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CLERK OF THE COURT

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Nov 25 2014 11:55 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

**NOAS**
CAL J. POTTER, III, ESQ.
Nevada Bar No. 1988
C. J. POTTER, IV, ESQ.
Nevada Bar No. 13225
POTTER LAW OFFICES
1125 Shadow Lane
Las Vegas, Nevada 89102
Phone: (702) 385-1954
Fax: (702) 385-9081
*Attorneys for Plaintiffs*

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

MOLLIE ROBINSON, as Administrator of the Estate of BENJI CARRION, deceased; MOLLIE ROBINSON, individually and as heir to the Estate of BENJI CARRION, deceased; MOLLIE ROBINSON, as natural parent and legal guardian of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION, deceased,

Plaintiffs,

vs.

PRIORITY PLASTICS, INC., a Delaware Corporation domesticated in Nevada; DR ELECTRIC SERVICES, INC., a Nevada Corporation; TISSUE EXCELLENCE CENTER, INC., a Wisconsin Corporation; ALLEN INDUSTRIAL ELECTRONICS, an Iowa Corporation; ROE CORPORATIONS I through X; and DOE DEFENDANTS I through X, inclusive,

Defendants.
_____/

CASE. NO.: A-11-638842-C
DEPT. NO.: XXVII

**NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that Plaintiffs, named above, hereby appeal to the Supreme Court of Nevada from the Findings of Fact, Conclusions of Law and Judgment

. . .

. . .

. . .

Following Hearing on Defendant Allen Industrial Electronics' Motion for Summary Judgment filed on October 21, 2014 a copy of which are attached hereto.

DATED this 18th day of November, 2014.

POTTER LAW OFFICES

By _____
CAL J. POTTER, III, ESQ.
Nevada Bar No. 1988
C. J. POTTER, IV, ESQ.
Nevada Bar No. 13225
1125 Shadow Lane
Las Vegas, Nevada 89102
*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that pursuant to NRCP 5(b), EDCR 8.05, Administrative Order 14-2, and NEFCR 9 on the 18th day of November, 2014, I did serve at Las Vegas, Nevada a true and correct copy of **NOTICE OF APPEAL**, on all parties to this action by:

☐ Facsimile

☐ U.S. Mail

☐ Hand Delivery

X Electronic Filing

Addressed as follows:

William W. McGaha, Esq.
Joshua M. Santeramo, Esq.
SCHUETZE & MCGAHA, P.C.
601 S. Rancho Drive, Suite C-20
Las Vegas, NV 89106
Ph: (702) 369-3225
Fax: (702) 369-2110

_____
An Employee of POTTER LAW OFFICES

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CLERK OF THE COURT

**WILLIAM W. McGAHA, ESQ.**
Nevada Bar #3234
**JOSHUA M. SANTERAMO, ESQ.**
Nevada Bar #12086
**SCHUETZE & McGAHA, P.C.**
601 S. Rancho Drive, Suite C-20
Las Vegas, Nevada 89106
(702) 369-3225
wwm@smlvlaw.net
jms@smlvlaw.net

Attorneys for Defendant
ALLEN INDUSTRIAL ELECTRONICS

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

MOLLIE ROBINSON, as Administrator of the Estate of BENJI CARRION, deceased; and as guardian ad litem of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION,

Plaintiffs,

vs.

ALLEN INDUSTRIAL ELECTRONICS, an Iowa Corporation; ROE CORPORATIONS I through X, and DOE DEFENDANTS I through X, inclusive,

Defendants.

**CASE NO:** A-11-638842-C
**DEPT NO:** XXVII

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT FOLLOWING HEARING ON DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION FOR SUMMARY JUDGMENT**

On October 1, 2014, Allen Industrial Electronics' ("Allen") Motion for Summary Judgment against Plaintiffs Mollie Robins, as administrator of the estate of Benji Carrion; Silvia Ann Carrion, and Benji Carrion, Jr. came on for hearing before the Honorable Nancy Allf. William W. McGaha, Esq. and Joshua M. Santeramo, Esq. appeared on behalf of Defendant Allen. Brent Bryson, Esq. and Cal J. Potter III, Esq. appeared on behalf of the

Plaintiffs.

The Court having heard the arguments of counsel for and against the motion, and considering all the briefs and documents submitted; finds in favor of Defendant Allen as follows:

I. **FINDINGS OF FACT:**

1. That Benji Carrion was killed when his head was crushed in a blow molding machine, designated for the purposes of this litigation as Priority Plastics machine no. 103 (aka machine 105D or 5D) on July 1, 2010.

2. That the electrical experts in this case agree that the cause of the movement of the carriage on machine no. 103 was the override and/or bypass through the use of jumper wires of a hydraulic safety system designed to keep the carriages from moving while the doors are open.

3. That Plaintiffs have failed to provide any affirmative evidence as to who installed the subject jumper wires.

4. That Allen's invoices indicate that the last time he worked on machine no. 103 was in November 2008, per invoice no. 4259.

5. That Allen invoice no. 4259 does not indicate that Allen installed jumper wires on machine no. 103.

6. That there is no evidence in the record that Allen worked on machine no. 103 after November 2008.

7. That Allen invoice no. 4435 from May 31, 2009 is the last known date that Allen worked for Priority Plastics prior to the subject accident.

8. That Allen Invoice No. 4435 states that the only machine worked on at that time was machine no. 105.

9. That machine no. 103 had an accompanying log book which detailed the maintenance of the machine.

10. That the July 16, 2009 entry in the log book states:

"**Had to jumper hyd motor/door so we can work machine you must shut off hyd before going in machine. Back up & running at 830 pm. Still need work done to it just a band aid for now.**"

11. That the July 16, 2009 entry describing the hydraulics needing to be manually shut off before going inside the machine is consistent with the mechanical and safety failures of machine no. 103 present on the date of the subject accident.

12. That the maintenance logs for machine no. 103 show dates on August 23, 2009 and September 30, 2009 in which the machine had malfunctioned because the jumper wires came loose and/or disconnected and were re-secured.

13. That there is no evidence indicating that Allen installed the subject jumper wires or when he would have supposedly installed them.

## II. CONCLUSIONS OF LAW:

1. NRCP 56 requires that Plaintiffs present a genuine issue of material fact; otherwise, summary judgment in favor of the moving party is appropriate.

2. Plaintiffs have failed to present a genuine issue of material fact precluding summary judgment, presenting no evidence that Allen installed the subject jumper wires.

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III. **JUDGMENT OF THE COURT:**

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this Court GRANTS Defendant Allen Industrial Electronics' Motion for Summary Judgment in its entirety, resolving the subject case. .

**DATED** this 15 day of October, 2014.

Nancy L. Allf

**DISTRICT COURT JUDGE**

Submitted by:

**SCHUETZE & McGAHA, P.C.**

By _____
**WILLIAM W. McGAHA, ESQ.**
Nevada Bar #3234
**JOSHUA M. SANTERAMO, ESQ.**
Nevada Bar #12086
601 South Rancho, Suite C-20
Las Vegas, Nevada 89106

Approved as to form and content:

By _____ 13225
**Cal J. Potter, III, Esq.**
Nevada Bar #1988
POTTER LAW OFFICES
1125 Shadow Lane
Las Vegas, Nevada 89102
Attorneys for Plaintiffs

By _____ 13225
**Brent E. Bryson, Esq.**
Nevada Bar #4933
7730 W. Sahara Ave. #109
Las Vegas, Nevada 89117
Attorneys for Plaintiffs

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CLERK OF THE COURT

**ASTA**
CAL J. POTTER, III, ESQ.
Nevada Bar No. 1988
C. J. POTTER, IV, ESQ.
Nevada Bar No. 13225
POTTER LAW OFFICES
1125 Shadow Lane
Las Vegas, Nevada 89102
Phone: (702) 385-1954
Fax: (702) 385-9081
*Attorneys for Plaintiffs*

## DISTRICT COURT

## CLARK COUNTY, NEVADA

MOLLIE ROBINSON, as Administrator of the Estate of BENJI CARRION, deceased; MOLLIE ROBINSON, individually and as heir to the Estate of BENJI CARRION, deceased; MOLLIE ROBINSON, as natural parent and legal guardian of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION, deceased,

Plaintiffs,

vs.

PRIORITY PLASTICS, INC., a Delaware Corporation domesticated in Nevada; DR ELECTRIC SERVICES, INC., a Nevada Corporation; TISSUE EXCELLENCE CENTER, INC., a Wisconsin Corporation; ALLEN INDUSTRIAL ELECTRONICS, an Iowa Corporation; ROE CORPORATIONS I through X; and DOE DEFENDANTS I through X, inclusive,

Defendants.
_____/

CASE. NO.: A-11-638842-C
DEPT. NO.: XXVII

**CASE APPEAL STATEMENT**

1. Name of appellant filing this case appeal statement:

Mollie Robinson

Mollie Robinson, as the Administrator of the Estate of Benji Carrion

. . .

. . .

Mollie Robinson, as the natural parent and legal guardian of Silvia Ann Carrion and Benji Carrion, Jr., minors, individually and as heirs to the Estate of Benji Carrion

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

Judge Nancy Allf

3. Identify each appellant and the name and address of counsel for each appellant:

Appellants: Mollie Robinson

Mollie Robinson, as the Administrator of the Estate of Benji Carrion

Mollie Robinson, as the natural parent and legal guardian of Silvia Ann Carrion and Benji Carrion, Jr., minors, individually and as heirs to the Estate of Benji Carrion

Counsel for Appellants:

Cal J. Potter, III, Esq.
Potter Law Offices
1125 Shadow Lane
Las Vegas, Nevada 89102
Tel: (702) 385-1954
Fax: (702) 385-9081

4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):

Respondent: Allen Industrial Electronics

Counsel for Respondent:

William W. McGaha, Esq.
Joshua M. Santeramo, Esq.
SCHUETZE & MCGAHA, P.C.
601 S. Rancho Drive, Suite C-20
Las Vegas, NV 89106
Ph: (702) 369-3225
Fax: (702) 369-2110

. . .

. . .

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):

Not Applicable

6. Indicate whether appellant was represented by appointed or retained counsel in the district court:

Appellants were represented by their retained counsel, listed above, in district court.

7. Indicate whether appellant is represented by appointed or retained counsel on appeal:

Appellants are represented by their retained counsel, listed above, on appeal.

8. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave:

Appellants have not been granted leave to proceed in forma pauperis.

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

The Complaint was filed in the Eighth Judicial District on April 8, 2011.

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

This is a wrongful death case arising out of an incident when Benji Carrion was killed when he was crushed by industrial machinery at Priority Plastics, Inc., located in North Las Vegas, Nevada. Plaintiffs allege that security mechanisms on the machine that killed Mr. Carrion were wantonly bypassed by Defendants DR Electric Services and Allen Industrial Electronics; some parts of the machine were supplied by Tissue Excellence Center.

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

Nevada Supreme Docket No. 64030

MOLLIE ROBINSON, as Administrator of the Estate of BENJI CARRION, deceased; and as Guardian Ad Litem of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION, deceased,

Appellants,

vs.

PRIORITY PLASTICS, INC., a Delaware Corporation domesticated in Nevada,

Respondents.

/

12. Indicate whether this appeal involves child custody or visitation:

This appeal does not involve child custody or visitation

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

Appellants believe there is a possibility of settlement.

DATED this 18th day of November, 2014.

POTTER LAW OFFICES

By _____
CAL J. POTTER, III, ESQ.
Nevada Bar No. 1988
C. J. POTTER, IV, ESQ.
Nevada Bar No. 13225
1125 Shadow Lane
Las Vegas, Nevada 89102
*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that pursuant to NRCP 5(b), EDCR 8.05, Administrative Order 14-2, and NEFCR 9 on the 18th day of November, 2014, I did serve at Las Vegas, Nevada a true and correct copy of **NOTICE OF APPEAL**, on all parties to this action by:

☐ Facsimile

☐ U.S. Mail

☐ Hand Delivery

X Electronic Filing

Addressed as follows:

William W. McGaha, Esq.
Joshua M. Santeramo, Esq.
SCHUETZE & MCGAHA, P.C.
601 S. Rancho Drive, Suite C-20
Las Vegas, NV 89106
Ph: (702) 369-3225
Fax: (702) 369-2110

An Employee of POTTER LAW OFFICES

DEPARTMENT 27

# CASE SUMMARY

## CASE NO. A-11-638842-C

| | | | |
|---|---|---|---|
| **Mollie Robinson, Plaintiff(s)** | § | Location: | **Department 27** |
| **vs.** | § | Judicial Officer: | **Allf, Nancy** |
| **Priority Plastics, Inc., Defendant(s)** | § | Filed on: | **04/08/2011** |
| | § | Cross-Reference Case Number: | **A638842** |
| | § | Supreme Court No.: | **64030** |

### CASE INFORMATION

Case Type: **Product Liability**

Case Flags: **Appealed to Supreme Court**
**Jury Demand Filed**
**Arbitration Exemption Granted**

### DATE — CASE ASSIGNMENT

**Current Case Assignment**

| | |
|---|---|
| Case Number | A-11-638842-C |
| Court | Department 27 |
| Date Assigned | 04/08/2011 |
| Judicial Officer | Allf, Nancy |

### PARTY INFORMATION

| | | *Lead Attorneys* |
|---|---|---|
| **Plaintiff** | **Carrion, Benji**<br>Removed: 04/08/2011<br>Inactive | **Potter, Cal Johnson**<br>*Retained*<br>7023851954(W) |
| | **Estate of Benji Carrion** | **Potter, Cal Johnson**<br>*Retained*<br>7023851954(W) |
| | **Robinson, Mollie** | **Potter, Cal Johnson**<br>*Retained*<br>7023851954(W) |
| **Defendant** | **Allen Industrial Electronics** | **McGaha, William W.**<br>*Retained*<br>7023693225(W) |
| | **DR Electric Services Inc**<br>Removed: 12/16/2011<br>Dismissed | **Buckwalter, Bryce B.**<br>*Retained*<br>702-228-6800(W) |
| | **Priority Plastics, Inc.** | **Hall, Michael R.**<br>*Retained*<br>7023164111(W) |
| | **Tissue Excellence Center Inc**<br>Removed: 01/14/2014<br>Dismissed | **Burke, Lon A.**<br>*Retained*<br>702-388-1551(W) |
| **Administrator** | **Robinson, Mollie** | **Potter, Cal Johnson**<br>*Retained*<br>7023851954(W) |
| **Counter Defendant** | **Priority Plastics, Inc.** | **Hall, Michael R.**<br>*Retained*<br>7023164111(W) |
| **Cross Claimant** | **Allen Industrial Electronics** | **McGaha, William W.** |

