUST; ALTERNATIVELY FOR STAY/SET BOND AND SET EVIDENTIARY HEARING... MOTION (1) TO EXPUNGE LIS PENDENS AND/OR STRIKE PLEADING AND (2) FOR PRELIMINARY INJUNCTION

Mr. Kirschner stated the trustee will not be here because of a conflict with the bank.

Mr. Kirschner recapped that his client Jacqueline Utkin is the trustee and the appeal time ran out. Mr. Kirschner recapped his motions. Counsel discussed the trust. Counsel requested to administer the trust.

Mr. Payne discussed his oppositions. Counsel address the Bluff Point address.

Mr. Kirschner addressed his Injunction Motion and the Bluff Point address. Counsel requested the removal of Lis Pendens.

Court inquired how to distribute and if to appoint an independent administrator. Mr. Payne made proposals.

Mr. Kirschner proposed there should be Notice to creditors and Distribution. Mr. Kirschner requested an EH if the Court remove his client as trustee

COURT ORDERED, as follows:

Mr. Kirschner shall have 45 days more for discovery of assets. Mr. Kirschner shall prepare the Order. Court warned if disclosures are not provided there will be consequences.

Any further litigation regarding if Mr. Reason should be the trustee shall be stayed until a decision from the Court.

No other Orders are granted.

Mr. Kirschner may file a brief on the independent administrator.

All Motions are under advisement.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

June 28, 2018

P-17-092512-T

In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**June 28, 2018**

**3:00 PM**

**Motion**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Kendall Williams

**PARTIES:**

|                                                |                                       |
|------------------------------------------------|---------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,  | Cary Payne, Attorney, present         |
| not present                                    |                                       |
| Fredrick Waid, Trustee, not present            | Todd Moody, Attorney, not present     |
| Jacqueline Utkin, Trustee, not present         | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Trustee, not present         | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Respondent, not present      | Jeremy Kirschner, Attorney, present   |
| Jeremy Kirschner & Associates PLLC, Other,     | Jeremy Kirschner, Attorney, present   |
| not present                                    |                                       |
| Monte Reason, Objector, Respondent, not        | Joseph Powell, Attorney, not present  |
| present                                        |                                       |
| Nancy Christian, Other, not present            | Tiffany Barney, Attorney, not present |
| Nancy Christian, Respondent, not present       |                                       |
| Raymond Christian, Petitioner, present         | Cary Payne, Attorney, present         |
| Rosemary Keach, Petitioner, present            | Cary Payne, Attorney, present         |
| Susan Christian Payne, Petitioner, not present | Cary Payne, Attorney, present         |

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| <b>JOURNAL ENTRIES</b> |
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- MOTION: DETERMINATION OF TRUSTEE

Attorney Joseph Powell, Nevada Bar No. 8875, present on behalf of Monte Reason.

Court noted the extended time period of the case and advised time to dispose of the trust.

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Upon inquiry, Attorney Kirschner represented all parties are opposed to the appointment of an independent trustee.

Arguments by Counsel regarding removal of Trustee of the Christian Family Trust and attorney's fees. Court noted distrust in current Trustee. Attorney Powell requested current Trustee be suspended. Court stated concerns with Trustee residing in Hawaii and her ability to fulfill the position. Attorney Kirschner stated objections to removal of current Trustee. Court advised inclined to send matter to Probate Commissioner for a neutral decision. Court advised, if Jacqueline Utkin is removed as Trustee, the court would recommend Frederick Wade.

COURT ORDERED the following;

Trustee, Jacqueline Utkin, shall be SUSPENDED;

Matter shall be set for a hearing before the Probate Commissioner. Court shall contact the Probate Commissioner regarding their availability;

Attorney Payne shall prepare the Order from today's hearing.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

August 20, 2018

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**August 20, 2018      3:00 PM      All Pending Motions**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Yvette Clayton

