

1 **NOAS**  
DANIEL J. SCHWARTZ, ESQ.  
2 Nevada Bar No. 005125  
JOEL P. LEEVES, ESQ.  
3 Nevada Bar No. 013231  
4 LEWIS BRISBOIS BISGAARD & SMITH LLP  
2300 W. Sahara Ave. Ste. 300  
5 Las Vegas, Nevada 89102  
Telephone: 702-893-3383  
6 Facsimile: 702-366-9689  
Email: daniel.schwartz@lewisbrisbois.com  
7 Attorneys for Petitioners  
8 *Focus Framing and*  
*Sun City Electric*

Electronically Filed  
Oct 23 2019 10:07 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

9  
10 **DISTRICT COURT**

11 **CLARK COUNTY, NEVADA**

12 FOCUS FRAMING and SUN CITY ELECTRIC, CASE NO.: A-18-774772-J

13 Petitioners,

DEPT. NO.: X

14 v.

15 MARTIN DURAN PEREZ. and THE  
16 DEPARTMENT OF ADMINISTRATION,  
17 HEARINGS DIVISION, APPEALS OFFICE,  
an Agency of the State of Nevada,

18  
19 Respondents.

20  
21 **NOTICE OF APPEAL**

22 TO: MARTIN DURAN PEREZ

23 TO: ALIKA ANGERMAN

24  
25 NOTICE IS HEREBY GIVEN that Petitioners FOCUS FRAMING and SUN CITY  
26 ELECTRIC, (hereinafter referred to as the "Petitioners"), in the above-entitled action, hereby  
27 appeal to the Supreme Court of the State of Nevada from the attached "Order" entered in this

28 ///

1 action on or about July 3, 2019 which denied Petitioners' Petition for Judicial Review and the  
2 "Notice of Entry of Order" filed on or about September 13, 2019.

3  
4 DATED this 14 day of October, 2019.

5 Respectfully submitted,

6 **LEWIS BRISBOIS BISGAARD & SMITH LLP**

7  
8  
9 By:

DANIEL L. SCHWARTZ, ESQ.

Nevada Bar No. 005125

JOEL P. REEVES, ESQ.

Nevada Bar No. 013231

2300 W. Sahara Ave. Ste. 300

Las Vegas, Nevada 89102

Phone: 702-893-3383

Fax: 702-366-9689

Attorneys for Petitioners

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

**AFFIRMATION**  
**Pursuant to NRS 239B.030**

The undersigned does hereby affirm that the preceding document, \_\_\_\_\_

NOTICE OF APPEAL

filed in case number: A-18-774772-J

Document does not contain the Social Security number of any person.

- OR -

Document contains the Social Security number of a person as required by:

A specific state or federal law, to wit:

- or -

For the administration of a public program

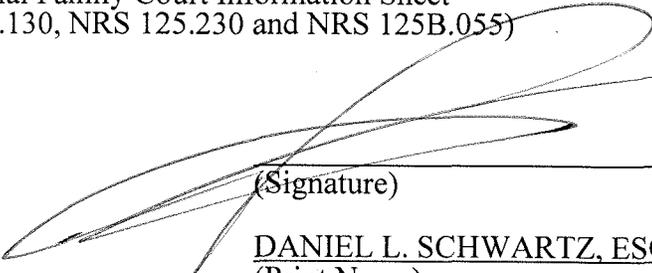
- or -

For an application for a federal or state grant

- or -

Confidential Family Court Information Sheet  
(NRS 125.130, NRS 125.230 and NRS 125B.055)

Date: 10/14/19

  
\_\_\_\_\_  
(Signature)

DANIEL L. SCHWARTZ, ESQ.  
\_\_\_\_\_  
(Print Name)

PETITIONERS  
\_\_\_\_\_  
(Attorney for)

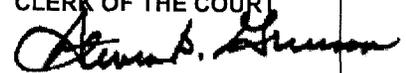
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**LIST OF EXHIBITS**

EXHIBIT I: Notice of Entry of Order, dated 09/13/19

**EXHIBIT I**

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1 **NEOJ**  
2 **ALIKA K. ANGERMAN, ESQ.**  
3 Nevada Bar No. 12933  
4 **BIGHORN LAW**  
5 716 S. Jones Blvd.  
6 Las Vegas, Nevada 89107  
7 Tel: (702) 333-1111  
8 Email: [Alika@BighornLaw.com](mailto:Alika@BighornLaw.com)  
9 *Attorneys for Respondent, Martin Duran Perez*

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

10 FOCUS FRAMING and SUN CITY  
11 ELECTRIC,

12 Petitioners,

13 v.

14 MARTIN DURAN PEREZ, and THE  
15 DEPARTMENT OF ADMINISTRATION  
16 HEARINGS DIVISION, APPEALS OFFICE,  
17 an Agency of the State of Nevada

18 Respondents.

CASE NO: A-18-774772-J

DEPT. NO:X

19 **NOTICE OF ENTRY OF ORDER DENYING THE PETITION FOR JUDICIAL**  
20 **REVIEW**

21 PLEASE TAKE NOTICE that an Order Denying Petition for Judicial Review was entered  
22 in favor of Respondents on April 16, 2019 by the above-entitled court.

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A copy of said Order is attached hereto.