# CASE SUMMARY

## CASE NO. A-11-638842-C

| | | |
|---|---|---|
| | | *Retained* 7023693225(W) |
| | **DR Electric Services Inc** | **Buckwalter, Bryce B.** *Retained* 702-228-6800(W) |
| **Cross Defendant** | **Allen Industrial Electronics** | **McGaha, William W.** *Retained* 7023693225(W) |
| | **DR Electric Services Inc** | **Buckwalter, Bryce B.** *Retained* 702-228-6800(W) |
| | **Priority Plastics Inc** Removed: 08/22/2012 Dismissed | |
| | **Priority Plastics, Inc.** | **Hall, Michael R.** *Retained* 7023164111(W) |
| | **Tissue Excellence Center Inc** | **Burke, Lon A.** *Retained* 702-388-1551(W) |
| | **Tissue Excellence Center Inc** Removed: 01/14/2014 Dismissed | **Burke, Lon A.** *Retained* 702-388-1551(W) |
| **Guardian Ad Litem** | **Robinson, Mollie** | **Potter, Cal Johnson** *Retained* 7023851954(W) |
| **Subject Minor** | **Carrion Jr, Benji** | **Potter, Cal Johnson** *Retained* 7023851954(W) |
| | **Carrion, Silvia Ann** | **Potter, Cal Johnson** *Retained* 7023851954(W) |

| DATE | EVENTS & ORDERS OF THE COURT | INDEX |
|---|---|---|
| 04/08/2011 | Complaint<br>Filed By: Plaintiff Robinson, Mollie<br>*Complaint* | |
| 04/08/2011 | Case Opened | |
| 04/27/2011 | Affidavit of Service<br>Filed By: Plaintiff Robinson, Mollie<br>*Affidavit of Service* | |
| 04/27/2011 | Affidavit of Service<br>Filed By: Plaintiff Robinson, Mollie<br>*Affidavit of Service* | |
| 05/11/2011 | Motion to Associate Counsel<br>Filed By: Plaintiff Robinson, Mollie<br>*Motion to Associate Counsel* | |
| 05/12/2011 | Affidavit of Service | |

Filed By: Plaintiff Robinson, Mollie
*Affidavit of Service*

05/12/2011 Answer
Filed By: Defendant Allen Industrial Electronics
*Answer*

05/12/2011 Demand for Jury Trial
Filed By: Defendant Allen Industrial Electronics
*Demand for Jury Trial*

05/12/2011 Initial Appearance Fee Disclosure
Filed By: Defendant Allen Industrial Electronics
*Initial Appearance Fee Disclosure*

05/12/2011 Affidavit of Service
Filed By: Plaintiff Robinson, Mollie
*Affidavit of Service*

05/13/2011 Initial Appearance Fee Disclosure
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s, Initial Appearance Fee Disclosure*

05/13/2011 Acceptance of Service
Filed By: Defendant Allen Industrial Electronics
*Acceptance of Service of Answer to Plaintiff's Complaint and Counterclaim by Defendant Priority Plastics*

05/13/2011 Demand for Jury Trial
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s, Demand for Jury Trial*

05/13/2011 Consent to Service By Electronic Means
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s, Consent to Service by Electronic Means*

05/13/2011 Answer to Complaint
Filed by: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s, Answer to Plaintiffs Complaint*

05/17/2011 Motion for Determination of Good Faith Settlement
Filed By: Cross Defendant DR Electric Services Inc
*Defendant DR Electric Services, Inc.'s Motion for Determination of Good Faith Settlement on an Order Shortening Time*

05/17/2011 Initial Appearance Fee Disclosure
Filed By: Cross Defendant DR Electric Services Inc
*Defendant DR Electric Services, Inc.'s Initial Appearance Fee Disclosure*

05/23/2011 Opposition to Motion
Filed By: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Opposition to Defendant Dr. Electric Services, Inc.'s Motion For Determination of Good Faith Settlement on an Order Shortening Time.*

05/23/2011

| | |
|---|---|
| | Opposition to Motion<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Opposition to Defendant DR electric Services, Inc.'s Motion for Determination of Good Faith Settlement on an Order Shortening Time* |
| 05/26/2011 | Joinder<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiffs' Joinder in Defendant DR Electric Services, Inc.'s Motion for Determination of Good Faith Settlement on an Order Shortening Time* |
| 05/31/2011 | Joinder<br>Filed By: Defendant Priority Plastics, Inc.<br>*Defendant Priority Plastic, Inc.'s Joinder in Defendant Allen Industrial Electronics' Opposition to Defendant DR Electric Services, Inc.s Motion For Determination of Good Faith Settlement On An Order Shortening Time* |
| 05/31/2011 | Reply<br>Filed by: Cross Defendant DR Electric Services Inc<br>*Defendant DR Electric Services, Inc.'s Reply to Defendant Allen Industrial Eleectronics' Opposition to its Motion for Determination of Good Faith Settlement on an Order Shortening Time* |
| 06/02/2011 | **Motion for Determination of Good Faith Settlement** (9:00 AM) (Judicial Officer: Allf, Nancy)<br>*Motion for Determination of Good Faith Settlement* |
| 06/02/2011 | **Joinder** (9:00 AM) (Judicial Officer: Allf, Nancy)<br>Events: 05/26/2011 Joinder<br>*Plaintiffs' Joinder in Defendant DR Electric Services, Inc.'s Motion for Determination of Good Faith Settlement* |
| 06/02/2011 | **All Pending Motions** (9:00 AM) (Judicial Officer: Allf, Nancy) |
| 06/03/2011 | Proof of Service<br>Filed by: Defendant Allen Industrial Electronics<br>*Proof of Service of Answer and Cross-claim on Defendant DR ELectric Services* |
| 06/07/2011 | **Motion to Associate Counsel** (3:00 AM) (Judicial Officer: Alll, Nancy)<br>Events: 05/11/2011 Motion to Associate Counsel |
| 06/10/2011 | Proof of Service<br>Filed by: Defendant Allen Industrial Electronics<br>*Proof of Service* |
| 06/13/2011 | Motion to Dismiss<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Motion to Dismiss* |
| 06/13/2011 | Initial Appearance Fee Disclosure<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Initial Appearance Fee Disclosure* |
| 06/15/2011 | Notice of Hearing<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Notice of Hearing* |

# CASE SUMMARY

## CASE NO. A-11-638842-C

| | |
|---|---|
| 06/15/2011 | Motion to Compel<br>Filed By: Defendant Priority Plastics, Inc.<br>*Motion to Compel Discovery* |
| 06/20/2011 | Notice of Hearing<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Hearing on Motion to Compel Discovery* |
| 06/21/2011 | Commissioners Decision on Request for Exemption - Granted<br>*Commissioner s Decision on Request for Exemption* |
| 06/22/2011 | Motion to Dismiss<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Motion to Dismiss Allen Industrial Electronics' Cross-Claim* |
| 06/23/2011 | Order Admitting to Practice<br>Filed By: Plaintiff Robinson, Mollie<br>*Order Admitting to Practice* |
| 06/23/2011 | Notice of Entry of Order<br>Filed By: Plaintiff Robinson, Mollie<br>*Notice of Entry of Order* |
| 06/23/2011 | Notice of Hearing<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Notice of Hearing* |
| 06/28/2011 | Opposition to Motion to Compel<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant allen industrial Electronics' Opposition to Priority Plastic's Motion to Compel Discovery* |
| 06/30/2011 | Opposition to Motion to Dismiss<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiff's Opposition to Defendant Tissue Excellence Center, Inc.'s Motion to Dismiss* |
| 07/08/2011 | Opposition to Motion to Dismiss<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Oppositiion to Tissue Excellence's Motion to Dismiss Cross-Claim* |
| 07/18/2011 | Order Denying<br>Filed By: Defendant Allen Industrial Electronics<br>*Order* |
| 07/20/2011 | *CANCELED* **Motion to Compel** (9:00 AM) **(Judicial Officer: Bulla, Bonnie)**<br>*Vacated - per Commissioner*<br>*no JCCR on file* |
| 07/20/2011 | *CANCELED* **Motion to Compel** (9:00 AM) **(Judicial Officer: Bulla, Bonnie)**<br>*Vacated - On in Error* |
| 07/22/2011 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics |

*Notice of Entry of Order*

07/28/2011 **Motion to Dismiss** (10:00 AM) (Judicial Officer: Allf, Nancy)
Events: 06/13/2011 Motion to Dismiss
*Defendant Tissue Excellence Center, inc.'s Motion to Dismiss*

07/28/2011 **Motion to Dismiss** (10:00 AM) (Judicial Officer: Allf, Nancy)
*Defendant Tissue Excellence Center, Inc.'s Motion to Dismiss Allen Industrial Electronics' Cross-Claim*

07/28/2011 **All Pending Motions** (10:00 AM) (Judicial Officer: Allf, Nancy)

08/12/2011 Order
Filed By: Cross Defendant Tissue Excellence Center Inc
*Order*

08/15/2011 Notice of Entry of Order
Filed By: Cross Defendant Tissue Excellence Center Inc
*Notice of Entry of Order*

08/15/2011 Answer to Crossclaim
Filed By: Cross Defendant DR Electric Services Inc
*Defendant DR Electric Services, Inc.'s Answer to Defendant Allen Industrial Electronics' Cross-Claim and Cross-Claim*

08/15/2011 Answer to Complaint
Filed by: Cross Defendant DR Electric Services Inc
*Answer*

09/07/2011 Answer to Crossclaim
Filed By: Defendant Priority Plastics, Inc.
*Defendant Priority Plastics, Inc.'s Answer to Defendant/Cross-Claimant DR Electric Services, Inc.'s Cross-Claim*

09/22/2011 Joint Case Conference Report
Filed By: Plaintiff Robinson, Mollie
*Joint Case Conference Report*

09/23/2011 Motion for Determination of Good Faith Settlement
Filed By: Cross Defendant DR Electric Services Inc
*Defendant DR Electric Services, Inc.'s Motion for Determination of Good Faith Settlement on an Order Shortening Time*

09/26/2011 Certificate of Mailing
Filed By: Plaintiff Robinson, Mollie
*Certificate of Mailing*

09/30/2011 Notice to Appear for Discovery Conference
Filed By: Plaintiff Robinson, Mollie
*Notice to Appear for Discovery Conference*

10/05/2011 Reply
Filed by: Cross Defendant DR Electric Services Inc
*Defendant DR Electric Services, Inc.'s Reply to Defendant Allen Industrial Electronics' Opposition to its Motion for Determination of Good Faith Settlement on an Order Shortening*

*Time*

10/05/2011 Notice of Non Opposition
Filed By: Cross Defendant DR Electric Services Inc
*Notice of Non-Opposition*

10/05/2011 Opposition to Motion
Filed By: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Opposition to Defendant DR Electric Services, Inc.'s Motion for Determination of Good Faith Settlement on an Order Shortening Time*

10/05/2011 Joinder
Filed By: Plaintiff Robinson, Mollie
*Plaintiffs' Joinder in Defendant DR Electric Services, Inc.'s Motion for Good Faith Settlement on an Order Shortening Time*

10/06/2011 **Motion for Good Faith Settlement** (9:30 AM) (Judicial Officer: Alff, Nancy)
*Defendant Dr. Electric Services, Inc.'s Motion for Determination of Good Faith Settlement on an Order Shortening Time*

10/12/2011 Stipulation and Order
Filed by: Cross Defendant DR Electric Services Inc
*Stipulation and Order to Keep the Settlement Amount Between DR Electrical Services, Inc. and Plaintiffs Confidential*

10/14/2011 Notice of Entry of Stipulation and Order
Filed By: Cross Defendant DR Electric Services Inc
*Notice of Entry of Stipulation and Order*

10/25/2011 **Discovery Conference** (9:00 AM) (Judicial Officer: Bulla, Bonnie)
Events: 09/30/2011 Notice to Appear for Discovery Conference

11/01/2011 Notice of Entry of Order
Filed By: Plaintiff Robinson, Mollie
*Notice of Entry of Order*

11/01/2011 Order Granting Motion
Filed By: Plaintiff Robinson, Mollie
*Order*

11/02/2011 Petition for Compromise of Minors Claim
Filed by: Plaintiff Robinson, Mollie
*Petition for Approval to Compromise Minors' Claims*

11/08/2011 Scheduling Order
*Scheduling Order*

11/08/2011 Order Compromising Minors Claim
Filed By: Plaintiff Robinson, Mollie
*Order Approving Compromise of Minors' Claims*

11/08/2011 **Order Approving Minor's Compromise** (Judicial Officer: Alff, Nancy)
Debtors: DR Electric Services Inc (Defendant)
Creditors: Silvia Ann Carrion (Subject Minor), Benji Carrion Jr (Subject Minor)
Judgment: 11/08/2011, Docketed: 11/18/2011

# CASE SUMMARY

## CASE NO. A-11-638842-C

| | |
|---|---|
| 11/09/2011 | Notice of Entry of Order<br>Filed By: Plaintiff Robinson, Mollie<br>*Notice of Entry of Order* |
| 11/16/2011 | Order Setting Civil Jury Trial, Pre-Trial, and Calendar Call<br>*Order Setting Civil Jury Trial, Pre-Trial, and Calendar Call* |
| 12/01/2011 | Notice of Withdrawal of Motion<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Notice of Withdrawal of Defendant Tissue Excellence Center, Inc.'s Motions to Dismiss* |
| 12/16/2011 | Stipulation and Order for Dismissal With Prejudice<br>Filed By: Cross Defendant DR Electric Services Inc<br>*Stipulation and Order for Dismissal with Prejudice as it Relates to DR Electric Services, Inc. Only* |
| 12/16/2011 | **Order of Dismissal With Prejudice** (Judicial Officer: Alff, Nancy)<br>Debtors: Mollie Robinson (Plaintiff), Silvia Ann Carrion (Subject Minor), Benji Carrion (Plaintiff), Estate of Benji Carrion (Plaintiff), Benji Carrion Jr (Subject Minor), Mollie Robinson (Administrator)<br>Creditors: DR Electric Services Inc (Defendant)<br>Judgment: 12/16/2011, Docketed: 12/30/2011 |
| 12/20/2011 | Notice of Entry of Stipulation & Order for Dismissal<br>Filed By: Cross Defendant DR Electric Services Inc<br>*Notice of Entry of Order* |
| 12/21/2011 | Certificate of Mailing<br>Filed By: Defendant Allen Industrial Electronics<br>*Certificate of Mailing* |
| 12/21/2011 | Motion to Compel<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendants' Motion to Compel Deposition, Answers to Interrogatories and Requests to Produce or in the Alternative for Preclusive and Dispositive Sanctions and for Attorney's Fees Against Plaintiff Mollie Robinson* |
| 01/09/2012 | Opposition to Motion to Compel<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiff's Response to Defendant Allen Industrial Electronic's Motion to Compel Plaintiff's Deposition and Answer to Interrogatories* |
| 01/10/2012 | **Status Check: Blocked Account** (3:00 AM) (Judicial Officer: Alff, Nancy)<br>**01/10/2012, 02/21/2012**<br>Events: 11/08/2011 Order Compromising Minors Claim |
| 01/11/2012 | Answer to Complaint<br>Filed by: Cross Defendant Tissue Excellence Center Inc<br>*Tissue Excellence Center, Inc.'s Answer to Plaintiffs' Complaint* |
| 01/11/2012 | Answer to Crossclaim<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Answer to Allen Industrial Electronic's Cross-Claim* |