**PARTIES:**

|                                                 |                                         |
|-------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,   | Cary Payne, Attorney, present           |
| not present                                     |                                         |
| Fredrick Waid, Trustee, not present             | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present       | Jeremy Kirschner, Attorney, not present |
| Jeremy Kirschner & Associates PLLC, Other,      | Jeremy Kirschner, Attorney, not present |
| not present                                     |                                         |
| Monte Reason, Objector, Respondent, not present | Joseph Powell, Attorney, not present    |
| Nancy Christian, Other, not present             | Tiffany Barney, Attorney, not present   |
| Nancy Christian, Respondent, not present        |                                         |
| Raymond Christian, Petitioner, not present      | Cary Payne, Attorney, present           |
| Rosemary Keach, Petitioner, not present         | Cary Payne, Attorney, present           |
| Susan Christian Payne, Petitioner, not present  | Cary Payne, Attorney, present           |

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| <b>JOURNAL ENTRIES</b> |
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- MOTION FOR RECONSIDERATION...OPPOSITION TO MOTION TO RECONSIDER;  
COUNTERMOITONS: (1) RENEWED REQUEST TO DISTRIBUTE PROPERTY (2) SANCTION/FEES

Jeremy Kirschner bar # 12012 appeared telephonically on behalf of JacquelineUtkin.

Mr. Kirschner stated the 7/24/18 conflict with 4/24/18 Orders and needed clarification.

COURT ORDERED, as follows:

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Matter UNDER ADVISEMENT, Court will issued a decision today or tomorrow.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

August 22, 2018

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**August 22, 2018      9:00 AM      Evidentiary Hearing**

**HEARD BY:** Yamashita, Wesley

**COURTROOM:** RJC Courtroom 17A; RJC  
Courtroom 17A

**COURT CLERK:** Sharon Chun

**PARTIES:**

|                                               |                                       |
|-----------------------------------------------|---------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust, | Cary Payne, Attorney, present         |
| not present                                   |                                       |
| Fredrick Waid, Trustee, not present           | Todd Moody, Attorney, not present     |
| Jacqueline Utkin, Trustee, not present        | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Trustee, not present        | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Respondent, not present     | Jeremy Kirschner, Attorney, present   |
| Jeremy Kirschner & Associates PLLC, Other,    | Jeremy Kirschner, Attorney, present   |
| not present                                   |                                       |
| Monte Reason, Objector, Respondent, not       | Joseph Powell, Attorney, present      |
| present                                       |                                       |
| Nancy Christian, Other, not present           | Tiffany Barney, Attorney, not present |
| Nancy Christian, Respondent, not present      |                                       |
| Raymond Christian, Petitioner, present        | Cary Payne, Attorney, present         |
| Rosemary Keach, Petitioner, not present       | Cary Payne, Attorney, present         |
| Susan Christian Payne, Petitioner, present    | Cary Payne, Attorney, present         |

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| <b>JOURNAL ENTRIES</b> |
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- - EVIDENTIARY HEARING

An Evidentiary Hearing was conducted by Commissioner Yamashita, beginning at 9:00 A.M.

ALSO PRESENT: Zachary Holyoak, Esq. who stated he is here for his firm just in case testimony is to be presented; and Joseph J. Powell on behalf of his client Monte B. Reason (who is not present).

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COMMISSIONER ADVISED that the Petitioners are Susan Christian Payne, Rosemary Keach, and Raymond Christian; the Respondents are Jacqueline Utkin (who is not present) and Mr. Powell's Client, Monte B. Reason.

COMMISSIONER INVOKED the exclusionary rule and all potential witnesses exited the courtroom; Mr. Holyoak was allowed to remain during the hearing.

Mr. Kirschner stated he has received no witness or exhibit lists, he does not know what is going to happen. Mr. Payne responded that Jacqueline has already been suspended, so the only issue is if there should be a permanent removal and a temporary replacement, or what. He also stated he was confused by Judge Ochoa's June 19th Order re the 6/1/18 hearing.

Discussion held regarding Judge Ochoa's Order. COMMISSIONER ADVISED that the 6/1/18 Order scheduled this trial. This Court is to narrowly focus on whether there is enough evidence to permanently suspended Jacqueline Utkin as Trustee and if so, to appoint another Trustee, Mr. Waid, into place. The Court will not focus on the structure of the Trust or the ability to amend. It is Mr. Kirschner's job to defend and we need to address whether there are conflicts of interest, other basis for removal, and why distribution was not made re the two properties.

COMMISSIONER INQUIRED why Jacqueline Utkin was not present today. Mr. Kirschner responded that she was not subpoenaed and no evidence was given. Further she is not present because of the transportation costs to and from Hawaii. COMMISSIONER STATED she should be here to talk about the Affidavit and if she adopted Nancy's statements as her own. COMMISSIONER STATED he will focus primarily on the Affidavit.