**DATED** this 13<sup>th</sup> day of September, 2019.

**BIGHORN LAW**

By: /s/ Alike K. Angerman  
**ALIKA K. ANGERMAN, ESQ.**  
Nevada Bar No. 12933  
716 S. Jones Blvd.  
Las Vegas, Nevada 89107  
*Attorneys for Respondent*

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRC 5, NEFCR 9 and EDCR 8.05, I hereby certify that I am an employee  
3 of BIGHORN LAW, and on September 13, 2019, I served a copy of the foregoing **NOTICE OF**  
4 **ENTRY OF ORDER DENYING THE PETITION FOR JUDICIAL REVIEW** as follows:  
5

6  Electronic Service – By serving a copy thereof through the Court’s electronic service  
7 system

8  U.S. Mail—By depositing a true copy thereof in the U.S. mail, first class postage  
9 prepaid and addressed as listed below; and/or

10  Facsimile—By facsimile transmission pursuant to EDCR 7.26 to the facsimile  
11 number(s) shown below and in the confirmation sheet filed herewith. Consent to service  
12 under NRC 5(b)(2)(D) shall be assumed unless an objection to service by facsimile  
13 transmission is made in writing and sent to the sender via facsimile within 24 hours of  
14 receipt of this Certificate of Service; and/or

14 **LEWIS BRISBOIS BISGAARD & SMITH**  
15 **JOEL REEVES, ESQ.**

16 Nevada Bar No. 13231  
17 2300 W. Sahara Ave. Suite 300, Box 28  
18 Las Vegas, Nevada 89102

19 **E-SERVICE**

20 *Attorneys for Petitioner*

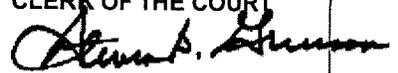
21 **FOCUS FRAMING/PLUMBING**

22 **C/O Sun City Electric**  
23 1220 S. Commerce Street Suite 120  
24 Las Vegas, Nevada 89102

25 **Via US Postal Mailing**

26  
27  
28  
By:           /s/ Eva G. Dhimi            
An employee of **BIGHORN LAW**

# **EXHIBIT 1**



1 **ORDER**  
2 BIGHORN LAW  
3 ALIKA K. ANGERMAN, ESQ.  
4 716 S. Jones Blvd  
5 Las Vegas, NV 89107  
6 [alika@bighornlaw.com](mailto:alika@bighornlaw.com)  
7 Phone: (702) 333-1111  
8 Fax: (702) 507-0092  
9 *Attorneys for Petitioner*

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

8 \*\*\*\*\*

9 FOCUS FRAMING and SUN CITY  
10 ELECTRIC,

11 *Petitioners,*

12 v.

13 MARTIN DURAN PEREZ, and THE  
14 DEPARTMENT OF  
15 ADMINISTRATION, HEARINGS  
16 DIVISION, APPEALS OFFICE, an  
Agency of the State of Nevada

17 *Respondents.*

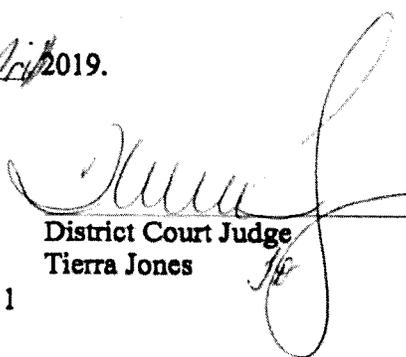
CASE NO.: A-18-774772-J  
DEPT. NO.: X

18 **ORDER DENYING THE PETITION FOR JUDICIAL REVIEW**

19 After careful review and consideration of the papers and pleadings on file herein:

20 THE COURT ORDERS the Appeals Officer Decision and Order be **AFFIRMED** and the Petition  
21 for Judicial review is **DENIED**.

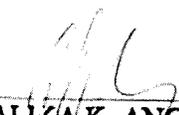
22 DATED this 16 day of April 2019.

23   
24 District Court Judge  
Tierra Jones

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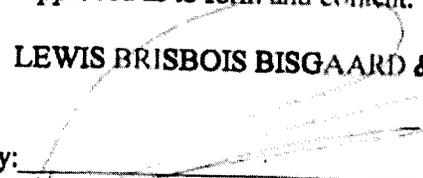
Submitted by:

BIGHORN LAW

By:   
ALIKA K. ANGERMAN, ESQ.  
Nevada Bar No.: 12933  
716 S. Jones Blvd.  
Las Vegas, NV 89107  
Phone: 702-333-1111  
Fax 702-507-0092  
*Attorneys for Respondent*

Approved as to form and content:

LEWIS BRISBOIS BISGAARD & SMITH

By:   
JOLL REEVES, ESQ.  
Nevada Bar No.: 13231  
2300 W. Sahara Avenue, Ste. 300, Box 28  
Las Vegas, NV 89102  
*Attorneys For Petitioner*

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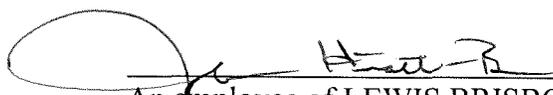
**CERTIFICATE OF MAILING**

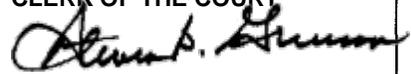
Pursuant to Nevada Rules of Civil Procedure 5(b), I hereby certify that, on the 14<sup>th</sup> day of October, 2019, service of the foregoing **NOTICE OF APPEAL** was made this date by depositing a true copy of the same for mailing, first class mail, as follows:

Bighorn Law  
716 S. Jones Blvd.  
Las Vegas, NV 89107

Focus Framing  
C/O Sun City Electric

Focus Framing  
C/O Sun City Electric  
ATTN: Patty Pizano  
1220 S. Commerce St., #120  
Las Vegas, NV 89102

  
An employee of LEWIS BRISBOIS BISGAARD & SMITH LLP



1 **ASTA**  
DANIEL J. SCHWARTZ, ESQ.  
2 Nevada Bar No. 005125  
JOEL P. REEVES, ESQ.  
3 Nevada Bar No. 013231  
LEWIS BRISBOIS BISGAARD & SMITH LLP  
4 2300 W. Sahara Ave. Ste. 300  
Las Vegas, Nevada 89102  
5 Telephone: 702-893-3383  
Facsimile 702-366-9689  
6 Email: daniel.schwartz@lewisbrisbois.com  
Attorneys for Petitioners  
7 *Focus Framing and*  
*Sun City Electric*

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

10 FOCUS FRAMING and SUN CITY ELECTRIC,

11 Petitioners,

12 v.