# CASE SUMMARY

## CASE NO. A-11-638842-C

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|---|---|
| 01/19/2012 | Reply to Opposition<br>Filed by: Defendant Allen Industrial Electronics<br>*Reply Brief to Plaintiff's Response to Defendants' Motion to Compel Deposition, Answers to Interrogatories and Requests to Produce, or in the Alternative, for Preclusive and Dispositive Sanctions and For Attorney's Fees Against Plaintiff Mollie Robinson* |
| 01/19/2012 | Motion to Withdraw As Counsel<br>Filed By: Plaintiff Robinson, Mollie<br>*Motion to Withdraw as Counsel or Record* |
| 01/20/2012 | Certificate of Mailing<br>Filed By: Plaintiff Robinson, Mollie<br>*Certificate of Mailing* |
| 01/20/2012 | Motion to Compel<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendants' Motion to Compel Inspection of Machinery* |
| 01/20/2012 | Certificate of Mailing<br>Filed By: Defendant Allen Industrial Electronics<br>*Certificate of Facsimile and Mailing* |
| 01/25/2012 | **Motion to Compel** (9:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*COURT CALL - Defts' Motion to Compel Deposition, Answers to Interrogatories and Requests to Produce or in the Alternative for Preclusive and Dispositive Sanctions and for Attorney's Fees Against Plff Mollie Robinson* |
| 01/25/2012 | **Motion to Compel** (9:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*COURT CALL - Defts' Motion to Compel Inspection of Machinery* |
| 01/25/2012 | **All Pending Motions** (9:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*COURT CALL - Defts' Motion to Compel Deposition, Answers to Interrogatories and Requests to Produce or in the Alternative for Preclusive and Dispositive Sanctions and for Attorney's Fees Against Plff Mollie Robinson ..... Defts' Motion to Compel Inspection of Machinery* |
| 02/07/2012 | Proof of Establishment of Blocked Trust Account<br>File By: Plaintiff Robinson, Mollie<br>*Proof of Establishment of Structured Annuities and Deposit of Proceeds of Minors' Compromise* |
| 02/08/2012 | Certificate of Mailing<br>Filed By: Plaintiff Robinson, Mollie<br>*Certificate of Mailing* |
| 02/21/2012 | **Motion to Withdraw as Counsel** (3:00 AM) (Judicial Officer: Allf, Nancy)<br>*Motion to Withdraw as Counsel or Record* |
| 02/21/2012 | Certificate of Mailing<br>Filed By: Plaintiff Robinson, Mollie<br>*Certificate of Mailing* |
| 02/21/2012 | Substitution of Attorney<br>Filed by: Defendant Priority Plastics, Inc.<br>*Substitution of Attorneys* |

02/21/2012 Motion for Appointment
Filed By: Plaintiff Robinson, Mollie
*Motion to Appoint Guardian Ad Litem for Minor Children Under the Age of Eighteen*

02/23/2012 Notice
Filed By: Defendant Priority Plastics, Inc.
*Notice of Substitution of Attorneys*

03/02/2012 Subpoena Duces Tecum
Filed by: Cross Defendant Tissue Excellence Center Inc
*Subpoena Duces Tecum*

03/06/2012 Opposition to Motion
Filed By: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Opposition to Plaintiffs' Motion to Appoint Guardian ad Litem for Minor Children under the age of Eighteen*

03/08/2012 Motion for Summary Judgment
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s Motion for Summary Judgment*

03/08/2012 Opposition to Motion
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s Opposition to Motion for Appointment of Guardian Ad Litem, and Counter-Motion to Dismiss Plaintiff's Claims in Her Capacity as Parent and Legal Guardian of Silvia Ann Carrion and Benji Carrion, Jr.*

03/13/2012 Order Granting Motion
Filed By: Plaintiff Robinson, Mollie
*Order Granting Motion to Withdraw as Counsel of Record*

03/14/2012 Certificate of Mailing
Filed By: Defendant Priority Plastics, Inc.
*Certificate of Mailing (to Plaintiff in Proper Person)*

03/14/2012 Certificate of Mailing
Filed By: Defendant Allen Industrial Electronics
*Certificate of Mailing*

03/14/2012 Certificate of Mailing
Filed By: Defendant Allen Industrial Electronics
*Certificate of Mailing*

03/14/2012 Certificate of Mailing
Filed By: Defendant Allen Industrial Electronics
*Certificate of Mailing*

03/14/2012 Certificate of Mailing
Filed By: Defendant Allen Industrial Electronics
*Certificate of Mailing*

03/14/2012 Joinder to Opposition to Motion
Filed by: Cross Defendant Tissue Excellence Center Inc
*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Allen Industrial Electronics'*

*Opposition to Appoint Guardian at Litem for Minor Children Under the Age of Eighteen*

03/14/2012 Joinder to Opposition to Motion
Filed by: Cross Defendant Tissue Excellence Center Inc
*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Priority Plastics, Inc.'s Opposition to Motion for Appointment of Guadian Ad Litem, and Counter-Motion to Dismiss Plaintiff's Claims in her Capacity as Parent and Legal Guardian of Slivia Ann Carrion and Benji Carrion, Jr.*

03/14/2012 Notice of Entry of Order
Filed By: Plaintiff Robinson, Mollie
*Notice of Entry of Order*

03/14/2012 Supplement to Opposition
Filed By: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Supplemental Opposition to Plaintiffs' Motion to Appoint Guardian ad Litem for Minor Children Under the Age of Eighteen*

03/19/2012 Reply
Filed by: Plaintiff Robinson, Mollie
*Plaintiff's Response to Defendant Priority Plastic, Inc.'s Opposition to Motion for Guardian Ad Litem and Counter-Motion to Dismiss Plaintiff's Claims in Her Capacity as Parent and Legal Guardian of Silvia Ann Carrion and Benji Carrion, Jr.*

03/19/2012 Response
Filed by: Plaintiff Robinson, Mollie
*Plaintiffs' Response to Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Allen Industrial Electronic's Opposition to Appoint Guardian Ad Litem for Minor Children Under the Age of Eighteen*

03/19/2012 Reply
Filed by: Plaintiff Robinson, Mollie
*Plaintiffs' Response to Defendant Allen Industrial Electronic's Opposition to Appoint Guardian Ad Litem*

03/21/2012 Reply in Support
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s Reply in Support of its Counter-Motion to Dismiss Plaintiff's Claims in Her Capacity as Parent and Legal Guardian of Silvia Ann Carrion and Benji Carrion, Jr.*

03/22/2012 Joinder
Filed By: Cross Defendant Tissue Excellence Center Inc
*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Priority Plastics, Inc.'s Reply in support of its Counter-Motion to Dismiss Plaintiff's Claims in her Capacity as Parent and Legal Guardian of Silvia Ann Carrion and Benji Carrion, Jr.*

03/22/2012 Joinder
Filed By: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Joinder to Defendant Priority Plastics, Inc's Reply in Support of its Counter-Motion to Dismiss Plaintiff's Claims in her Capacity as parent and Legal Guardian of Silvia Ann Carrion and Benji Carrion, Jr.*

03/23/2012 **Motion for Appointment** (9:00 AM) (Judicial Officer: Allf, Nancy)
*Motion to Appoint Guardian Ad Litem for Minor Children Under the Age of Eighteen*

03/23/2012 **Opposition and Countermotion** (9:00 AM) (Judicial Officer: Allf, Nancy)

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| | *Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Priority Plastics, Inc.'s Opposition to Motion for Appointment of Guadian Ad Litem, and Counter-Motion to Dismiss Plaintiff's Claims in her Capacity as Parent and Legal Guardian of Slivia Ann Carrion and Benji Carrion, Jr.* |
| 03/23/2012 | **All Pending Motions** (9:00 AM) (Judicial Officer: Allf, Nancy)<br>*3/23/12* |
| 04/11/2012 | Supplement to Motion for Summary Judgment<br>Filed by: Defendant Priority Plastics, Inc.<br>*Supplement to Defendant Priority Plastics, Inc.'s Motion for Summary Judgment* |
| 04/12/2012 | **Motion for Summary Judgment** (10:00 AM) (Judicial Officer: Allf, Nancy)<br>**04/12/2012, 06/21/2012** |
| 04/19/2012 | Affidavit of Attempted Service<br>Filed By: Plaintiff Robinson, Mollie<br>*Affidavit of Attempted Service (upon Mollie Robinson)* |
| 04/19/2012 | Affidavit of Attempted Service<br>Filed By: Plaintiff Robinson, Mollie<br>*Affidavit of Attempted Service (Second Attempt)* |
| 04/27/2012 | Order Denying Motion<br>Filed By: Defendant Allen Industrial Electronics<br>*Order re: 3-23-12 Hearing on Motion to Appoint Guardian and Counter Motion by Priority Plastics to Dismiss the Minor Plaintiffs' Claims* |
| 05/01/2012 | Motion to Compel<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronic's Motion to Compel Deposition Against Plaintiffs Benji Carrion Jr. and Silvia Ann Carrion* |
| 05/02/2012 | Certificate of Mailing<br>Filed By: Defendant Allen Industrial Electronics<br>*Certificate of Mailing* |
| 05/08/2012 | Notice of Hearing<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Hearing for Defendant Priority Plastics' Motion for Summary Judgment* |
| 05/17/2012 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Notice of Entry of ORder* |
| 05/25/2012 | Motion to Compel<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Motion to Compel Responses to Interrogatories and Requests for Production of Documents to Mollie Robinson, individually and as heir to the Estate of Benji Carrion, Deceased, and Request for NRCP Rule 37 Discovery Sanctions* |
| 05/25/2012 | Motion to Compel<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Motion to Compel Responses to Requests for Production of Documents to Mollie Robinson, as Administrator of the Estate of Benji Carrion,* |

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| | *and Request for NRCP Rule 37 Discovery Sanctions* |
| 05/29/2012 | Notice of Hearing<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Notice of Hearing* |
| 05/29/2012 | Notice of Hearing<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Notice of Hearing* |
| 06/01/2012 | Joinder To Motion<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Joinder To Defendant Allen Industrial Electronic's Motion To Compel Deposition Against Plaintiffs Benji Carrion, Jr. and Silvia Ann Carrion* |
| 06/01/2012 | **Motion to Compel** (9:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*Deft Allen Industrial Electronic's Motion to Compel Deposition Against Pltfs Benji Carrion Jr. and Silvia Ann Carrion* |
| 06/01/2012 | Motion<br>Filed By: Defendant Priority Plastics, Inc.<br>*Defendant, Priority Plastics, Inc.'s Motion to Allow Service by Mail to Plaintiff's Last Known Address* |
| 06/04/2012 | Notice of Hearing<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Hearing for Defendant Priority Plastics, Inc.'s Motion to Allow Service by Mail to Plaintiff's Last Known Address* |
| 06/04/2012 | Joinder<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Joinder to Defendant Tissue Excellence Center's Motion toCompel Responses to Interrogatories and Requests for Production of Documents to Mollie Robinson Individually and as Heir to the Estate of Benji Carrion Deceased and Request for NRCP Rule 37 Discovery Sanctions* |
| 06/04/2012 | Joinder<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Joinder to Defendant Tissue Excellence Center's Motion to Compel Responses to Requests for Production of Documents to Mollie Robinson as Administrator of the Estate of Benji Carrion and Request for NRCP Rule 37 Discovery Sanctions* |
| 06/08/2012 | Affidavit of Service<br>Filed By: Defendant Priority Plastics, Inc.<br>*Affidavit of Service Upon Plaintiff, Mollie Robinson* |
| 06/11/2012 | Supplement<br>Filed by: Defendant Priority Plastics, Inc.<br>*Second Supplement to Defendant Priority Plastic, Inc.'s Motion for Summary Judgment* |
| 06/19/2012 | *CANCELED* **Minute Order** (3:00 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated - On in Error* |
| 06/19/2012 | Certificate of Mailing<br>Filed By: Plaintiff Robinson, Mollie |

*Certificate of Mailing*

06/19/2012 Motion to Withdraw As Counsel
Filed By: Plaintiff Robinson, Mollie
*Motion to Withdraw as Counsel*

06/21/2012 Affidavit of Service
Filed By: Plaintiff Robinson, Mollie
*Affidavit of Service*

06/26/2012 Joinder
Filed By: Cross Defendant Tissue Excellence Center Inc
*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Priority Plastics, Inc.'s Motion to Allow Service by Mail to Plaintiff's Las Known Address*

06/27/2012 **Minute Order** (3:00 AM) (Judicial Officer: Allf, Nancy)

06/27/2012 **Motion to Compel** (9:00 AM) (Judicial Officer: Bulla, Bonnie)
**06/27/2012, 08/15/2012, 09/21/2012**
*Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Interrogatories and Req. for Production of Documents to Mollie Robinson, individually and as Heir to the Estate of Benji Carrion, Deceased, and Req. for NRCP Rule 37 Discovery Sanctions*

06/27/2012 **Motion to Compel** (9:00 AM) (Judicial Officer: Bulla, Bonnie)
**06/27/2012, 08/15/2012, 09/21/2012**
*Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Req. for Production of Documents to Mollie Robinson, as Administrator of the Estate of Benji Carrion, and Req. for NRCP Rule 37 Discovery Sanctions*

06/27/2012 **Joinder** (9:00 AM) (Judicial Officer: Bulla, Bonnie)
**06/27/2012, 08/15/2012, 09/21/2012**
*Deft Allen Industrial Electronics' Joinder to Tissue Excellence's Motion to Compel Responses to Interrogatories and Req. for Production of Documents to Mollie Robinson Individually and as Heir to the Estate of Benji Carrion Deceased and Req. for NRCP Rule 37 Discovery Sanctions*

06/27/2012 **Joinder** (9:00 AM) (Judicial Officer: Bulla, Bonnie)
**06/27/2012, 08/15/2012, 09/21/2012**
*Deft Allen Industrial Electronics' Joinder to Tissue Excellence's Motion to Compel Responses to Req. for Production of Documents to Mollie Robinson as Administrator of the Estate of Benji Carrion and Req. for NRCP Rule 37 Discovery Sanctions*

06/27/2012 **All Pending Motions** (9:00 AM) (Judicial Officer: Bulla, Bonnie)
*Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Interrogatories and Req. for Production of Documents to Mollie Robinson, individually and as Heir to the Estate of Benji Carrion, Deceased, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Req. for Production of Documents to Mollie Robinson, as Administrator of the Estate of Benji Carrion, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Allen Industrial Electronics' Joinders*

06/28/2012 Notice of Entry of Order
Filed By: Defendant Priority Plastics, Inc.
*Notice of Entry of Order*

06/28/2012 Order
Filed By: Defendant Priority Plastics, Inc.