Opening statements presented by Mr. Kirschner who reiterated that the background information needs to be presented because Mr. Payne has provided him with no evidence and he is being asked to prove a negative; there is no cause for Jacqueline's removal as Trustee. Commissioner stated he can highlight but reiterated what needs to be addressed.

Mr. Payne presented his opening statement and offered Petitioner's Exhibit #1, the "Declaration of Jacqueline Utkin", which was attached as Exhibit "A" to the Joint Objection filed 11/13/17. (Please see Exhibit List). Mr. Payne read from Jacqueline's Declaration and argued that the fact that Jacqueline is not present is sufficient cause for removal.

Mr. Kirschner reiterated that the Affidavit is not evidence and that sufficient evidence to remove his client has not been presented. Following additional arguments by both counsels, Exhibit No. 1 was ADMITTED over Mr. Kirschner's objection.

COMMISSIONER STATED it appears that the statements contained in the Affidavit, were adopted as her own. Based on the hostility and friction in the writing, Jacqueline has shown favor to Mr. Reason; she is not impartial. She expressed dislike and distrust and the Court does not see how that person

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can effectively administer for the benefit of the majority of the beneficiaries. COMMISSIONER RECOMMENDS AN IMPARTIAL VIEW IS NEEDED. The conflict of interest, as evidenced by the Affidavit, is sufficient to show that there would be a lack of impartiality required by a Trustee and COMMISSIONER FINDS GROUNDS FOR REMOVAL OF JACQUELINE UTKIN.

COMMISSIONER ALSO RECOMMENDED FRED WAID APPOINTED as a neutral third-party. Mr. Waid can review and he will take great efforts to resolve this and he will bring in an impartial eye to see what can or cannot be done to further administer this.

COMMISSIONER DIRECTED Mr. Payne to prepare the Report and Recommendation. If there is a competing recommendation, it is to be submitted on a CD to the Court.

COMMISSIONER REITERATED, due to a conflict of interest, as evidenced by the Affidavit, I FIND there would be a lack of impartiality required by a Trustee. COURT RECOMMENDS the FULL REMOVAL OF JACQUELINE UTKIN AS TRUSTEE AND THE APPOINTMENT OF FRED WAID.

The Hearing ended at 10:33 A.M.

CLERK'S NOTE: As to Petitioner's Case, no witnesses were presented, Petitioner's Exhibit No. 1 was admitted. As to Respondent's Case, no witnesses or exhibits were presented.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

November 05, 2018

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**November 05,      3:00 PM      Objection - Probate  
2018**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Yvette Clayton

**PARTIES:**

|                                                |                                         |
|------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,  | Cary Payne, Attorney, present           |
| not present                                    |                                         |
| Fredrick Waid, Trustee, not present            | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present      | Jerimy Kirschner, Attorney, not present |
| Jerimy Kirschner & Associates PLLC, Other,     | Jerimy Kirschner, Attorney, not present |
| not present                                    |                                         |
| Monte Reason, Objector, Respondent, not        | Joseph Powell, Attorney, not present    |
| present                                        |                                         |
| Nancy Christian, Other, not present            | Tiffany Barney, Attorney, not present   |
| Nancy Christian, Respondent, not present       |                                         |
| Raymond Christian, Petitioner, not present     | Cary Payne, Attorney, present           |
| Rosemary Keach, Petitioner, not present        | Cary Payne, Attorney, present           |
| Susan Christian Payne, Petitioner, not present | Cary Payne, Attorney, present           |

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| <b>JOURNAL ENTRIES</b> |
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- Jerimy Kirschner bar # 12012 appeared telephonically.  
Fred Waid Trustee present to observe.

Court inquired if the objection was filed timely. Mr. Kirschner stated he believed it was. Court reviewed to see when the R&R was filed served and notice of entry.

Arguments by Mr. Payne. Mr. Payne argued the R& R should be upheld.

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Court addressed the future motion set on 11-30-18. Also there was another motion under Nancy Christian.

COURT ORDERED, as follows:

Matter under submission and a decision will be issued within two (2) days.