13 MARTIN DURAN PEREZ. and THE  
14 DEPARTMENT OF ADMINISTRATION,  
HEARINGS DIVISION, APPEALS OFFICE,  
15 an Agency of the State of Nevada,

16 Respondents..

CASE NO.: A-18-774772-J

DEPT. NO.: X

17 **CASE APPEAL STATEMENT**

18 1. Name of Petitioners filing this case appeal statement:

19 **Focus Framing and Sun City Electric**

20 2. Identify the Judge issuing the decision, judgment, or order appealed from:

21 **Hon. Tierra Jones, District Court Judge**

22 3. Identify all parties to the proceedings in the district court (the use of et al. to denote  
23 parties is prohibited):

24 **Focus Framing, Sun City Electric, and Martin Duran Perez**

25 ...

26 ...

27 ...

1 4. Identify all parties involved in this appeal (the use of et al. to denote parties is  
2 prohibited):

3 **Focus Framing, Sun City Electric, and Martin Duran Perez**

4 5. Set forth the name, law firm, address, and telephone number of all counsel on  
5 appeal and identify the party or parties whom they represent:

6 **DANIEL L. SCHWARTZ, ESQ.**  
7 **JOEL P. REEVES, ESQ.**  
8 **LEWIS BRISBOIS BISGAARD & SMITH LLP**  
9 **2300 W. Sahara Avenue, Suite 300, Box 28**  
10 **Las Vegas, Nevada 89102-4375**  
11 *Attorneys for Petitioners*  
12 *Focus Framing and*  
13 *Sun City Electric*

14 **ALIKA K. ANGERMAN, ESQ.**  
15 **BIGHORN LAW**  
16 **716 S. Jones Blvd.**  
17 **Las Vegas, Nevada 89107**  
18 *Attorney for Respondent*  
19 *Martin Duran Perez*

20 6. Indicate whether Petitioners were represented by appointed or retained counsel in  
21 the district court:

22 **Petitioners were represented by retained counsel in the District Court.**

23 7. Indicate whether Respondent was represented by appointed or retained counsel in  
24 the district court:

25 **Respondent was represented by retained counsel in the District Court.**

26 8. Indicate whether Petitioners are represented by appointed or retained counsel on  
27 appeal:

28 **Petitioners are represented by retained counsel on appeal.**

29 9. Indicate whether Respondent is represented by appointed or retained counsel on  
30 appeal:

**Respondent is represented by retained counsel on appeal.**

1           10.     Indicate whether Petitioners were granted leave to proceed in forma pauperis, and  
2 the date of entry of the district court order granting such leave:

3           **Petitioners were not granted leave to proceed in forma pauperis.**

4           11.     Indicate whether Respondent was granted leave to proceed in forma pauperis, and  
5 the date of entry of the district court order granting such leave:

6           **Respondent was not granted leave to proceed in forma pauperis.**

7           12.     Indicate the date the proceedings commenced in the district court (e.g., date  
8 complaint, indictment, information, or petition was filed):

9           **The Petition for Judicial Review of the Appeals Officer's Decision of May 3, 2018 was**  
10 **filed on May 18, 2018.**

11           13.     Provide a brief description of the nature of the action and result in the district court,  
12 including the type of judgment or order being appealed and the relief granted by the district court:

13           **This is a workers' compensation case. On December 30, 2016, the Respondent,**  
14 **MARTIN DURAN PEREZ (hereinafter referred to as "Respondent") arrived to work and**  
15 **was upset about an allegedly short paycheck for a period where he was working under a**  
16 **supervisor named Pedro. Respondent's Safety Manager, Nicholas Pao, informed Respondent**  
17 **that the proper way to resolve his paycheck issue was to speak with payroll at the end of the**  
18 **day and they would help him. Despite Mr. Pao's instruction, Respondent left his job site and**  
19 **walked to another job site where Pedro was working. Respondent then scaled a house frame,**  
20 **failed to attach any protective gear, and then proceeded to argue with Pedro about the check**  
21 **for approximately ten (10) minutes. Then, unfortunately, Pedro's son got involved in the**  
22 **argument and pushed Respondent off the house frame, causing injury to Respondent. A**  
23 **Criminal Complaint was issued against Pedro's son, Jose Rosales.**

1 On March 6, 2017, Petitioners denied Respondent's claim for worker's compensation  
2 benefits based on the fact that Respondent's injuries were unrelated to his employment.

3 Respondent appealed

4 On June 1, 2017, following Hearing No. 1710955-MT, the Hearing Officer issued a  
5 Decision and Order reversing the March 6, 2017 determination denying the claim.  
6 Petitioners filed a timely appeal. In addition, the Petitioners filed a Motion for a Stay of the  
7 Hearing Officer's decision, which was granted.  
8

9 On February 9, 2018, this case came on for hearing before the Appeals Officer. The  
10 testimonies of four separate witnesses were taken: Respondent; Respondent's brother-in-  
11 law; and two safety directors for Employer (Nicholas Pao and Kevin Mendoza).  
12

13 On May 3, 2018, the Appeals Officer issued the subject Decision and Order reversing  
14 claim denial. Of note, the Decision and Order makes no mention whatsoever of any of the  
15 testimony given. Nor does it comment on the credibility of any witness.