06/29/2012 Order Granting Summary Judgment

Filed By: Defendant Priority Plastics, Inc.
*11/29/12 Set Aside - Order Pursuant to EDCR 2.23(b)*

06/29/2012 Notice of Entry of Order
Filed By: Defendant Priority Plastics, Inc.

06/29/2012 **Summary Judgment** (Judicial Officer: Allf, Nancy)
Debtors: Mollie Robinson (Plaintiff), Silvia Ann Carrion (Subject Minor), Benji Carrion (Plaintiff), Estate of Benji Carrion (Plaintiff), Benji Carrion Jr (Subject Minor)
Creditors: Priority Plastics, Inc. (Defendant)
Judgment: 06/29/2012, Docketed: 07/11/2012

06/29/2012 **Order of Dismissal With Prejudice** (Judicial Officer: Allf, Nancy)
Debtors: Mollie Robinson (Plaintiff), Silvia Ann Carrion (Subject Minor), Benji Carrion (Plaintiff), Estate of Benji Carrion (Plaintiff), Benji Carrion Jr (Subject Minor)
Creditors: Priority Plastics, Inc. (Defendant)
Judgment: 06/29/2012, Docketed: 07/11/2012

07/05/2012 *CANCELED* **Motion** (9:00 AM) **(Judicial Officer: Allf, Nancy)**
*Vacated - per Order*
*Defendant, Priority Plastics, Inc.'s Motion to Allow Service by Mail to Plaintiff's Last Known Address*

07/05/2012 *CANCELED* **Joinder** (9:00 AM) **(Judicial Officer: Allf, Nancy)**
*Vacated - per Order*
*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Priority Plastics, Inc.'s Motion to Allow Service by Mail to Plaintiff's Las Known Address*

07/11/2012 Substitution of Attorney
Filed by: Plaintiff Robinson, Mollie; Subject Minor Carrion, Silvia Ann; Plaintiff Carrion, Benji; Plaintiff Estate of Benji Carrion; Subject Minor Carrion Jr, Benji; Administrator Robinson, Mollie
*Substitution of Attorney*

07/24/2012 **Motion to Withdraw as Counsel** (3:00 AM) (Judicial Officer: Allf, Nancy)
*Motion to Withdraw as Counsel*

07/27/2012 Petition for Appointment of Guardian Ad Litem
Filed by: Plaintiff Robinson, Mollie
*Verified Petition for Appointment of Guardian Ad Litem for Silvia Carrion, a Minor Under Fourteen Years of Age*

07/27/2012 Petition for Appointment of Guardian Ad Litem
Filed by: Plaintiff Robinson, Mollie
*Verified Petition for Appointment of Guardian Ad Litem for Ben Carrion, Jr., a Minor Under Fourteen Years of Age*

08/06/2012 Discovery Commissioners Report and Recommendations
Filed By: Defendant Allen Industrial Electronics
*Discovery Commissioner's Report and Recommendations*

08/07/2012 Motion for Summary Judgment
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s Motion for Summary Judgment as to Defendant Allen Industrial Electronics' Cross-Claim*

08/08/2012 Notice of Entry of Order

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| | Filed By: Defendant Allen Industrial Electronics |
| 08/15/2012 | **All Pending Motions** (9:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Interrogatories and Req. for Production of Documents to Mollie Robinson, individually and as Heir to the Estate of Benji Carrion, Deceased, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Req. for Production of Documents to Mollie Robinson, as Administrator of the Estate of Benji Carrion, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Allen Industrial Electronics' Joinders* |
| 08/16/2012 | Order Appointing Guardian Ad Litem<br>Filed By: Plaintiff Robinson, Mollie<br>*Order Appointing Mollie Robinson as Guardian Ad Litem for Ben Carrion Jr, a Minor Under Fourteen Years of Age* |
| 08/16/2012 | Order Appointing Guardian Ad Litem<br>Filed By: Plaintiff Robinson, Mollie<br>*Order Appointing Mollie Robinson as Guardian Ad Litem for Siliva Carrion, a Minor Under Fourteen Years of Age* |
| 08/17/2012 | Notice of Entry of Order<br>Filed By: Plaintiff Robinson, Mollie<br>*Notice of Entry of Orders Appointing Guardian Ad Litem* |
| 08/22/2012 | Stipulation and Order for Dismissal<br>Filed by: Defendant Priority Plastics, Inc.<br>*Stipulation and Order to Dismiss Allen Industrial Electronics' Cross-Claimn Against Priority Plastics, Inc.* |
| 08/22/2012 | **Order of Dismissal With Prejudice** (Judicial Officer: Allf, Nancy)<br>Debtors: Allen Industrial Electronics (Cross Claimant)<br>Creditors: Priority Plastics, Inc. (Cross Defendant)<br>Judgment: 08/22/2012, Docketed: 08/23/2012 |
| 08/23/2012 | Notice of Entry of Stipulation and Order<br>Filed By: Defendant Priority Plastics, Inc. |
| 09/07/2012 | *CANCELED* **Motion for Summary Judgment** (10:00 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated - per Stipulation and Order*<br>*Defendant, Priority Plastics, Inc.'s Motion for Summary Judgment as to Defendant Allen Industrial Electronics' Cross-Claim* |
| 09/12/2012 | Motion<br>Filed By: Plaintiff Robinson, Mollie<br>*Motion For Relief From Summary Judgment NRCP 60(b) And Motion To Amend Pleading NRCP 15(c)* |
| 09/12/2012 | Certificate of Mailing<br>Filed By: Plaintiff Robinson, Mollie<br>*Certificate Of Mailing* |
| 09/14/2012 | Non Opposition<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Notice of Non-Opposition to Motion for Relief from Summary Judgment NRCP 60(b) and Motion to Amend Pleading NRCP 15(c)* |
| 09/21/2012 | **Status Check: Status of Case** (10:00 AM) (Judicial Officer: Bulla, Bonnie) |

*Status Check: Status of Case*

09/21/2012 **All Pending Motions** (10:00 AM) (Judicial Officer: Bulla, Bonnie)
*Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Interrogatories and Req. for Production of Documents to Mollie Robinson, individually and as Heir to the Estate of Benji Carrion, Deceased, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Req. for Production of Documents to Mollie Robinson, as Administrator of the Estate of Benji Carrion, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Allen Industrial Electronics' Joinder to Motion to Compel Responses to Interrogatories and Req. for Production of Documents ..... Deft Allen Industrial Electronics' Joinder to Motion to Compel Responses to Req. for Production of Documents ..... Status Check: Status of Case*

10/01/2012 Opposition to Motion
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s Opposition to Plaintiff's Motion for Relief from Summary Judgment NRCP 60(b) and Motion to Amend Pleading NRCP 15(c)*

10/12/2012 Reply to Opposition
Filed by: Plaintiff Robinson, Mollie
*Reply To Defendant, Priority Plastics, Inc.'s Opposition To Plaintiff's Motion For Relief From Summary Judgment NRCP 60 (b) and Motion To Amend Pleading NRCP 15 (c)*

10/12/2012 Certificate of Mailing
Filed By: Plaintiff Robinson, Mollie
*Certificate Of Mailing*

10/22/2012 Stipulation and Order
Filed by: Defendant Priority Plastics, Inc.
*Stipulation and Order to Continue Hearing*

10/23/2012 Stipulation and Order for Dismissal With Prejudice
Filed By: Cross Defendant Tissue Excellence Center Inc
*Stipulation and Order for Dismissal with Prejudice*

10/23/2012 Notice of Entry of Stipulation and Order
Filed By: Defendant Priority Plastics, Inc.
*Notice of Entry of Stipulation and Order to Continue Hearing*

10/23/2012 **Order of Dismissal With Prejudice** (Judicial Officer: Allf, Nancy)
Debtors: Mollie Robinson (Plaintiff), Estate of Benji Carrion (Plaintiff)
Creditors: Tissue Excellence Center Inc (Defendant), Allen Industrial Electronics (Defendant)
Judgment: 10/23/2012, Docketed: 10/30/2012

10/24/2012 Notice of Entry of Stipulation & Order for Dismissal
Filed By: Cross Defendant Tissue Excellence Center Inc
*Notice of Entry of Stipulation and Order for Dismissal with Prejudice*

10/25/2012 Notice of Change of Address
Filed By: Defendant Priority Plastics, Inc.
*Notice of Change of Address*

11/01/2012 **Motion for Relief** (9:30 AM) (Judicial Officer: Allf, Nancy)
*Motion For Relief From Summary Judgment NRCP 60(b) And Motion To Amend Pleading NRCP 15(c)*

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| 11/07/2012 | Notice<br>Filed By: Plaintiff Robinson, Mollie<br>*Notice of Inspection* |
| 11/08/2012 | Objection to Discovery Commissioners Report and Recommend<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiff's Objection To The Discovery Commissioner's Recomendation That The Previous Sanctions In The Amount Of $1,000.00 Against Mollie Robinson Stand* |
| 11/20/2012 | Recorders Transcript of Hearing<br>*Recorder's Transcript of Proceedings: Motion for Relief from Summary Judgment NRCP 60(b) Motion to Amend Pleading NRCP 15(c) - November 1, 2012* |
| 11/28/2012 | Discovery Commissioners Report and Recommendations<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Discovery Commissioners Report and Recommendations* |
| 11/28/2012 | **Sanctions** (Judicial Officer: Allf, Nancy)<br>Debtors: Mollie Robinson (Plaintiff)<br>Creditors: Tissue Excellence Center Inc (Defendant)<br>Judgment: 11/28/2012, Docketed: 12/05/2012<br>Total Judgment: 1,000.00 |
| 11/29/2012 | Order Granting Motion<br>Filed By: Defendant Priority Plastics, Inc.<br>*Order* |
| 11/30/2012 | Notice of Entry of Order<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Entry of Order* |
| 11/30/2012 | Notice of Entry<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Notice of Entry of Discovery Commissioners Report and Regulations* |
| 12/04/2012 | First Amended Complaint<br>Filed By: Plaintiff Robinson, Mollie; Subject Minor Carrion, Silvia Ann; Plaintiff Estate of Benji Carrion; Subject Minor Carrion Jr, Benji; Administrator Robinson, Mollie |
| 12/20/2012 | **Objection to Discovery Commissioner's Report** (9:30 AM) (Judicial Officer: Allf, Nancy)<br>*Plaintiff's Objection to the Discovery Commissioner's Recommendation that the Previous Sanctions in the Amount of $1,000.00 Against Mollie Robinson Stand* |
| 12/20/2012 | *CANCELED* **Objection to Discovery Commissioner's Report** (9:30 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated*<br>*Discovery Commissioners Report and Recommendations* |
| 12/21/2012 | Demand for Security of Costs<br>Filed By: Defendant Priority Plastics, Inc.<br>*Demand for Security Costs Pursuant to NRS 18.130* |
| 12/26/2012 | Answer and Crossclaim<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Answer to Plaintiffs' Amended Complaint and Cross-Claim* |

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| 12/28/2012 | Stipulation and Order to Extend Discovery Deadlines<br>Filed By: Defendant Priority Plastics, Inc.<br>*Stipulation and Order to Extend Discovery (First Request)* |
| 01/02/2013 | Notice of Entry of Stipulation and Order<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Entry of Stipulation and Order to Extend Discovery (First Request)* |
| 01/14/2013 | Order Setting Civil Jury Trial, Pre-Trial, and Calendar Call<br>*Order Re-Setting Civil Jury Trial, Pre-Trial/Calendar Call* |
| 01/15/2013 | Answer to Crossclaim<br>Filed By: Defendant Priority Plastics, Inc.<br>*Defendant/Cross-Defendant Priority Plastics, Inc.'s Answer to Defendant/Cross-Claimant Allen Industrial Electronics' Cross-Claim* |
| 01/21/2013 | Motion for Summary Judgment<br>Filed By: Defendant Priority Plastics, Inc.<br>*Defendant, Priority Plastics, Inc.'s Motion for Summary Judgment* |
| 01/22/2013 | Notice of Intent<br>Filed By: Plaintiff Robinson, Mollie<br>*Notice Of Intent To Default* |
| 01/23/2013 | Notice of Hearing<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Hearing for Defendant Priority Plastics' Motion for Summary Judgment* |
| 01/28/2013 | Motion to Dismiss<br>Filed By: Defendant Priority Plastics, Inc.<br>*Defendant, Priority Plastics, Inc.'s (1) Motion to Dismiss Due to Failure to File Cost Bond; and (2) Motion to Strike Plaintiff's Notice of Intent to Default as a Fugitive Pleading* |
| 01/29/2013 | Non-Resident Cost Bond<br>Filed by: Plaintiff Robinson, Mollie<br>*Non-Resident Cost Bond* |
| 01/29/2013 | Notice of Hearing<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Hearing for Defendant Priority Plastics' (1) Motion to Dismiss Due to Failure to File Cost Bond; and (2) Motion to Strike Plaintiff's Notice of Intent to Default as a Fugitive Pleading* |
| 01/31/2013 | Motion to Set Aside<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Motion to Set Aside DR Electric Services, Inc. Settlement with Plaintiffs; and Motion for Sanctions Pursuant to NRCP 11* |
| 02/01/2013 | Certificate of Mailing<br>Filed By: Defendant Allen Industrial Electronics<br>*Certificate of Mailing* |
| 02/04/2013 | Stipulation and Order |