If Court uphold the Commissioner's Report and Recommendation Mr. Waid will be the new Trustee.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

|             |            |               |               |                 |
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| PRINT DATE: | 07/11/2019 | Page 29 of 38 | Minutes Date: | August 25, 2017 |
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

November 30, 2018

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**November 30,      11:30 AM      All Pending Motions  
2018**

**HEARD BY:** Ochoa, Vincent

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Yvette Clayton

**PARTIES:**

|                                                |                                         |
|------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,  | Cary Payne, Attorney, present           |
| not present                                    |                                         |
| Fredrick Waid, Trustee, not present            | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present      | Jeremy Kirschner, Attorney, not present |
| Jeremy Kirschner & Associates PLLC, Other,     | Jeremy Kirschner, Attorney, not present |
| not present                                    |                                         |
| Monte Reason, Objector, Respondent, not        | Joseph Powell, Attorney, present        |
| present                                        |                                         |
| Nancy Christian, Other, not present            | Tiffany Barney, Attorney, not present   |
| Nancy Christian, Respondent, not present       |                                         |
| Raymond Christian, Petitioner, not present     | Cary Payne, Attorney, present           |
| Rosemary Keach, Petitioner, not present        | Cary Payne, Attorney, present           |
| Susan Christian Payne, Petitioner, not present | Cary Payne, Attorney, present           |

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| <b>JOURNAL ENTRIES</b> |
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- STATUS CHECK...MOTION FOR DECLARATORY RELIEF...OPPOSITION TO MONTE REASON'S  
MOTION TO DECLARATORY RELIEF; COUNTERERMOTION TO DISMISS, ETC.,  
SANCTIONS/ ATTORNEYS FEES

Jeremy Kirschner bar #12012 present

Fred Waid present.

Russel J Geist bar# 9030 present.

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Nancy Christian Trust Motion.

Court noted the Will was filed in July 21 2017 for Nancy Christian Trust. Attorney Powell noted it was filed October 2 2018. Attorney Powell further noted a hearing was held on the Nancy Christian case in front of Judge Sturman and there was an objection by one of Attorney Payne's client. Court was willing to hear the motion unless there was an objection and Court will hear the objections first. Mr. Powell clarified about estate and probate estate. Mr. Payne stated Mr. Powell filed a complaint in a separate A case in Dept. 27 and this should be heard in the A case. Mr. Powell stated he was fine with the proceeding in front of Judge Allf.

Accounting.

Court noted Mr. Waid is the trustee. Discussion. Mr. Waid stated problems with Chase Bank not following prior Court Orders requested a specific order to Chase Bank. Mr. Kirschner requested specific language having Mr. Waid as trustee. Mr. Payne also stated there was the Wells Fargo account where Raymond Jr. collects the rent and deposit.

Mr. Payne addressed the safe deposit box the two polices and the for sale sign on Bluff Point property (empty).

Attorney's Fees request by Mr. Kirschner.

Mr. Kirschner explained about his attorney's fees request. Mr. Kirschner confirmed the estate is worth approximately \$800,000. Court noted Mr. Kirschner request was \$119,000. Mr. Kirschner presented his arguments for attorney's fees.

Arguments by Mr. Payne. Mr. Waid represented he will create a graph and provide the court a copy.

Court was concerned about the appeals. Mr. Payne stated Attorney Barney crossed appeal regarding the attorney's fees.

Mr. Waid requested access to the file. Discussion regarding the 120 days challenge. It was noted the 120 days just applies to challenging the trust and the only challenge is the Nancy Christian Trust.

COURT ORDERED, as follows:

Mr. Giest shall prepare the Order for Chase indicating unfreeze what was frozen and place Mr. Waid as trustee.

Mr. Powell Motion is taken OFF CALENDAR and Mr. Powell shall address it with Judge Allf to see if she wanted to hear the complaint or send it back to this Court.

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The trustee (Mr. Waid) shall gather information on the safe the deposit box and the two (2) other policies, if trustee needs direction he shall file a motion.

All directions shall be directed to the trustee and if the trustee needs instruction he will come to the Court.

The trustee shall talk to the beneficiaries of the house to see what direction they wanted to take with the house.

Mr. Payne's objection is delayed, so the trustee can gather information to decided whether to join the objection before the Court make a ruling.

Mr. Waid shall review Mr. Kirschner's attorney's fees request and provide his input. Mr. Kirschner's the motion for attorney's fees is continued.