16 Petitioners filed the instant Petition for Judicial Review contesting the May 3, 2018  
17 Appeals Officer's Decision and Order and the District Court granted a request for a stay.  
18 On July 2, 2019, the District Court issued an Order Denying the Petition for Judicial  
19 Review. The Notice of Entry of Order was filed on September 13, 2019.  
20

21 14. Indicate whether the case has previously been the subject of an appeal to or original  
22 writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of  
23 the prior proceeding:

24 No.

25 15. Indicate whether this appeal involves child custody or visitation:

26 No.

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16. If this is a civil case, indicate whether this appeal involves the possibility of settlement:

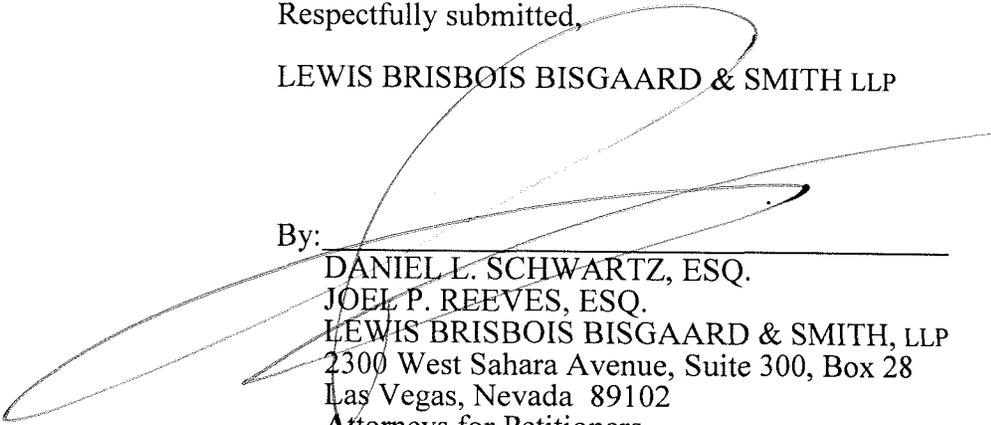
No.

DATED this 14 day of October, 2019.

Respectfully submitted,

LEWIS BRISBOIS BISGAARD & SMITH LLP

By:

  
DANIEL L. SCHWARTZ, ESQ.  
JOEL P. REEVES, ESQ.  
LEWIS BRISBOIS BISGAARD & SMITH, LLP  
2300 West Sahara Avenue, Suite 300, Box 28  
Las Vegas, Nevada 89102  
Attorneys for Petitioners

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

**AFFIRMATION**  
**Pursuant to NRS 239B.030**

The undersigned does hereby affirm that the preceding document, \_\_\_\_\_

CASE APPEAL STATEMENT

filed in case number: A-18-774772-J :

Document does not contain the Social Security number of any person.

**- OR -**

Document contains the Social Security number of a person as required by:

A specific state or federal law, to wit:

\_\_\_\_\_

**- or -**

For the administration of a public program

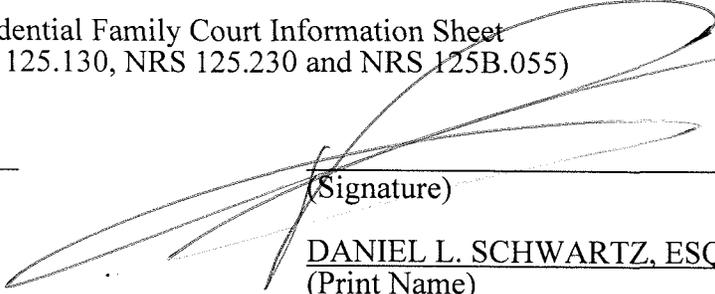
**- or -**

For an application for a federal or state grant

**- or -**

Confidential Family Court Information Sheet  
(NRS 125.130, NRS 125.230 and NRS 125B.055)

Date: 10/18/19

  
\_\_\_\_\_  
(Signature)

DANIEL L. SCHWARTZ, ESQ.  
(Print Name)

PETITIONERS  
(Attorney for)

**CASE SUMMARY**

**CASE NO. A-18-774772-J**

**Focus Framing, Petitioner(s)**  
**vs.**  
**Martin Duran Perez, Respondent(s)**

§  
§  
§  
§  
§

Location: **Department 10**  
 Judicial Officer: **Jones, Tierra**  
 Filed on: **05/18/2018**  
 Case Number History:  
 Cross-Reference Case Number: **A774772**

**CASE INFORMATION**

Case Type: **Worker's Compensation Appeal**  
 Case Status: **05/18/2018 Open**

**DATE**

**CASE ASSIGNMENT**

**Current Case Assignment**

Case Number: A-18-774772-J  
 Court: Department 10  
 Date Assigned: 05/21/2018  
 Judicial Officer: Jones, Tierra

**PARTY INFORMATION**

<b>Petitioner</b>	<b>Focus Framing</b>	<i>Lead Attorneys</i> <b>Schwartz, Daniel L</b> <i>Retained</i> 702-893-3383(W)
	<b>Sun City Electric</b>	<b>Schwartz, Daniel L</b> <i>Retained</i> 702-893-3383(W)
<b>Respondent</b>	<b>Department of Administration Hearings Division Appeals Office</b> <b>Duran Perez, Martin</b>	<b>Angerman, Alika K</b> <i>Retained</i>

**DATE**

**EVENTS & ORDERS OF THE COURT**

**INDEX**

**EVENTS**

- 05/18/2018  Initial Appearance Fee Disclosure  
 Filed By: Petitioner Sun City Electric  
*Initial Appearance Fee Disclosure*
- 05/18/2018  Petition for Judicial Review  
 Filed by: Petitioner Focus Framing; Petitioner Sun City Electric  
*Petition for Judicial Review*
- 05/21/2018  Peremptory Challenge  
 Filed by: Petitioner Focus Framing; Petitioner Sun City Electric  
*Peremptory Challenge of Judge*
- 05/21/2018  Notice of Department Reassignment  
*Notice of Department Reassignment*