Filed by: Defendant Priority Plastics, Inc.
*Stipulation and Order to Continue Hearing*

02/05/2013 Notice of Entry of Stipulation and Order
Filed By: Defendant Priority Plastics, Inc.
*Notice of Entry of Stipulation and Order to Continue Hearing*

02/08/2013 Answer to Amended Complaint
Filed By: Defendant Priority Plastics, Inc.
*Defendant Priority Plastics, Inc.'s Answer to First Amended Complaint*

02/08/2013 Joinder To Motion
Filed By: Cross Defendant Priority Plastics Inc
*Joinder to Defendant Allen Industrial Electronics Motion to Set Aside DR Electric Services, Inc.'s Settlement with Plaintiffs*

02/13/2013 Opposition to Motion to Dismiss
Filed By: Plaintiff Robinson, Mollie
*Opposition To Defendant Priority Plastics, Inc.'s (1) Motion To Dismiss Dut To Failure To File Cost Bond;And (2) Motion To Strike Plaintiff's Notice Of Intent To Default As A Fugitive Pleading*

02/19/2013 Opposition to Motion
Filed By: Plaintiff Robinson, Mollie
*Opposition To Defendant Allen Industrial Electronics' Motion To Set Aside DR Electric Services, Inc. Settlement With Plaintiffs; And Motion For Sanctions Pursuant to NRCP 11*

02/19/2013 Opposition to Motion For Summary Judgment
Filed By: Plaintiff Robinson, Mollie
*Opposition To Motion For Summary Judgment*

02/27/2013 Reply in Support
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s Reply in Support of Its: (1) Motion to Dismiss Due to Failure to File Cost Bond; and (2) Motion to Strike Plaintiff's Notice of Intent to Default as a Fugitive Pleading*

03/05/2013 Reply to Opposition
Filed by: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Reply to Plaintiffs' Opposition to Motion to set Aside DR Electric Services, Inc. Settlement with Plaintiffs*

03/06/2013 **Motion to Set Aside** (9:00 AM) (Judicial Officer: Alll, Nancy)
**03/06/2013, 03/28/2013**
*Defendant Allen Industrial Electronics' Motion to Set Aside DR Electric Services, Inc. Settlement with Plaintiffs; and Motion for Sanctions Pursuant to NRCP 11*

03/06/2013 **Joinder** (9:00 AM) (Judicial Officer: Alll, Nancy)
**03/06/2013, 03/28/2013**
*Defendant Priority Plastics, Inc.'s Joinder to Defendant Allen Industrial Electronics Motion to Set Aside DR Electric Services, Inc.'s Settlement with Plaintiffs*

03/06/2013 **All Pending Motions** (9:00 AM) (Judicial Officer: Allf, Nancy)

03/06/2013 **Motion to Dismiss** (10:00 AM) (Judicial Officer: Allf, Nancy)
*Defendant, Priority Plastics, Inc.'s (1) Motion to Dismiss Due to Failure to File Cost Bond; and (2) Motion to Strike Plaintiff's Notice of Intent to Default as a Fugitive Pleading*

# CASE SUMMARY

## CASE NO. A-11-638842-C

| | |
|---|---|
| 03/07/2013 | Answer to Amended Complaint<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Tissue Excellence Center, Inc.'s Answer to Plaintiffs' First Amended Complaint* |
| 03/07/2013 | Answer to Crossclaim<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Answer to Allen Industrial Electronics' Cross-Claim* |
| 03/07/2013 | Certificate of Mailing<br>Filed By: Defendant Allen Industrial Electronics<br>*Certificate of Mailing* |
| 03/08/2013 | Reply in Support<br>Filed By: Defendant Priority Plastics, Inc.<br>*Defendant, Priority Plastics, Inc.'s Reply in Support of Its Motion for Summary Judgment* |
| 03/11/2013 | Certificate of Mailing<br>Filed By: Defendant Allen Industrial Electronics<br>*Certificate of Mailing* |
| 03/13/2013 | **Motion for Summary Judgment** (10:00 AM) (Judicial Officer: Alff, Nancy)<br>*Defendant, Priority Plastics, Inc.'s Motion for Summary Judgment* |
| 03/14/2013 | Opposition<br>Filed By: Cross Defendant DR Electric Services Inc<br>*Former Defendant DR Electric Services, Inc.'s Limited Opposition to Defendant Allen Industrial Electronic's Moton for Relief Pursuan to NRCP 60(b) Sufficient to Set Aside DR Electric Services, Inc.'s Settlement with Plaintiff Mollie Robinson* |
| 03/15/2013 | Response<br>Filed by: Defendant Priority Plastics, Inc.<br>*Respondents' Response to Defendant Allen Industrial Electronics' Reply to Plaintiffs' Opposition to Motion to Set Aside DR Electric Services, Inc., Settlement With Plaintiffs* |
| 03/22/2013 | Recorders Transcript of Hearing<br>*Recorder's Transcript of Proceedings: Defendant, Priority Plastics, Inc.'s Motion for Summary Judgment - March 13, 2013* |
| 03/22/2013 | Joinder To Motion<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Allen Industrial Electronics' Motion to Set Aside DR Electric Services, Inc.'s Settlement with Plaintiffs and Motion for Sanctions* |
| 03/25/2013 | Stipulation and Order for Dismissal With Prejudice<br>Filed By: Defendant Priority Plastics, Inc.<br>*Stipulation and Order to Dismiss Allen Industrial Electronics' Cross-Claim Against Priority Plastics, Inc.* |
| 03/25/2013 | **Order of Dismissal With Prejudice** (Judicial Officer: Alff, Nancy)<br>Debtors: Allen Industrial Electronics (Cross Claimant)<br>Creditors: Priority Plastics, Inc. (Cross Defendant)<br>Judgment: 03/25/2013, Docketed: 04/01/2013 |

# CASE SUMMARY

## CASE NO. A-11-638842-C

| | |
|---|---|
| 03/26/2013 | Notice of Entry of Stipulation & Order for Dismissal<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Entry of Stipulation and Order to Dismiss Allen Industrial Electronics' Cross-Claim Against Priority Plastics, Inc.* |
| 03/27/2013 | Reply to Opposition<br>Filed by: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Reply to Former Defendant DR Electric Services, Inc.'s Limited Opposition and Respondent's Response to Motion to Set Aside Settlement* |
| 03/27/2013 | Filed Under Seal<br>*Recorder's Transcript of Proceedings: Defendant Electric Services, INC's Motion for Determination of Good Faith Settlement on an Order Shortening Time* |
| 03/28/2013 | **Joinder** (10:00 AM) (Judicial Officer: Allf, Nancy)<br>*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Allen Industrial Electronics' Motion to Set Aside DR Electric Services, Inc.'s Settlement with Plaintiffs and Motion for Sanctions* |
| 03/28/2013 | **All Pending Motions** (10:00 AM) (Judicial Officer: Allf, Nancy) |
| 03/29/2013 | Order Denying Motion<br>Filed By: Plaintiff Robinson, Mollie<br>*Order Regarding Defendant Priority Plastic's Motion to Dismiss for Failure to File Cost Bond and Motion to Strike Plaintiff's Notice of Intent to Take Default as a Fugitive Pleading* |
| 04/01/2013 | Recorders Transcript of Hearing<br>*Recorder's Transcript Of Proceedings: Plaintiff's Objection to the Discovery Commissioner's Recommendation that the Previous Sanctions in the Amount of $1,000.000 Against Mollie Robinson Stand - December 20, 2012* |
| 04/04/2013 | Order Granting Summary Judgment<br>Filed By: Defendant Priority Plastics, Inc.<br>*Order Granting Summary Judgment* |
| 04/04/2013 | Order to Show Cause<br>*Order to Show Cause* |
| 04/04/2013 | **Summary Judgment** (Judicial Officer: Allf, Nancy)<br>Debtors: Mollie Robinson (Guardian Ad Litem, Plaintiff), Estate of Benji Carrion (Plaintiff)<br>Creditors: Priority Plastics, Inc. (Defendant)<br>Judgment: 04/04/2013, Docketed: 04/12/2013 |
| 04/04/2013 | **Order of Dismissal** (Judicial Officer: Allf, Nancy)<br>Debtors: Mollie Robinson (Guardian Ad Litem, Plaintiff), Estate of Benji Carrion (Plaintiff)<br>Creditors: Priority Plastics, Inc. (Defendant)<br>Judgment: 04/04/2013, Docketed: 04/12/2013 |
| 04/08/2013 | Notice of Entry of Order<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Entry of Order Granting Summary Judgment* |
| 04/09/2013 | Recorders Transcript of Hearing<br>*Recorder's transcript of Proceedings: Motion for Determination of Good Faith Settlement Plaintiff's Joinder in Defendant DR Electric Services, Inc.'s Motion for Determination of Good Faith Settlement - June 2, 2011* |

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|---|---|
| 04/15/2013 | Memorandum of Costs and Disbursements<br>Filed By: Defendant Priority Plastics, Inc.<br>*Verified Memorandum of Costs & Disbursements* |
| 04/15/2013 | Motion<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Motion for Discovery Conference Regarding Machine Repair and Inspection* |
| 04/16/2013 | Certificate of Mailing<br>Filed By: Defendant Allen Industrial Electronics<br>*Certificate of Mailing* |
| 04/18/2013 | Motion<br>Filed By: Plaintiff Robinson, Mollie<br>*Motion for Rehearing* |
| 04/18/2013 | Order Denying Motion<br>Filed By: Defendant Allen Industrial Electronics<br>*Order* |
| 04/19/2013 | Motion to Retax<br>Filed By: Plaintiff Robinson, Mollie<br>*Motion to Retax Defendant Priority Plastics' Memorandum of Costs and Disbursements* |
| 04/19/2013 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Notice of Entry of Order* |
| 04/22/2013 | Recorders Transcript of Hearing<br>*Recorder's Transcript of Proceedings: All Pending Motions - March 23, 2012* |
| 04/22/2013 | Certificate of Mailing<br>Filed By: Plaintiff Robinson, Mollie<br>*Certificate Of Mailing* |
| 04/22/2013 | Recorders Transcript of Hearing<br>*Recorder's Transcript of Proceedings: All Pending Motions - July 28, 2011* |
| 04/25/2013 | Receipt of Copy<br>Filed by: Plaintiff Robinson, Mollie<br>*Receipt Of Copy* |
| 05/03/2013 | Reply<br>Filed by: Plaintiff Robinson, Mollie<br>*Respondent's Response to Show Cause Hearing* |
| 05/06/2013 | Certificate of Service<br>Filed by: Defendant Priority Plastics, Inc.<br>*Certificate of Service* |
| 05/06/2013 | Opposition |

Filed By: Plaintiff Robinson, Mollie
*Mollie Robinson's Opposition To Order To Show Cause*

05/07/2013 Opposition to Motion
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s Opposition to Plaintiff's Motion for Rehearing*

05/15/2013 Supplement
Filed by: Defendant Priority Plastics, Inc.
*Supplement to Verified Memorandum of Costs and Disbursements*

05/15/2013 Response
Filed by: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics Response to Plaintiff and Respondent's Oppositions to Show Cause Hearing*

05/15/2013 Response
Filed by: Cross Defendant Tissue Excellence Center Inc
*Defendant Tissue Excellence Center's Response to Mollie Robinson's Opposition to Order to Show Cause*

05/15/2013 Supplement to Opposition
Filed By: Defendant Priority Plastics, Inc.
*Defendant, Priority Plastics, Inc.'s Supplement to its Opposition to Plaintiff's Motion for Rehearing*

05/16/2013 **Show Cause Hearing** (10:30 AM) (Judicial Officer: Allf, Nancy)
*Show Cause Hearing: Tim Maloney*

05/16/2013 **Show Cause Hearing** (10:30 AM) (Judicial Officer: Allf, Nancy)
*Show Cause Hearing: Mollie Robinson*

05/16/2013 **All Pending Motions** (10:30 AM) (Judicial Officer: Allf, Nancy)

05/17/2013 **Motion for Discovery** (9:00 AM) (Judicial Officer: Bulla, Bonnie)
*COURT CALL - Deft Allen Industrial Electronics' Motion for Discovery Conference Regarding Machine Repair and Inspection*

05/17/2013 Reply to Opposition
Filed by: Plaintiff Robinson, Mollie
*Reply To Defendant, Priority Plastics, INC's Opposition To Plaintiff's Motion For Rehearing*

05/21/2013 Amended
Filed By: Plaintiff Robinson, Mollie
*Amended Motion to Retax Defendant Priority Plastics' Supplement to Memorandum of Costs and Disbursements*

05/22/2013 **Motion** (9:00 AM) (Judicial Officer: Allf, Nancy)
*Plaintiff's Motion for Rehearing*

05/22/2013 **Motion to Retax** (9:00 AM) (Judicial Officer: Allf, Nancy)
*Plaintiff's Motion to Retax Defendant Priority Plastics' Memorandum of Costs and Disbursements*

05/22/2013 **All Pending Motions** (9:00 AM) (Judicial Officer: Allf, Nancy)