The trustee shall determine what liabilities and appeals exist.

Mr. Waid shall prepare an Order and all attorneys shall review then sign off.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

May 14, 2019

P-17-092512-T      In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**May 14, 2019      9:00 AM      Hearing**

**HEARD BY:** Marquis, Linda

**COURTROOM:** RJC Courtroom 10A

**COURT CLERK:** Karen Christensen; Tanya Stengel

**PARTIES:**

|                                                 |                                         |
|-------------------------------------------------|-----------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,   | Cary Payne, Attorney, present           |
| not present                                     |                                         |
| Fred Waid, Trustee, present                     | Todd Moody, Attorney, not present       |
| Jacqueline Utkin, Respondent, not present       | Jeremy Kirschner, Attorney, not present |
| Jeremy Kirschner & Associates PLLC, Other,      | Jeremy Kirschner, Attorney, not present |
| not present                                     |                                         |
| Monte Reason, Objector, Respondent, not present | Joseph Powell, Attorney, present        |
| Nancy Christian, Other, not present             | Tiffany Barney, Attorney, not present   |
| Nancy Christian, Respondent, not present        |                                         |
| Raymond Christian, Petitioner, not present      | Cary Payne, Attorney, present           |
| Rosemary Keach, Petitioner, not present         | Cary Payne, Attorney, present           |
| Susan Christian Payne, Petitioner, not present  | Cary Payne, Attorney, present           |

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| <b>JOURNAL ENTRIES</b> |
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- HEARING

Attorney Jeremy Kirschner, Nevada Bar #12012, also present on behalf of Jacqueline Utkin.

Court advised the overhead lights in the courtroom were not working. Parties had no objection to continue with the hearing.

Counsel and Court held a discussion off the record.

|             |            |               |               |                 |
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Court noted multiple attempts for resolution have been unsuccessful. Court further noted it would be willing to provide resources such as a mediator or settlement conference if requested. The matter has gone on too long and needs resolution.

Counsel engaged in argument and discussion regarding removal and assignment of Trustee(s), payment of attorney fees, and issues regarding accounting. Mr. Kirschner produced a graph showing at least 15 unresolved matters, with more being added from today's hearing.

Additional discussion regarding Order confirming Mr. Kirschner's client being named as Successor Trustee.

Court expressed concern regarding the need to go back to day one to include all issues submitted to the court, in which no rulings were made.

**COURT ORDERED:**

Mr. Kirschner shall submit to the Court the graph of 15+ issues to be resolved within one week from today's hearing. Mr. Kirschner shall also provide a copy to opposing counsel. Counsel shall review unresolved issues and bring any ADDITIONAL issues to the court's attention at the next hearing.

Court shall review ALL documentation from this case prior to the next hearing.

Matter is set for CASE MANAGEMENT CONFERENCE on 5/24/19 at 1:30 PM. a SCHEDULING ORDER shall be issued in court. Court shall hear argument regarding accounting issues, and may rule on some issues at the hearing. Court may also issue WRITTEN RULINGS on a portion of the matters.

**INTERIM CONDITIONS:**

**FUTURE HEARINGS:**

|             |            |               |               |                 |
|-------------|------------|---------------|---------------|-----------------|
| PRINT DATE: | 07/11/2019 | Page 34 of 38 | Minutes Date: | August 25, 2017 |
|-------------|------------|---------------|---------------|-----------------|