**CASE SUMMARY**

**CASE NO. A-18-774772-J**

- 05/21/2018  Initial Appearance Fee Disclosure  
Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Peremptory Challenge Filing Fee Disclosure*
- 05/23/2018  Motion  
Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Petitioners' Motion for Stay Pending Appeal and Request for Order Shortening Time*
- 06/15/2018  Opposition  
*Respondent's Opposition to Petitioner's Motion for Stay*
- 07/16/2018  Order  
Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Order Granting Motion for Stay*
- 07/17/2018  Notice of Entry of Order  
Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Notice of Entry of ORDER*
- 07/24/2018  Transmittal of Record on Appeal  
Party: Respondent Department of Administration Hearings Division Appeals Office  
*TRANSMITTAL OF RECORD ON APPEAL*
- 07/24/2018  Affidavit  
Filed By: Respondent Department of Administration Hearings Division Appeals Office  
*AFFIDAVIT AND CERTIFICATION*
- 07/24/2018  Certification of Transmittal  
Party: Respondent Department of Administration Hearings Division Appeals Office  
*CERTIFICATION OF TRANSMITTAL*
- 09/04/2018  Brief  
Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Petitioners' Opening Brief*
- 10/08/2018  Respondent's Answering Brief  
*Respondent's Answering Brief*
- 11/07/2018  Brief  
Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Petitioners' Reply Brief*
- 12/10/2018  Request  
Filed by: Petitioner Focus Framing; Petitioner Sun City Electric  
*Request for Hearing on Petitioner's Petition for Judicial Review*
- 07/02/2019  Order  
*Order Denying The Petition for Judicial Review*
- 09/13/2019  Notice of Entry of Order  
*Notice of Entry of Order Denying Petition for Judicial Review*
- 10/08/2019  Motion

**CASE SUMMARY**

**CASE NO. A-18-774772-J**

Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Petitioners' Motion for Stay Pending Supreme Court Appeal and Request for Order Shortening Time*

10/11/2019



Opposition

Filed By: Respondent Duran Perez, Martin  
*Respondent's Opposition to Petitioners' Motion for Stay Pending Supreme Court Appeal*

10/14/2019



Notice of Appeal

Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Notice of Appeal*

10/14/2019



Case Appeal Statement

Filed By: Petitioner Focus Framing; Petitioner Sun City Electric  
*Case Appeal Statement*

**DISPOSITIONS**

07/02/2019

**Order Denying Judicial Review** (Judicial Officer: Jones, Tierra)  
Debtors: Focus Framing (Petitioner), Sun City Electric (Petitioner)  
Creditors: Martin Duran Perez (Respondent), Department of Administration Hearings Division Appeals Office (Respondent)  
Judgment: 07/02/2019, Docketed: 07/03/2019

**HEARINGS**

06/19/2018



**Motion For Stay** (9:30 AM) (Judicial Officer: Jones, Tierra)

**06/19/2018, 06/26/2018**

*Petitioners Focus Framing and Sun City Electric's Motion for Stay Pending Appeal and Request for Order Shortening Time*

Matter Continued;

Motion Granted; Petitioners Focus Framing and Sun City Electric's Motion for Stay Pending Appeal and Request for Order Shortening Time

Journal Entry Details:

*Colloquy regarding medical treatment Respondent will need. Mr. Angerman advised on December 30, 2016, Respondent suffered injuries. Further, within first thirty days insurance company has to issue determination, Respondent was allowed to treat under workers compensation system and then claim was denied in March. At that time, Respondent was allowed to treat outside workers compensation system. However, Respondent was not working, no insurance, no money and no actual means to treat. Mr. Reeves argued no evidence he needs medical treatment. Further, without some sort of evidence he will be irreparably harmed, no evidence to support as to irreparable harm. As to counsel's client, client will have to potentially issue retroactive wage replacement benefits that cannot be given back. Additionally, Mr. Reeves argued if Respondent is successful, he will get his benefits, his wage replacement benefits if he is entitled to them at the end of the appeal process and there is no irreparable harm. Mr. Angerman argued Respondent has already been irreparably harmed. Further, there is a C-4 document indicating Respondent needs additional care. In addition to that, physician took Respondent off work for about a week and after that Respondent was placed on work restrictions from preventing him suffering another head injury. Additional argument by Mr. Reeves. COURT ORDERED, motion GRANTED.;*

Matter Continued;

Motion Granted; Petitioners Focus Framing and Sun City Electric's Motion for Stay Pending Appeal and Request for Order Shortening Time

Journal Entry Details:

*Alika Angerman, Esq., present on behalf of Respondent. Upon Court's inquiry, Mr. Angerman advised Morris Anderson is now Bighorn Law. Based on that representation, Court noted no Opposition had been filed. Colloquy regarding the Opposition being filed. COURT ORDERED, matter CONTINUED for the Court to review the Opposition. Court confirmed the temporary stay is to remain in place until the Motion is heard. CONTINUED TO: 6/26/18 9:30 AM;*

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. A-18-774772-J**

01/15/2019

 **Petition for Judicial Review** (9:30 AM) (Judicial Officer: Jones, Tierra)

**01/15/2019, 01/22/2019, 01/29/2019**

*Request for Hearing on Petitioner's Petition for Judicial Review*  
 Continued;  
 Matter Continued; Request for Hearing on Petitioner's Petition for Judicial Review  
 Matter Heard;  
 Journal Entry Details:  
*Following arguments by counsel, COURT ORDERED matter CONTINUED to this Court's chamber's calendar for Decision, on the date given. 01/31/19 (CHAMBERS) DECISION PETITION FOR JUDICIAL REVIEW;*  
 Continued;  
 Matter Continued; Request for Hearing on Petitioner's Petition for Judicial Review  
 Matter Heard;  
 Journal Entry Details:  
*Mr. Angerman informed the Court opposing counsel is in another court. MATTER TRAILED. MATTER RECALLED. The Court noted opposing counsel has not made an appearance. COURT ORDERED, MATTER CONTINUED. 1-29-18 9:30 AM PETITIONER'S PETITION FOR JUDICIAL REVIEW;*  
 Continued;  
 Matter Continued; Request for Hearing on Petitioner's Petition for Judicial Review  
 Matter Heard;  
 Journal Entry Details:  
*Court noted not parties present, however, Mr. Lavery signed in. Matter trailed. Later matter recalled. Mr. Lavery still not present. COURT ORDERED, matter CONTINUED to the date given. Later matter recalled, following this Court's calendar. Mr. Lavery present, late, on behalf of Petitioner, advising he sent a text to opposing counsel, and counsel advised this wasn't on calendar today. Court noted it is prepared to rule on the pleadings today. Mr. Lavery requested to pass the matter for opposing counsel's presence. Court so noted and ORDERED, matter CONTINUED for counsel's presence. 01/22/19 9:30 A.M. PETITION FOR JUDICIAL REVIEW Clerk's Note: A copy of these minutes emailed to Ms.. Angerman Esq., at alika@bighornlaw.com /tb;*