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|---|---|
| 05/23/2013 | Recorders Transcript of Hearing<br>*Transcript of Proceedings Show Cause Hearing: Tim Maloney Show Cause Hearing: Mollie Robinson May 16, 2013* |
| 05/28/2013 | Reporters Transcript<br>*Recorder's Transcript RE: Defendant Tissue Excellence Center's Motion To Compel Responses To Interrogatories and Request For Production, and Request For Sanctions; Defendant Allen Industrial Electronics' Joinders; Status Check September 21, 2012* |
| 05/28/2013 | Order to Show Cause<br>*Order to Show Cause* |
| 05/28/2013 | Order to Show Cause<br>*Order to Show Cause* |
| 05/31/2013 | Recorders Transcript of Hearing<br>*Transcript of Proceedings: Motion For Rehearing Motion To Retax Defendant Priority Plastics' Memorandum of Costs and Disbursements - May 22, 2013* |
| 06/06/2013 | Response<br>Filed by: Plaintiff Robinson, Mollie<br>*Gerald F. Neal, Esq.'s Response To Order To Show Cause* |
| 06/06/2013 | Order<br>Filed By: Defendant Priority Plastics, Inc.<br>*Order Affirming Summary Judgment* |
| 06/06/2013 | **Order of Dismissal** (Judicial Officer: Alff, Nancy)<br>Debtors: Mollie Robinson (Plaintiff), Estate of Benji Carrion (Plaintiff)<br>Creditors: Priority Plastics, Inc. (Defendant)<br>Judgment: 06/06/2013, Docketed: 06/13/2013 |
| 06/06/2013 | **Judgment** (Judicial Officer: Alff, Nancy)<br>Debtors: Mollie Robinson (Plaintiff), Estate of Benji Carrion (Plaintiff)<br>Creditors: Priority Plastics, Inc. (Defendant)<br>Judgment: 06/06/2013, Docketed: 06/13/2013<br>Total Judgment: 6,802.33 |
| 06/07/2013 | Notice of Entry of Order<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Entry of Order Affirming Summary Judgment* |
| 06/07/2013 | Supplement<br>Filed by: Plaintiff Robinson, Mollie<br>*Mollie Robinson's Supplement To Her Opposition To Order To Show Cause* |
| 06/12/2013 | Objection<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiffs' Objection to the Order Affirming Motion for Summary Judgment* |
| 06/17/2013 | Response<br>Filed by: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Brief Regarding Mollie Robinson and Gerald F. Neal Esq's Response/Opposition to Order to Show Cause* |

06/19/2013 Brief
Filed By: Cross Defendant Tissue Excellence Center Inc
*Defendant Tissue Excellence Center, Inc.'s Brief Regarding Gerald F. Neal, Esq.'s Opposition to Order to Show Cause*

06/19/2013 Response
Filed by: Plaintiff Robinson, Mollie
*Gerald F. Neal, Esq.'s Response To Defendant Allen Industrial Electronics' Brief Regarding Mollie Robinson and Gerald F. Neal, Esq.'s Response/Opposition To Order To Show Cause*

06/20/2013 *CANCELED* **Pretrial/Calendar Call** (10:30 AM) **(Judicial Officer: Allf, Nancy)**
*Vacated - per Commissioner*

06/20/2013 **Show Cause Hearing** (10:30 AM) (Judicial Officer: Allf, Nancy)
*Order to Show Cause: Gerald Neal*

06/20/2013 **Show Cause Hearing** (10:30 AM) (Judicial Officer: Allf, Nancy)
*Order to Show Cause Hearing: Mollie Robinson*

06/20/2013 **All Pending Motions** (10:30 AM) (Judicial Officer: Allf, Nancy)

06/20/2013 Order Granting Motion
Filed By: Plaintiff Robinson, Mollie
*Order Granting Plaintiff's Motion to Retax*

06/21/2013 *CANCELED* **Status Check: Compliance** (11:00 AM) **(Judicial Officer: Bulla, Bonnie)**
*Vacated - per Commissioner*

06/24/2013 *CANCELED* **Jury Trial** (1:30 PM) **(Judicial Officer: Allf, Nancy)**
*Vacated - per Commissioner*

06/25/2013 Decision and Order
*Decision and Order on Orders to Show Cause, Filed May 28, 2013, as to Mollie Robinson and Gerald F. Neal, Esq*

06/26/2013 Notice of Entry of Order
Filed By: Plaintiff Robinson, Mollie
*Notice of Entry of Order*

06/28/2013 Recorders Transcript of Hearing
*Recorder's Transcript of Proceedings: Order to Show Cause: Gerald Neal Order to Show Cause: Mollie Robinson June 20, 2013 June 20,2013*

07/01/2013 Motion
Filed By: Plaintiff Robinson, Mollie
*Motion To Clarify Plaintiff's Marital Status*

07/02/2013 Certificate of Service
Filed by: Plaintiff Robinson, Mollie
*Certificate Of Service*

07/19/2013 Opposition to Motion
Filed By: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Opposition to Plaintiffs' Motion to Clarify and Countermotion for NRCP 37 Sanctions*

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|---|---|
| 07/24/2013 | Reply<br>Filed by: Administrator Robinson, Mollie<br>*Reply To Defendant Allen Industrial Electronics Opposition To Plaintiff's Motion To Clarify and Countermotion For NRCP 37 Sanctions* |
| 08/01/2013 | Joinder to Opposition to Motion<br>Filed by: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Allen Industrial Electronics' Opposition to Plaintiffs' Motion to Clarify and Countermotion for NRCP 37 Sanctions* |
| 08/02/2013 | **Motion to Clarify** (9:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*Pltfs' Motion To Clarify Plff's Marital Status* |
| 08/02/2013 | **Opposition and Countermotion** (9:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*Deft Allen Industrial Electronics' Opposition to Pltfs' Motion to Clarify and Countermotion for NRCP 37 Sanctions* |
| 08/02/2013 | **All Pending Motions** (9:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*Plff's Motion To Clarify Plff's Marital Status ..... Deft Allen Industrial Electronics' Opposition to Plff's Motion to Clarify and Countermotion for NRCP 37 Sanctions* |
| 08/06/2013 | Motion<br>Filed By: Defendant Priority Plastics, Inc.<br>*Defendant, Priority Plastics, Inc.'s Motion for NRCP 54(b) Certification on Order Shortening Time* |
| 08/07/2013 | Joinder To Motion<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiff's Joinder to Defendant Priority Plastics' Motion for NRCP 54(b) Certification* |
| 08/08/2013 | **Status Check** (1:30 PM) (Judicial Officer: Alff, Nancy)<br>*Status Check: Compliance* |
| 08/08/2013 | **Motion** (1:30 PM) (Judicial Officer: Alff, Nancy)<br>*Defendant, Priority Plastics, Incl's Motion for NRCP 54(b) Certification on Order Shortening Time* |
| 08/08/2013 | **All Pending Motions** (1:30 PM) (Judicial Officer: Alff, Nancy) |
| 08/09/2013 | Discovery Commissioners Report and Recommendations<br>Filed By: Defendant Allen Industrial Electronics<br>*Discovery Commissioner's Report and Recommendations* |
| 08/13/2013 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Notice of Entry of Order* |
| 08/20/2013 | Motion to Set Aside<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiffs' Motion to Set Aside Dismissal of Plaintiff Mollie Robinson* |
| 09/04/2013 | Opposition to Motion<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Opposition to Plaintiffs' Motion to Set Aside Dismissal of Mollie Robinson* |

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|---|---|
| 09/04/2013 | Order<br>Filed By: Defendant Priority Plastics, Inc.<br>*Order Granting Motion for NRCP 54(b) Certification* |
| 09/05/2013 | Notice of Entry<br>Filed By: Defendant Priority Plastics, Inc.<br>*Notice of Entry of Order* |
| 09/06/2013 | Stipulation to Extend Discovery<br>Party: Defendant Allen Industrial Electronics<br>*Stipulation and Order to Extend Discovery (Second Request)* |
| 09/09/2013 | Joinder to Opposition to Motion<br>Filed by: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Allen Industrial Electronics' Opposition to Plaintiff's Motion to Set Aside Dismissal of Plaintiff Mollie Robinson* |
| 09/09/2013 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Notice of Entry of Order* |
| 09/11/2013 | Opposition to Motion<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center's Opposition to Plaintiff's Motion to Set Aside Dismissal of Mollie Robinson* |
| 09/12/2013 | Notice of Appeal<br>Filed By: Plaintiff Robinson, Mollie<br>*Notice of Appeal* |
| 09/12/2013 | Case Appeal Statement<br>Filed By: Plaintiff Robinson, Mollie<br>*Case Appeal Statement* |
| 09/13/2013 | *CANCELED* **Status Check: Compliance** (11:00 AM) **(Judicial Officer: Bulla, Bonnie)**<br>*Vacated - per Commissioner* |
| 09/13/2013 | **Status Check: Compliance** (11:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*COURT CALL - Status Check: Compliance / Inspection* |
| 09/18/2013 | Discovery Commissioners Report and Recommendations<br>Filed By: Defendant Allen Industrial Electronics<br>*Discovery Commissioner's Report ad Recommendations* |
| 09/19/2013 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Notice of Entry of Order* |
| 09/20/2013 | Reply to Opposition<br>Filed by: Plaintiff Robinson, Mollie<br>*Plaintiff's Omnibus Reply to Oppositions to Motion to Set Aside Dismissal of Plaintiff Mollie Robinson* |
| 09/25/2013 | **Motion to Set Aside** (9:30 AM) (Judicial Officer: Allf, Nancy) |

*Plaintiffs' Motion to Set Aside Dismissal of Plaintiff Mollie Robinson*

10/07/2013 Motion
Filed By: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics Motion Regarding Settlement Offsets Pursuant to NRS 17.245*

10/09/2013 Objection
Filed By: Defendant Allen Industrial Electronics
*Notice of Defendant Allen Industrial Electronics' Objection to Plaintiffs' Disclosure of Birth Certificates for Benji Jr and Silvia Ann Carrion Pursuant to NRCP 16.1(a)(1) and (c)*

10/09/2013 Certificate of Mailing
Filed By: Defendant Allen Industrial Electronics
*Certificate of Mailing*

10/14/2013 Discovery Commissioners Report and Recommendations
Filed By: Cross Defendant Tissue Excellence Center Inc
*Discovery Commissioners Report and Recommendations*

10/14/2013 Notice of Entry
Filed By: Cross Defendant Tissue Excellence Center Inc
*Notice of Entry of Discovery Commissioner's Report and Recommendations*

10/15/2013 Order
Filed By: Defendant Allen Industrial Electronics
*Order Regarding Plaintiffs' Motion to Set Aside Dismissal of Mollie Robinson*

10/16/2013 Notice of Entry of Order
Filed By: Defendant Allen Industrial Electronics
*Notice of Entry of Order*

10/18/2013 *CANCELED* **Status Check: Compliance** (11:00 AM) **(Judicial Officer: Bulla, Bonnie)**
*Vacated - per Commissioner*

10/28/2013 Joinder To Motion
Filed By: Cross Defendant Tissue Excellence Center Inc
*Defendant Tissue Excellence Center, Inc's Joinder to Defendant Allen Industrial Electronic's Motion Regarding Settlement Offsets Pursuant to NRS 17.245*

10/28/2013 Opposition
Filed By: Plaintiff Robinson, Mollie
*Plaintiffs' Opposition to Defendant Allen Industrial Electronics Motion Regarding Settlement Offsets Pursuant to NRS 17.245*

10/31/2013 Association of Counsel
Filed By: Plaintiff Robinson, Mollie
*Notice of Association of Counsel*

10/31/2013 Reply to Opposition
Filed by: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronic's Reply to Plaintiffs' Opposition to Motion Regarding Settlement Offsets*

11/07/2013 **Motion** (9:00 AM) (Judicial Officer: Allf, Nancy)

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|---|---|
| | *Defendant Allen Industrial Electronics Motion Regarding Settlement Offsets Pursuant to NRS 17.245* |
| 11/07/2013 | **Joinder** (9:00 AM) (Judicial Officer: Alff, Nancy)<br>*Defendant Tissue Excellence Center, Inc's Joinder to Defendant Allen Industrial Electronic's Motion Regarding Settlement Offsets Pursuant to NRS 17.245* |
| 11/07/2013 | **All Pending Motions** (9:00 AM) (Judicial Officer: Alff, Nancy) |
| 11/15/2013 | **Status Check: Compliance** (10:00 AM) (Judicial Officer: Bulla, Bonnie)<br>*COURT CALL - Status Check: Compliance* |
| 12/06/2013 | Motion<br>Filed By: Plaintiff Robinson, Mollie<br>*Motion for Protective Order on Order Shortening Time* |
| 12/11/2013 | Subpoena Duces Tecum<br>Filed by: Cross Defendant Tissue Excellence Center Inc<br>*Amended Subpoena Duces Tecum* |
| 12/11/2013 | Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Order Regarding Defendant Allen Industrial Electronics' Motion for Settlement Offsets Pursuant to NRS 17.245* |
| 12/11/2013 | Opposition to Motion<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Opposition to Motion for Protective Order on Order Shortening* |
| 12/11/2013 | Joinder to Opposition to Motion<br>Filed by: Cross Defendant Tissue Excellence Center Inc<br>*Defendant Tissue Excellence Center, Inc.'s Joinder to Defendant Allen Industrial Electronics' Opposition to Plaintiff's Motion for a Protective Order on Order Shortening Time* |
| 12/12/2013 | **Motion for Protective Order** (9:00 AM) (Judicial Officer: Alff, Nancy)<br>*Motion for Protective Order on Order Shortening Time* |
| 12/12/2013 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Notice of Entry of Order* |
| 12/18/2013 | Notice of Taking Deposition<br>Filed By: Plaintiff Robinson, Mollie<br>*Notice of Taking Custodian of Records Deposition of Nevada OSHA* |
| 12/18/2013 | Subpoena Duces Tecum<br>Filed by: Plaintiff Robinson, Mollie<br>*Subpoena* |
| 12/20/2013 | Stipulation and Order<br>Filed by: Defendant Allen Industrial Electronics<br>*Stipulation and Order Concerning Protocols Run During November 2013 Inspection of Machine* |

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|---|---|
| 12/23/2013 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Notice of Taking Entry of Order* |
| 01/02/2014 | Application<br>Filed By: Plaintiff Robinson, Mollie<br>*Application for the Commission to Take Deposition of Robert Mohan Outside the State of Nevada* |
| 01/02/2014 | Application<br>Filed By: Plaintiff Robinson, Mollie<br>*Application for the Commission to Take Deposition of Michael Fitzgerald Outside the State of Nevada* |
| 01/08/2014 | Brief<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Brief in Advance of the January 24, 2014 Evidentiary Hearing* |
| 01/10/2014 | Brief<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiffs' Brief Concerning Common Law Marriage* |
| 01/14/2014 | Stipulation and Order for Dismissal With Prejudice<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Stipulation and Order for Dismissal with Prejudice* |
| 01/14/2014 | Stipulation and Order for Dismissal With Prejudice<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Stipulation and Order for Dismissal with Prejudice* |
| 01/14/2014 | Petition for Compromise of Minors Claim<br>Filed by: Plaintiff Robinson, Mollie<br>*Verified Ex Parte Petition for Compromise of Claim of Minor Children* |
| 01/14/2014 | **Order of Dismissal With Prejudice** (Judicial Officer: Alff, Nancy)<br>Debtors: Mollie Robinson (Plaintiff), Estate of Benji Carrion (Plaintiff)<br>Creditors: Tissue Excellence Center Inc (Defendant)<br>Judgment: 01/14/2014, Docketed: 01/22/2014<br>Debtors: Allen Industrial Electronics (Cross Claimant)<br>Creditors: Tissue Excellence Center Inc (Cross Defendant)<br>Judgment: 01/14/2014, Docketed: 01/22/2014 |
| 01/16/2014 | Notice of Entry of Stipulation & Order for Dismissal<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Notice of Entry of Order* |
| 01/16/2014 | Notice of Entry of Stipulation & Order for Dismissal<br>Filed By: Cross Defendant Tissue Excellence Center Inc<br>*Notice of Entry of Order* |
| 01/24/2014 | **Evidentiary Hearing** (10:00 AM) (Judicial Officer: Alff, Nancy)<br>**01/24/2014, 01/31/2014** |
| 02/04/2014 | Order Compromising Minors Claim |