**Notice:** Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Probate -  
Trust/Conservatorships**

**COURT MINUTES**

May 24, 2019

P-17-092512-T

In the Matter of the Trust of:  
Christian Family Trust U A D 10/11/16

**May 24, 2019**

**1:30 PM**

**Case Management  
Conference**

**HEARD BY:** Marquis, Linda

**COURTROOM:** Courtroom 07

**COURT CLERK:** Tanya Stengel; Karen Christensen

**PARTIES:**

|                                                 |                                       |
|-------------------------------------------------|---------------------------------------|
| Christian Family Trust U A D 10/11/16, Trust,   | Cary Payne, Attorney, present         |
| not present                                     |                                       |
| Fred Waid, Trustee, present                     | Todd Moody, Attorney, not present     |
| Jacqueline Utkin, Trustee, not present          | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Trustee, not present          | Jeremy Kirschner, Attorney, present   |
| Jacqueline Utkin, Respondent, not present       | Jeremy Kirschner, Attorney, present   |
| Jeremy Kirschner & Associates PLLC, Other,      | Jeremy Kirschner, Attorney, present   |
| not present                                     |                                       |
| Monte Reason, Objector, Respondent, not present | Joseph Powell, Attorney, present      |
| Nancy Christian, Other, not present             | Tiffany Barney, Attorney, not present |
| Nancy Christian, Respondent, not present        |                                       |
| Raymond Christian, Petitioner, present          | Cary Payne, Attorney, present         |
| Rosemary Keach, Petitioner, not present         | Cary Payne, Attorney, present         |
| Susan Christian Payne, Petitioner, present      | Cary Payne, Attorney, present         |

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

- CASE MANAGEMENT CONFERENCE REGARDING UNRESOLVED ISSUES, PAYMENT OF FEES AND ACCOUNTING

Jeremy Kirschner, Esq. appeared telephonically.

|             |            |               |               |                 |
|-------------|------------|---------------|---------------|-----------------|
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|-------------|------------|---------------|---------------|-----------------|

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Court noted this case has been extensively briefed.

The Court reviewed the Christian Family Trust dated 10/11/2016.

Court issued its FINDINGS as stated on the Record.

Court further noted it previously assumed jurisdiction of the Trust and CONFIRMS jurisdiction again.

Court and Counsel engaged in discussion regarding pending Complaint before Judge Alf. Court noted it will sign off on a Stipulation with Judge Alf's approval.

COURT ORDERED,

Request for the Court to waive or find Attorney/Client privilege wholly inapplicable as to the email and allegations regarding Scrivner's error shall be DENIED.

Request for the Court to issue an Order to compel discovery, which includes Mr. Grant's deposition, the release of information and his testimony at trial shall be DENIED.

Request for Trustee to Amend Claim and include additional causes of action but not limited to forgery, fraud and larceny shall be GRANTED. The Complaint and Claims may be amended.

Nancy Christian's and Monte Reason's Joint Counterpetition to assume in Rem Jurisdiction of the Trust, to Confirm Trustee, to Find Breach of Fiduciary Duty Conversion, etc filed 11/13/17 shall be set for EVIDENTIARY HEARING.

ALL ASSETS shall be delivered to current Trustee, FRED WAID.

Request to invalidate all transfers shall be set for EVIDENTIARY HEARING.

Request to impose a constructed trust on the funds from Raymond's retirement account and life insurance policy shall be DENIED at this time. The Court shall allow this issue to be raised at Evidentiary Hearing.

Nancy Christian's and Monte Reason's Joint Petition for review of Former trustee's refusal to provide proper accounting filed 11/3/17 shall be set for EVIDENTIARY HEARING.

As to Monte Reason's Motion for Compliance and Enforcement of Court Order and for Sanctions filed 12/12/17; Court confirmed ALL assets shall be IMMEDIATELY transferred to current Trustee.

|             |            |               |               |                 |
|-------------|------------|---------------|---------------|-----------------|
| PRINT DATE: | 07/11/2019 | Page 36 of 38 | Minutes Date: | August 25, 2017 |
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Petitioners shall appear and show cause as to why they should NOT to be held in contempt, for violation of the Court's 10/31/17 Order.

As to the fees and successor trustees, Court has previously made a ruling. ALL Motion's for fees shall be GRANTED and paid by the TRUSTEE. Trustee may review legal bills in detail; should he find that any are unreasonable, it can be brought back to the Court's attention.

Jacqueline Utkin's Petition to confirm successor trustee filed 1/26/18 shall be GRANTED.

Jacqueline Utkin's Motion to turn over assets and to dissolve the injunction over the Christian Family Trust Assets filed 4/2/18 shall be GRANTED. All assets shall be UNFROZEN.

As to Jacqueline Utkin's Motion for fees, for compliance with enforcement of court order and sanction, for an order to show cause and for an extension of discovery filed 4/10/18, the Court is NOT making an Order as discovery is open and ongoing.

Request that Petitioners pay all Attorney's fees incurred as result of failure to provide proper accounting shall be DENIED at this time.