01/31/2019

 **Decision** (3:00 AM) (Judicial Officer: Jones, Tierra)

*Decision: Petition for Judicial Review*  
 Decision Made;  
 Journal Entry Details:  
*Following review of the papers and pleadings on file herein, COURT ORDERED, the Appeals Officer s Decision and Order be AFFIRMED. ;*

10/17/2019

**Motion For Stay** (9:30 AM) (Judicial Officer: Jones, Tierra)

*Petitioners' Motion for Stay Pending Supreme Court Appeal and Request for Order Shortening Time*

**DATE**

**FINANCIAL INFORMATION**

<b>Petitioner</b> Focus Framing	
Total Charges	1,200.00
Total Payments and Credits	1,200.00
<b>Balance Due as of 10/15/2019</b>	<b>0.00</b>
<b>Petitioner</b> Sun City Electric	
Total Charges	24.00
Total Payments and Credits	24.00
<b>Balance Due as of 10/15/2019</b>	<b>0.00</b>
<b>Petitioner</b> Focus Framing	
Appeal Bond Balance as of 10/15/2019	<b>500.00</b>

# DISTRICT COURT CIVIL COVER SHEET

County, Nevada

A-18-774772-J

Case No. \_\_\_\_\_  
*(Assigned by Clerk's Office)*

Department 30

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

Plaintiff(s) (name/address/phone): <b>FOCUS FRAMING AND SUN CITY ELECTRIC</b> 1220 S. COMMERCE STREET, #120 LAS VEGAS, NV 89102	Defendant(s) (name/address/phone): <b>MARTIN DURAN PEREZ</b>
Attorney (name/address/phone): <b>DANIEL SCHWARTZ, ESQ</b> <b>LEWIS BRISBOIS BISGAARD &amp; SMITH LLP</b> 2300 W. Sahara, Ste. 300, Box 28 LAS VEGAS, NV 89101 / 702-893-3383	Attorney (name/address/phone): <b>ALIKA ANGERMAN, ESQ.</b> <b>BIGHORN LAW</b> 716 S. JONES BLVD. LAS VEGAS, NV 89107 / 702-333-1111

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

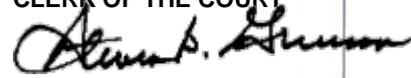
<b>Civil Case Filing Types</b>		
<b>Real Property</b> <b>Landlord/Tenant</b> <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant <b>Title to Property</b> <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property <b>Other Real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

*Business Court filings should be filed using the Business Court civil coversheet.*

5/18/18  
Date

\_\_\_\_\_  
Signature of initiating party or representative

*See other side for family-related case filings.*



1 **ORDR**  
2 BIGHORN LAW  
3 ALIKA K. ANGERMAN, ESQ.  
4 716 S. Jones Blvd  
5 Las Vegas, NV 89107  
6 [alika@bighornlaw.com](mailto:alika@bighornlaw.com)  
7 Phone: (702) 333-1111  
8 Fax: (702) 507-0092  
9 *Attorneys for Petitioner*

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

8 \* \* \* \* \*

9 FOCUS FRAMING and SUN CITY  
10 ELECTRIC,

11 *Petitioners,*

12 v.

13 MARTIN DURAN PEREZ, and THE  
14 DEPARTMENT OF  
15 ADMINISTRATION, HEARINGS  
16 DIVISION, APPEALS OFFICE, an  
17 Agency of the State of Nevada

18 *Respondents.*

CASE NO.: A-18-774772-J

DEPT. NO.: X

17 **ORDER DENYING THE PETITION FOR JUDICIAL REVIEW**

18 After careful review and consideration of the papers and pleadings on file herein:

19 THE COURT ORDERS the Appeals Officer Decision and Order be AFFIRMED and the Petition  
20 for Judicial review is DENIED.

21 DATED this 16 day of April 2019.

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District Court Judge  
Tierra Jones

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Submitted by:

BIGHORN LAW

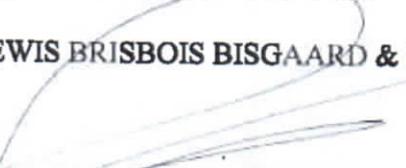
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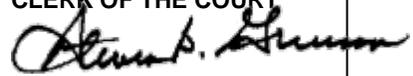
  
ALIKA K. ANGERMAN, ESQ.  
Nevada Bar No.: 12933  
716 S. Jones Blvd.  
Las Vegas, NV 89107  
Phone: 702-333-1111  
Fax: 702-507-0092  
*Attorneys for Respondent*

Approved as to form and content:

LEWIS BRISBOIS BISGAARD & SMITH

By:

  
JOEL REEVES, ESQ.  
Nevada Bar No.: 13231  
2300 W. Sahara Avenue, Ste. 300, Box 28  
Las Vegas, NV 89102  
*Attorneys For Petitioner*



1 **NEOJ**  
2 **ALIKA K. ANGERMAN, ESQ.**  
3 Nevada Bar No. 12933  
4 **BIGHORN LAW**  
5 716 S. Jones Blvd.  
6 Las Vegas, Nevada 89107  
7 Tel: (702) 333-1111  
8 Email: [Alika@BighornLaw.com](mailto:Alika@BighornLaw.com)  
9 *Attorneys for Respondent, Martin Duran Perez*

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

9 FOCUS FRAMING and SUN CITY  
10 ELECTRIC,

11 Petitioners,

12 v.