Filed By: Plaintiff Robinson, Mollie
*Order Approving Compromise of Disputed Claim of Minor Children*

02/04/2014 **Order Approving Minor's Compromise** (Judicial Officer: Allf, Nancy)
Debtors: Priority Plastics, Inc. (Defendant), Allen Industrial Electronics (Defendant)
Creditors: Silvia Ann Carrion (Subject Minor)
Judgment: 02/04/2014, Docketed: 02/11/2014
Total Judgment: 49,500.00
Debtors: Priority Plastics, Inc. (Defendant), Allen Industrial Electronics (Defendant)
Creditors: Benji Carrion Jr (Subject Minor)
Judgment: 02/04/2014, Docketed: 02/11/2014
Total Judgment: 49,500.00

02/05/2014 Stipulation and Order to Extend Discovery Deadlines
Filed By: Plaintiff Robinson, Mollie
*Stipulation and Order to Extend Discovery and Continue Trial (Third Request)*

02/07/2014 Notice of Entry of Stipulation and Order
Filed By: Plaintiff Robinson, Mollie
*Notice of Entry of Stipulation and Order*

02/11/2014 Order Setting Civil Jury Trial, Pre-Trial, and Calendar Call
*Order Re-Setting Civil Jury Trial, Pre-Trial/Calendar Call*

02/20/2014 *CANCELED* **Pretrial/Calendar Call** (10:30 AM) **(Judicial Officer: Allf, Nancy)**
*Vacated - per Commissioner*

02/24/2014 *CANCELED* **Jury Trial** (10:30 AM) **(Judicial Officer: Allf, Nancy)**
*Vacated - per Commissioner*

03/18/2014 **Status Check: Blocked Account** (3:00 AM) (Judicial Officer: Allf, Nancy)
**03/18/2014, 04/22/2014**

04/02/2014 Stipulation and Order to Extend Discovery Deadlines
Filed By: Plaintiff Robinson, Mollie
*Stipulation and Order to Extend Discovery and Continue Trial (Fourth Request)*

04/08/2014 Order Setting Civil Jury Trial, Pre-Trial, and Calendar Call
*Order Re-Setting Civil Jury Trial, Pre-Trial/Calendar Call*

04/08/2014 Notice of Entry of Stipulation and Order
Filed By: Plaintiff Robinson, Mollie
*Notice of Entry of Stipulation and Order*

04/14/2014 Proof of Establishment of Blocked Trust Account
File By: Subject Minor Carrion, Silvia Ann
*Proof of Establishment of Blocked Trust Account*

04/15/2014 Recorders Transcript of Hearing
*Recorder's Transcript of Proceedings: Evidentiary Hearing - January 31, 2014*

06/25/2014 Request for Foreign Deposition Subpoena
Party: Plaintiff Robinson, Mollie
*Request for Foreign Deposition Subpoenas*

| | |
|---|---|
| 06/25/2014 | Application for Issuance of Commission to Take Deposition<br>Party: Plaintiff Robinson, Mollie<br>*Application for the Commission to Take Deposition of Dale VanHoose Outside the State of Nevada* |
| 06/26/2014 | *CANCELED* **Pretrial/Calendar Call** (10:30 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated* |
| 06/30/2014 | *CANCELED* **Jury Trial** (10:30 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated* |
| 07/08/2014 | Deposition Subpoena<br>Filed By: Plaintiff Robinson, Mollie<br>*Deposition Subpoena* |
| 07/08/2014 | Amended Notice of Taking Deposition<br>Filed By: Plaintiff Robinson, Mollie<br>*Amended Notice of Taking Videotaped Deposition of Dale Van Hoose* |
| 07/08/2014 | Amended Notice of Taking Deposition<br>Filed By: Plaintiff Robinson, Mollie<br>*Amended Notice of Taking Videotaped Deposition of Michael Fitzgerald* |
| 07/08/2014 | Commission to Take Deposition Outside the State of Nevada<br>Filed By: Plaintiff Robinson, Mollie<br>*Commission to Take Out of State Deposition of Michael Fitzgerald* |
| 07/08/2014 | Commission to Take Deposition Outside the State of Nevada<br>Filed By: Plaintiff Robinson, Mollie<br>*Commission to Take Out of State Deposition of Dale Van Hoose* |
| 07/14/2014 | Deposition Subpoena<br>Filed By: Plaintiff Robinson, Mollie<br>*Deposition Subpoena* |
| 07/25/2014 | Amended Notice of Taking Deposition<br>Filed By: Plaintiff Robinson, Mollie<br>*Second Amended Notice of Taking Videotaped Deposition of Michael Fitzgerald* |
| 08/20/2014 | Motion for Summary Judgment<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Motion for Summary Judgment* |
| 09/12/2014 | Opposition to Motion For Summary Judgment<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiffs' Opposition to Defendants Allen Industrial Electronics' Motion for Summary Judgment* |
| 09/16/2014 | Stipulation and Order<br>Filed by: Plaintiff Robinson, Mollie<br>*Stipulation and Order to Extend Plaintiffs' Opposition to Defendant's Motion for Summary Judgment* |
| 09/16/2014 | Motion in Limine<br>Filed By: Defendant Allen Industrial Electronics |

*Defendant Allen Industrial Electronics' Omnibus Motions in Limine*

09/18/2014 Motion in Limine
Filed By: Plaintiff Robinson, Mollie
*Plaintiffs' Motions in Limine*

09/19/2014 Motion to Continue Trial
Filed By: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Motion to Continue Trial Setting*

09/22/2014 Certificate of Service
Filed by: Defendant Allen Industrial Electronics
*Certificate of Service*

09/25/2014 Stipulation and Order
Filed by: Plaintiff Robinson, Mollie
*Stipulation and Order Regarding Plaintiffs' Proposed Motions in Limine*

09/25/2014 Non Opposition
Filed By: Plaintiff Robinson, Mollie
*Notice of Non-Opposition to Defendant's Motion to Continue Trial Setting*

09/26/2014 Notice of Entry of Stipulation and Order
Filed By: Plaintiff Robinson, Mollie
*Notice of Entry of Stipulation and Order*

09/26/2014 Notice of Entry of Stipulation and Order
Filed By: Plaintiff Robinson, Mollie
*Notice of Entry of Stipulation and Order*

09/27/2014 Findings of Fact, Conclusions of Law and Judgment
Filed by: Plaintiff Robinson, Mollie
*Findings of Fact and Conclusions of Law*

09/29/2014 Opposition to Motion in Limine
Filed By: Plaintiff Robinson, Mollie
*Plaintiffs' Opposition to Defendant's Motion in Limine*

09/29/2014 Reply to Opposition
Filed by: Defendant Allen Industrial Electronics
*Defendant Allen Industrial Electronics' Reply to Plaintiffs' Opposition to Motion for Summary Judgment*

10/01/2014 **Motion for Summary Judgment** (10:00 AM) (Judicial Officer: Allf, Nancy)
*Defendant Allen Industrial Electronics' Motion for Summary Judgment*

10/01/2014 **Motion to Continue Trial** (10:00 AM) (Judicial Officer: Allf, Nancy)
*Defendant Allen Industrial Electronics' Motion to Continue Trial on Order Shortening Time*

10/01/2014 **All Pending Motions** (10:00 AM) (Judicial Officer: Allf, Nancy)

10/21/2014 Findings of Fact, Conclusions of Law and Judgment
Filed by: Defendant Allen Industrial Electronics
*Findings of Fact, Conclusions of Law and Judgment Following Hearing on Defendant Allen Industrial Electronics' Motion for Summary Judgment*

# CASE SUMMARY

## CASE NO. A-11-638842-C

| | |
|---|---|
| 10/21/2014 | **Summary Judgment** (Judicial Officer: Allf, Nancy)<br>Debtors: Mollie Robinson (Plaintiff), Estate of Benji Carrion (Plaintiff)<br>Creditors: Allen Industrial Electronics (Defendant)<br>Judgment: 10/21/2014, Docketed: 10/28/2014 |
| 10/22/2014 | *CANCELED* **Omnibus Motion in Limine** (9:00 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated*<br>*Defendant Allen Industrial Electronics' Omnibus Motions in Limine* |
| 10/22/2014 | *CANCELED* **Motion in Limine** (9:00 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated*<br>*Plaintiffs' Motions in Limine* |
| 10/23/2014 | Notice of Entry of Order<br>Filed By: Defendant Allen Industrial Electronics<br>*Notice of Entry of Findings of Fact, Conclusions of Law and Judgment Following Hearing on Defendant Allen Industrial Electronics' Motion for Summary Judgment* |
| 10/23/2014 | Motion for Costs<br>Filed By: Defendant Allen Industrial Electronics<br>*Defendant Allen Industrial Electronics' Motion for Costs* |
| 10/30/2014 | *CANCELED* **Calendar Call** (10:30 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated* |
| 11/03/2014 | *CANCELED* **Jury Trial** (10:30 AM) **(Judicial Officer: Allf, Nancy)**<br>*Vacated* |
| 11/13/2014 | Opposition to Motion<br>Filed By: Plaintiff Robinson, Mollie<br>*Plaintiffs' Opposition to Defendant's Motion for Costs* |
| 11/18/2014 | Notice of Appeal<br>Filed By: Plaintiff Robinson, Mollie<br>*Notice of Appeal* |
| 11/18/2014 | Case Appeal Statement<br>Filed By: Plaintiff Robinson, Mollie<br>*Case Appeal Statement* |
| 12/03/2014 | **Motion for Costs** (9:00 AM) (Judicial Officer: Allf, Nancy)<br>*Defendant Allen Industrial Electronics' Motion for Costs* |
| 04/14/2015 | **Status Check: Blocked Account** (3:00 AM) (Judicial Officer: Allf, Nancy) |

| DATE | FINANCIAL INFORMATION | |
|---|---|---|
| | **Plaintiff** Carrion, Benji | |
| | Total Charges | 30.00 |
| | Total Payments and Credits | 30.00 |
| | **Balance Due as of 11/20/2014** | **0.00** |
| | **Defendant** Allen Industrial Electronics | |
| | Total Charges | 423.00 |
| | Total Payments and Credits | 423.00 |
| | **Balance Due as of 11/20/2014** | **0.00** |
| | **Cross Defendant** DR Electric Services Inc | |
| | Total Charges | 223.00 |

# CASE SUMMARY

## CASE NO. A-11-638842-C

| | |
|---|---|
| Total Payments and Credits | 223.00 |
| **Balance Due as of 11/20/2014** | **0.00** |
| | |
| **Defendant** Priority Plastics, Inc. | |
| Total Charges | 851.00 |
| Total Payments and Credits | 851.00 |
| **Balance Due as of 11/20/2014** | **0.00** |
| | |
| **Cross Defendant** Tissue Excellence Center Inc | |
| Total Charges | 223.00 |
| Total Payments and Credits | 223.00 |
| **Balance Due as of 11/20/2014** | **0.00** |
| | |
| **Plaintiff** Estate of Benji Carrion | |
| Total Charges | 30.00 |
| Total Payments and Credits | 30.00 |
| **Balance Due as of 11/20/2014** | **0.00** |
| | |
| **Plaintiff** Robinson, Mollie | |
| Total Charges | 318.00 |
| Total Payments and Credits | 318.00 |
| **Balance Due as of 11/20/2014** | **0.00** |
| | |
| **Subject Minor** Carrion, Silvia Ann | |
| Total Charges | 30.00 |
| Total Payments and Credits | 30.00 |
| **Balance Due as of 11/20/2014** | **0.00** |
| | |
| **Plaintiff** Robinson, Mollie | |
| Appeal Bond Balance as of 11/20/2014 | **500.00** |

# CIVIL COVER SHEET

Clark County, Nevada

Case No. A-11-638842-C

*(Assigned by Clerk's Office)* XXVII

## I. Party Information

| Plaintiff(s) (name/address/phone): | Defendant(s) (name/address/phone): |
|---|---|
| Molly Robinson, et al. | Priority Plastics, Inc., et al. |
| Attorney (name/address/phone): Mark G. Henness, Esq., Henness & Haight, 8972 Spanish Ridge Ave., Las Vegas, NV 89148 (702) 862-8200 | Attorney (name/address/phone): |

## II. Nature of Controversy (Please check applicable bold category and applicable subcategory, if appropriate)

☐ **Arbitration Requested**

### Civil Cases

**Real Property**

- ☐ **Landlord/Tenant**
  - ☐ Unlawful Detainer
- ☐ **Title to Property**
  - ☐ Foreclosure
  - ☐ Liens
  - ☐ Quiet Title
  - ☐ Specific Performance
- ☐ **Condemnation/Eminent Domain**
- ☐ **Other Real Property**
  - ☐ Partition
  - ☐ Planning/Zoning

**Torts**

Negligence

- ☐ **Negligence – Auto**
- ☐ **Negligence – Medical/Dental**
- ☐ **Negligence – Premises Liability** (Slip/Fall)
- ☐ **Negligence – Other**

- ☒ **Product Liability**
  - ☐ Product Liability/Motor Vehicle
  - ☐ Other Torts/Product Liability
- ☐ **Intentional Misconduct**
  - ☐ Torts/Defamation (Libel/Slander)
  - ☐ Interfere with Contract Rights
- ☐ **Employment Torts** (Wrongful termination)
- ☐ **Other Torts**
  - ☐ Anti-trust
  - ☐ Fraud/Misrepresentation
  - ☐ Insurance
  - ☐ Legal Tort
  - ☐ Unfair Competition