Jacqueline Utkin's Motion for Reconsideration filed on 7/31/18 shall be GRANTED. Court will place on CHAMBERS CALENDAR in 30 days to review all records and video transcript of hearing. Court will a issue minute order.

Monte Reason's Motion for Declaratory Relief filed 10/2/18 shall be set for EVIDENTIARY HEARING.

Jacqueline Utkin's Motion Requesting Payment filed on 10/23/18 shall be GRANTED.

DISCOVERY shall be open for 120 days.

Scheduling Order shall be issued next week.

Matter set for CALENDAR CALL 9/10/19 at 9:00am. ALL PARTIES AND ATTORNEY'S shall appear.

Matter set for EVIDENTIARY HEARING 10/15/19, 10/16/19, 10/17/19 and 10/18/19 at 1:30pm

Attorney Geist's Oral Motion to confirm Mr. Wade as Trustee under Fred or Frederick Waid. Order SIGNED and returned to Attorney for filing.

Attorney Geist shall prepare the Order from today's hearing; Order shall be delivered electronically.

|             |            |               |               |                 |
|-------------|------------|---------------|---------------|-----------------|
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|-------------|------------|---------------|---------------|-----------------|

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**INTERIM CONDITIONS:**

**FUTURE HEARINGS:** May 24, 2019 1:30PM Case Management Conference  
Case Management Conference. Discussion regarding unresolved issues, payment of fees, and  
accounting. Scheduling Order to be issued.  
Courtroom 07 Marquis, Linda

|             |            |               |               |                 |
|-------------|------------|---------------|---------------|-----------------|
| PRINT DATE: | 07/11/2019 | Page 38 of 38 | Minutes Date: | August 25, 2017 |
|-------------|------------|---------------|---------------|-----------------|

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## EXHIBIT(S) LIST

Case No.: P092512

Hearing Date: Aug. 22, 2018

Probate Commissioner: Wesley Yamashita

Court Clerk: Sharon Chun

Recorder: " "

Counsel for Plaintiff: Cary C. Payne

Counsel for Defendant: Jeremy L. Kirschner

Plaintiff/Petitioner(s):  
Susan Christian Payne  
Raymond Payne  
Rosemary Keach  
vs.

Defendant/Respondent:  
Jacqueline Atkins

**HEARING BEFORE THE PROBATE COMMISSIONER**

Petitioner's -S EXHIBITS

[illegible]

# Certification of Copy

State of Nevada }  
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT  
DOCKET ENTRIES; CIVIL COVER SHEET; ORDER; NOTICE OF ENTRY OF ORDER; ORDER;  
NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES; EXHIBITS LIST

In the Matter of the Trust of:

THE CHRISTIAN FAMILY TRUST u.a.d.  
10/11/16,

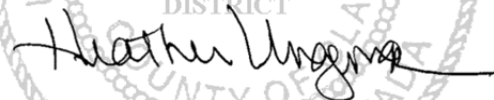
Case No: P-17-092512-T

Dept No: B

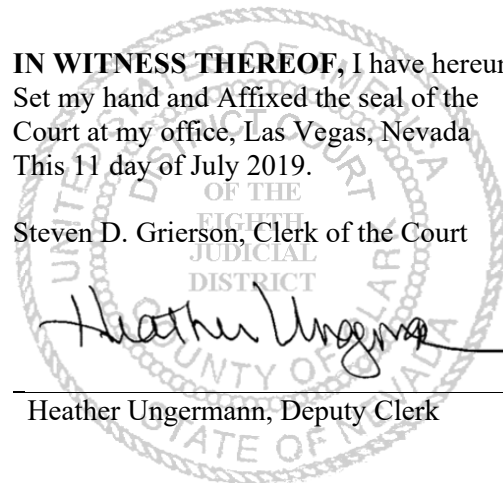
now on file and of record in this office.

**IN WITNESS THEREOF**, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 11 day of July 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk



CARY COLT PAYNE, CHTD  
CARY COLT PAYNE, ESQ  
ATTORNEY AT LAW  
700 S 8TH ST 702-383-9010  
LAS VEGAS, NV 89101-7007



94-169/1212

1650

PAY  
TO THE  
ORDER OF

DATE

7/9/19

Supreme Court  
Two hundred and Fifty Two

\$ 250.00

DOLLARS

FOR

CHRISTIAN - P-092572

*(Signature)*



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