13 MARTIN DURAN PEREZ, and THE  
14 DEPARTMENT OF ADMINISTRATION  
15 HEARINGS DIVISION, APPEALS OFFICE,  
16 an Agency of the State of Nevada

17 Respondents.

CASE NO: A-18-774772-J

DEPT. NO:X

18 **NOTICE OF ENTRY OF ORDER DENYING THE PETITION FOR JUDICIAL**  
19 **REVIEW**

20 PLEASE TAKE NOTICE that an Order Denying Petition for Judicial Review was entered  
21 in favor of Respondents on April 16, 2019 by the above-entitled court.

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A copy of said Order is attached hereto.

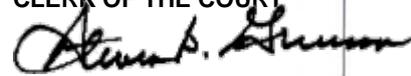
**DATED** this 13<sup>th</sup> day of September, 2019.

**BIGHORN LAW**

By: /s/ Arika K. Angerman  
**ALIKA K. ANGERMAN, ESQ.**  
Nevada Bar No. 12933  
716 S. Jones Blvd.  
Las Vegas, Nevada 89107  
*Attorneys for Respondent*



# **EXHIBIT 1**



1 **ORDR**  
2 BIGHORN LAW  
3 ALIKA K. ANGERMAN, ESQ.  
4 716 S. Jones Blvd  
5 Las Vegas, NV 89107  
6 [alika@bighornlaw.com](mailto:alika@bighornlaw.com)  
7 Phone: (702) 333-1111  
8 Fax: (702) 507-0092  
9 *Attorneys for Petitioner*

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

8 \* \* \* \* \*

9 FOCUS FRAMING and SUN CITY  
10 ELECTRIC,

11 *Petitioners,*

12 v.

13 MARTIN DURAN PEREZ, and THE  
14 DEPARTMENT OF  
15 ADMINISTRATION, HEARINGS  
16 DIVISION, APPEALS OFFICE, an  
17 Agency of the State of Nevada

18 *Respondents.*

CASE NO.: A-18-774772-J

DEPT. NO.: X

17 **ORDER DENYING THE PETITION FOR JUDICIAL REVIEW**

18 After careful review and consideration of the papers and pleadings on file herein:

19 THE COURT ORDERS the Appeals Officer Decision and Order be AFFIRMED and the Petition  
20 for Judicial review is DENIED.

21 DATED this 16 day of April 2019.

22  
23  
24   
District Court Judge  
Tierra Jones

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Submitted by:

BIGHORN LAW

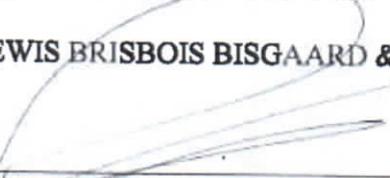
By:

  
ALIKA K. ANGERMAN, ESQ.  
Nevada Bar No.: 12933  
716 S. Jones Blvd.  
Las Vegas, NV 89107  
Phone: 702-333-1111  
Fax: 702-507-0092  
*Attorneys for Respondent*

Approved as to form and content:

LEWIS BRISBOIS BISGAARD & SMITH

By:

  
JOEL REEVES, ESQ.  
Nevada Bar No.: 13231  
2300 W. Sahara Avenue, Ste. 300, Box 28  
Las Vegas, NV 89102  
*Attorneys For Petitioner*

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Worker's Compensation  
Appeal**

**COURT MINUTES**

**June 19, 2018**

---

A-18-774772-J      Focus Framing, Petitioner(s)  
vs.  
Martin Duran Perez, Respondent(s)

---

**June 19, 2018      9:30 AM      Motion For Stay**

**HEARD BY:** Jones, Tierra      **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Madalyn Kearney

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES**

**PRESENT:** Reeves, Joel      Attorney

**JOURNAL ENTRIES**

- Alika Angerman, Esq., present on behalf of Respondent.

Upon Court's inquiry, Mr. Angerman advised Morris Anderson is now Bighorn Law. Based on that representation, Court noted no Opposition had been filed. Colloquy regarding the Opposition being filed. COURT ORDERED, matter CONTINUED for the Court to review the Opposition. Court confirmed the temporary stay is to remain in place until the Motion is heard.

CONTINUED TO: 6/26/18 9:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Worker's Compensation  
Appeal**

**COURT MINUTES**

**June 26, 2018**

A-18-774772-J      Focus Framing, Petitioner(s)  
vs.  
Martin Duran Perez, Respondent(s)

<b>June 26, 2018</b>	<b>9:30 AM</b>	<b>Motion For Stay</b>	<b>Petitioners Focus Framing and Sun City Electric's Motion for Stay Pending Appeal and Request for Order Shortening Time</b>
----------------------	----------------	------------------------	---

**HEARD BY:** Jones, Tierra

**COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** April Watkins

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Angerman, Alika K	Attorney
	Reeves, Joel	Attorney

**JOURNAL ENTRIES**

- Colloquy regarding medical treatment Respondent will need. Mr. Angerman advised on December 30, 2016, Respondent suffered injuries. Further, within first thirty days insurance company has to issue determination, Respondent was allowed to treat under workers compensation system and then claim was denied in March. At that time, Respondent was allowed to treat outside workers compensation system. However, Respondent was not working, no insurance, no money and no actual means to treat. Mr. Reeves argued no evidence he needs medical treatment. Further, without some sort of evidence he will be irreparably harmed, no evidence to support as to irreparable harm. As to counsel's client, client will have to potentially issue retroactive wage replacement benefits that cannot be given back. Additionally, Mr. Reeves argued if Respondent is successful, he will get his benefits, his wage replacement benefits if he is entitled to them at the end of the appeal process and

there is no irreparable harm. Mr. Angerman argued Respondent has already been irreparably harmed. Further, there is a C-4 document indicating Respondent needs additional care. In addition to that, physician took Respondent off work for about a week and after that Respondent was placed on work restrictions from preventing him suffering another head injury. Additional argument by Mr. Reeves. COURT ORDERED, motion GRANTED.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Worker's Compensation  
Appeal**

**COURT MINUTES**

**January 15, 2019**

---

A-18-774772-J      Focus Framing, Petitioner(s)  
vs.  
Martin Duran Perez, Respondent(s)

---

**January 15, 2019      9:30 AM      Petition for Judicial Review**

**HEARD BY:** Jones, Tierra      **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Court noted not parties present, however, Mr. Lavery signed in. Matter trailed. Later matter recalled. Mr. Lavery still not present. COURT ORDERED, matter CONTINUED to the date given. Later matter recalled, following this Court's calendar. Mr. Lavery present, late, on behalf of Petitioner, advising he sent a text to opposing counsel, and counsel advised this wasn't on calendar today. Court noted it is prepared to rule on the pleadings today. Mr. Lavery requested to pass the matter for opposing counsel's presence. Court so noted and ORDERED, matter CONTINUED for counsel's presence.

01/22/19 9:30 A.M. PETITION FOR JUDICIAL REVIEW

Clerk's Note: A copy of these minutes emailed to Ms.. Angerman Esq., at [alika@bighornlaw.com](mailto:alika@bighornlaw.com) /tb

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Worker's Compensation  
Appeal**

**COURT MINUTES**

**January 22, 2019**

---

A-18-774772-J      Focus Framing, Petitioner(s)  
vs.  
Martin Duran Perez, Respondent(s)

---

**January 22, 2019      9:30 AM      Petition for Judicial Review      Request for Hearing  
on Petitioner's  
Petition for Judicial  
Review**

**HEARD BY:** Jones, Tierra

**COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Phyllis Irby

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES**

**PRESENT:** Angerman, Alikea K      Attorney

**JOURNAL ENTRIES**

- Mr. Angerman informed the Court opposing counsel is in another court. MATTER TRAILED.

MATTER RECALLED. The Court noted opposing counsel has not made an appearance. COURT ORDERED, MATTER CONTINUED.

1-29-18 9:30 AM PETITIONER'S PETITION FOR JUDICIAL REVIEW

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Worker's Compensation  
Appeal**

**COURT MINUTES**

**January 29, 2019**

---

A-18-774772-J      Focus Framing, Petitioner(s)  
vs.  
Martin Duran Perez, Respondent(s)

---

**January 29, 2019      9:30 AM      Petition for Judicial Review**

**HEARD BY:** Jones, Tierra      **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES**

**PRESENT:**      Angerman, Alika K      Attorney  
Reeves, Joel      Attorney

**JOURNAL ENTRIES**

- Following arguments by counsel, COURT ORDERED matter CONTINUED to this Court's chamber's calendar for Decision, on the date given.

01/31/19 (CHAMBERS) DECISION PETITION FOR JUDICIAL REVIEW

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Worker's Compensation  
Appeal**

**COURT MINUTES**

**January 31, 2019**

---

A-18-774772-J      Focus Framing, Petitioner(s)  
vs.  
Martin Duran Perez, Respondent(s)

---

**January 31, 2019      3:00 AM      Decision**

**HEARD BY:** Jones, Tierra

**COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**

**JOURNAL ENTRIES**

- Following review of the papers and pleadings on file herein, COURT ORDERED, the Appeals Officer s Decision and Order be AFFIRMED.

# 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 DENYING THE PETITION FOR JUDICIAL REVIEW; NOTICE OF ENTRY OF ORDER DENYING THE PETITION FOR JUDICIAL REVIEW; DISTRICT COURT MINUTES

FOCUS FRAMING; SUN CITY ELECTRIC,

Petitioner(s),

vs.

MARTIN DURAN PEREZ; THE  
DEPARTMENT OF ADMINISTRATION,  
HEARINGS DIVISION, APPEALS OFFICE,

Respondent(s),

Case No: A-18-774772-J

Dept No: X

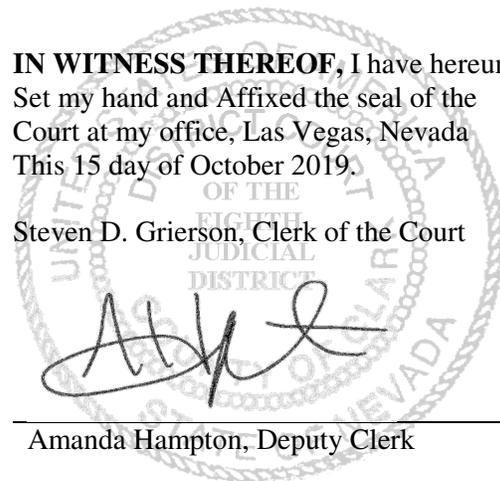
now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 15 day of October 2019.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk



WARNING - Do not cash unless you can verify a color change - Rub Briskly to Verify

LEWIS BRISBOIS BISGAARD & SMITH LLP

WELLS FARGO BANK, N.A.  
San Francisco, CA

CHECK NO. 14280

ATTORNEYS  
LAS VEGAS OFFICE  
6385 SOUTH RAINBOW BOULEVARD, SUITE 600  
LAS VEGAS, NEVADA 89118  
(702) 893-3383

11-24/1210

DATE 10/14/2019

\$ \*\*\*\*\*250.00

PAY: Two Hundred Fifty and 00/100\*\*\*\*\*

Draft void 120 days from issued  
LEWIS BRISBOIS BISGAARD & SMITH LLP

TO THE ORDER OF CLERK OF THE NEVADA SUPREME COURT

A-18-774772-1

*Stacy B.*

⑈014280⑈ ⑆121000248⑆ 4595243189⑈

Patent 5,836,874

WARNING - VERIFY WORD VALID BY TOUCHING, RUBBING OR BREATHING ON