**Probate**

- ☐ **Summary Administration**
- ☐ **General Administration**
- ☐ **Special Administration**
- ☐ **Set Aside Estates**
- ☐ **Trust/Conservatorships**
  - ☐ Individual Trustee
  - ☐ Corporate Trustee
- ☐ **Other Probate**

**Other Civil Filing Types**

- ☐ **Construction Defect**
  - ☐ Chapter 40
  - ☐ General
- ☐ **Breach of Contract**
  - ☐ Building & Construction
  - ☐ Insurance Carrier
  - ☐ Commercial Instrument
  - ☐ Other Contracts/Acct/Judgment
  - ☐ Collection of Actions
  - ☐ Employment Contract
  - ☐ Guarantee
  - ☐ Sale Contract
  - ☐ Uniform Commercial Code
- ☐ **Civil Petition for Judicial Review**
  - ☐ Other Administrative Law
  - ☐ Department of Motor Vehicles
  - ☐ Worker's Compensation Appeal

- ☐ **Appeal from Lower Court** *(also check applicable civil case box)*
  - ☐ Transfer from Justice Court
  - ☐ Justice Court Civil Appeal
- ☐ **Civil Writ**
  - ☐ Other Special Proceeding
- ☐ **Other Civil Filing**
  - ☐ Compromise of Minor's Claim
  - ☐ Conversion of Property
  - ☐ Damage to Property
  - ☐ Employment Security
  - ☐ Enforcement of Judgment
  - ☐ Foreign Judgment – Civil
  - ☐ Other Personal Property
  - ☐ Recovery of Property
  - ☐ Stockholder Suit
  - ☐ Other Civil Matters

## III. Business Court Requested (Please check applicable category; *for Clark or Washoe Counties only.*)

- ☐ NRS Chapters 78-88
- ☐ Commodities (NRS 90)
- ☐ Securities (NRS 90)
- ☐ Investments (NRS 104 Art. 8)
- ☐ Deceptive Trade Practices (NRS 598)
- ☐ Trademarks (NRS 600A)
- ☐ Enhanced Case Mgmt/Business
- ☐ Other Business Court Matters

04/07/11

Date

Signature of initiating party or representative

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CLERK OF THE COURT

**WILLIAM W. McGAHA, ESQ.**
Nevada Bar #3234
**JOSHUA M. SANTERAMO, ESQ.**
Nevada Bar #12086
**SCHUETZE & McGAHA, P.C.**
601 S. Rancho Drive, Suite C-20
Las Vegas, Nevada 89106
(702) 369-3225
wwm@smlvlaw.net
jms@smlvlaw.net

Attorneys for Defendant
ALLEN INDUSTRIAL ELECTRONICS

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

MOLLIE ROBINSON, as Administrator of the Estate of BENJI CARRION, deceased; and as guardian ad litem of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION,

Plaintiffs,

vs.

ALLEN INDUSTRIAL ELECTRONICS, an Iowa Corporation; ROE CORPORATIONS I through X, and DOE DEFENDANTS I through X, inclusive,

Defendants.

**CASE NO:** A-11-638842-C
**DEPT NO:** XXVII

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT FOLLOWING HEARING ON DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION FOR SUMMARY JUDGMENT**

On October 1, 2014, Allen Industrial Electronics' ("Allen") Motion for Summary Judgment against Plaintiffs Mollie Robins, as administrator of the estate of Benji Carrion; Silvia Ann Carrion, and Benji Carrion, Jr. came on for hearing before the Honorable Nancy Allf. William W. McGaha, Esq. and Joshua M. Santeramo, Esq. appeared on behalf of Defendant Allen. Brent Bryson, Esq. and Cal J. Potter III, Esq. appeared on behalf of the

Plaintiffs.

The Court having heard the arguments of counsel for and against the motion, and considering all the briefs and documents submitted; finds in favor of Defendant Allen as follows:

I. **FINDINGS OF FACT:**

1. That Benji Carrion was killed when his head was crushed in a blow molding machine, designated for the purposes of this litigation as Priority Plastics machine no. 103 (aka machine 105D or 5D) on July 1, 2010.

2. That the electrical experts in this case agree that the cause of the movement of the carriage on machine no. 103 was the override and/or bypass through the use of jumper wires of a hydraulic safety system designed to keep the carriages from moving while the doors are open.

3. That Plaintiffs have failed to provide any affirmative evidence as to who installed the subject jumper wires.

4. That Allen's invoices indicate that the last time he worked on machine no. 103 was in November 2008, per invoice no. 4259.

5. That Allen invoice no. 4259 does not indicate that Allen installed jumper wires on machine no. 103.

6. That there is no evidence in the record that Allen worked on machine no. 103 after November 2008.

7. That Allen invoice no. 4435 from May 31, 2009 is the last known date that Allen worked for Priority Plastics prior to the subject accident.

8. That Allen Invoice No. 4435 states that the only machine worked on at that time was machine no. 105.

9. That machine no. 103 had an accompanying log book which detailed the maintenance of the machine.

10. That the July 16, 2009 entry in the log book states:

"**Had to jumper hyd motor/door so we can work machine you must shut off hyd before going in machine. Back up & running at 830 pm. Still need work done to it just a band aid for now.**"

11. That the July 16, 2009 entry describing the hydraulics needing to be manually shut off before going inside the machine is consistent with the mechanical and safety failures of machine no. 103 present on the date of the subject accident.

12. That the maintenance logs for machine no. 103 show dates on August 23, 2009 and September 30, 2009 in which the machine had malfunctioned because the jumper wires came loose and/or disconnected and were re-secured.

13. That there is no evidence indicating that Allen installed the subject jumper wires or when he would have supposedly installed them.

## II. CONCLUSIONS OF LAW:

1. NRCP 56 requires that Plaintiffs present a genuine issue of material fact; otherwise, summary judgment in favor of the moving party is appropriate.

2. Plaintiffs have failed to present a genuine issue of material fact precluding summary judgment, presenting no evidence that Allen installed the subject jumper wires.

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III. **JUDGMENT OF THE COURT:**

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this Court GRANTS Defendant Allen Industrial Electronics' Motion for Summary Judgment in its entirety, resolving the subject case. .

**DATED** this 15 day of October, 2014.

Nancy L. Allf

**DISTRICT COURT JUDGE**

Submitted by:

**SCHUETZE & McGAHA, P.C.**

By _____
**WILLIAM W. McGAHA, ESQ.**
Nevada Bar #3234
**JOSHUA M. SANTERAMO, ESQ.**
Nevada Bar #12086
601 South Rancho, Suite C-20
Las Vegas, Nevada 89106

Approved as to form and content:

By _____ 13225
**Cal J. Potter, III, Esq.**
Nevada Bar #1988
POTTER LAW OFFICES
1125 Shadow Lane
Las Vegas, Nevada 89102
Attorneys for Plaintiffs

By _____ 13225
**Brent E. Bryson, Esq.**
Nevada Bar #4933
7730 W. Sahara Ave. #109
Las Vegas, Nevada 89117
Attorneys for Plaintiffs

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CLERK OF THE COURT

**WILLIAM W. McGAHA, ESQ.**
Nevada Bar #3234
**JOSHUA M. SANTERAMO, ESQ.**
Nevada Bar #12086
**SCHUETZE & McGAHA, P.C.**
601 S. Rancho Drive, Suite C-20
Las Vegas, Nevada 89106
(702) 369-3225

Attorneys for Defendant
ALLEN INDUSTRIAL ELECTRONICS

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

MOLLIE ROBINSON, as Adminstrator of the Estate of BENJI CARRION, deceased; and as natural parent and legal guardian of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJO CARRION,

Plaintiffs,

vs.

ALLEN INDUSTRIAL ELECTRONICS, an Iowa Corporation; ROE CORPORATIONS I through X, and DOE DEFENDANTS I through X, inclusive,

Defendants.

**CASE NO:** A-11-638842
**DEPT NO:** XXVII

**NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT FOLLOWING HEARING ON DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION FOR SUMMARY JUDGMENT**

**PLEASE TAKE NOTICE**, that an order was entered on the 21st day of October, 2014. A true and exact copy of said order is attached hereto.

**DATED** this 23rd day of October, 2014.

**SCHUETZE & McGAHA, P.C.**

By */s/William W. McGaha*
**WILLIAM W. McGAHA, ESQ.**
Nevada Bar #3234
601 S. Rancho Drive, Suite C-20
Las Vegas, Nevada 89106
Attorney for Defendant
ALLEN INDUSTRIAL ELECTRONICS

**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I certify that I am an employee of SCHUETZE & McGAHA, P.C. and that on this 23rd day of October, 2014, I caused the foregoing ***NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT FOLLOWING HEARING ON DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION FOR SUMMARY JUDGMENT*** to be served electronically via the Court's ECF system to the following parties listed on the service list:

Gerald F. Neal, Esq.
1125 Shadow Lane
Las Vegas, Nevada 89102
Attorneys for Plaintiffs

Cal J. Potter, III, Esq.
POTTER LAW OFFICES
1125 Shadow Lane
Las Vegas, Nevada 89102
Attorneys for Plaintiffs

*/s/Donna K. Brand*
Employee of SCHUETZE & MCGAHA, P.C.

ORIGINAL

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CLERK OF THE COURT

**WILLIAM W. McGAHA, ESQ.**
Nevada Bar #3234
**JOSHUA M. SANTERAMO, ESQ.**
Nevada Bar #12086
**SCHUETZE & McGAHA, P.C.**
601 S. Rancho Drive, Suite C-20
Las Vegas, Nevada 89106
(702) 369-3225
wwm@smlvlaw.net
jms@smlvlaw.net

Attorneys for Defendant
ALLEN INDUSTRIAL ELECTRONICS

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

MOLLIE ROBINSON, as Administrator of the Estate of BENJI CARRION, deceased; and as guardian ad litem of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION,

Plaintiffs,

vs.

ALLEN INDUSTRIAL ELECTRONICS, an Iowa Corporation; ROE CORPORATIONS I through X, and DOE DEFENDANTS I through X, inclusive,

Defendants.

**CASE NO:** A-11-638842-C
**DEPT NO:** XXVII

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT FOLLOWING HEARING ON DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION FOR SUMMARY JUDGMENT**

On October 1, 2014, Allen Industrial Electronics' ("Allen") Motion for Summary Judgment against Plaintiffs Mollie Robins, as administrator of the estate of Benji Carrion; Silvia Ann Carrion, and Benji Carrion, Jr. came on for hearing before the Honorable Nancy Allf. William W. McGaha, Esq. and Joshua M. Santeramo, Esq. appeared on behalf of Defendant Allen. Brent Bryson, Esq. and Cal J. Potter III, Esq. appeared on behalf of the

Plaintiffs.

The Court having heard the arguments of counsel for and against the motion, and considering all the briefs and documents submitted; finds in favor of Defendant Allen as follows:

I. **FINDINGS OF FACT:**

1. That Benji Carrion was killed when his head was crushed in a blow molding machine, designated for the purposes of this litigation as Priority Plastics machine no. 103 (aka machine 105D or 5D) on July 1, 2010.

2. That the electrical experts in this case agree that the cause of the movement of the carriage on machine no. 103 was the override and/or bypass through the use of jumper wires of a hydraulic safety system designed to keep the carriages from moving while the doors are open.

3. That Plaintiffs have failed to provide any affirmative evidence as to who installed the subject jumper wires.

4. That Allen's invoices indicate that the last time he worked on machine no. 103 was in November 2008, per invoice no. 4259.

5. That Allen invoice no. 4259 does not indicate that Allen installed jumper wires on machine no. 103.

6. That there is no evidence in the record that Allen worked on machine no. 103 after November 2008.

7. That Allen invoice no. 4435 from May 31, 2009 is the last known date that Allen worked for Priority Plastics prior to the subject accident.

8. That Allen Invoice No. 4435 states that the only machine worked on at that time was machine no. 105.

9. That machine no. 103 had an accompanying log book which detailed the maintenance of the machine.

10. That the July 16, 2009 entry in the log book states:

"**Had to jumper hyd motor/door so we can work machine you must shut off hyd before going in machine. Back up & running at 830 pm. Still need work done to it just a band aid for now.**"

11. That the July 16, 2009 entry describing the hydraulics needing to be manually shut off before going inside the machine is consistent with the mechanical and safety failures of machine no. 103 present on the date of the subject accident.

12. That the maintenance logs for machine no. 103 show dates on August 23, 2009 and September 30, 2009 in which the machine had malfunctioned because the jumper wires came loose and/or disconnected and were re-secured.

13. That there is no evidence indicating that Allen installed the subject jumper wires or when he would have supposedly installed them.

## II. CONCLUSIONS OF LAW:

1. NRCP 56 requires that Plaintiffs present a genuine issue of material fact; otherwise, summary judgment in favor of the moving party is appropriate.

2. Plaintiffs have failed to present a genuine issue of material fact precluding summary judgment, presenting no evidence that Allen installed the subject jumper wires.

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III. **JUDGMENT OF THE COURT:**

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this Court GRANTS Defendant Allen Industrial Electronics' Motion for Summary Judgment in its entirety, resolving the subject case. .

**DATED** this 15 day of October, 2014.

Nancy L. Allf

**DISTRICT COURT JUDGE**

Submitted by:

**SCHUETZE & McGAHA, P.C.**

By _____
**WILLIAM W. McGAHA, ESQ.**
Nevada Bar #3234
**JOSHUA M. SANTERAMO, ESQ.**
Nevada Bar #12086
601 South Rancho, Suite C-20
Las Vegas, Nevada 89106

Approved as to form and content:

By _____ 13225
**Cal J. Potter, III, Esq.**
Nevada Bar #1988
POTTER LAW OFFICES
1125 Shadow Lane
Las Vegas, Nevada 89102
Attorneys for Plaintiffs

By _____ 13225
**Brent E. Bryson, Esq.**
Nevada Bar #4933
7730 W. Sahara Ave. #109
Las Vegas, Nevada 89117
Attorneys for Plaintiffs

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

| **Product Liability** | **COURT MINUTES** | **June 02, 2011** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**June 02, 2011** **9:00 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Tracy Cordoba

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Buckwalter, Bryce B. | Attorney |
| Henness, Mark G | Attorney |
| McGaha, William W. | Attorney |
| Turner, Debra M | Attorney |

**JOURNAL ENTRIES**

- MOTION FOR DETERMINATION OF GOOD FAITH SETTLEMENT...PLAINTIFFS' JOINDER IN DEFENDANT DR ELECTRIC SERVICES, INC.'S MOTION FOR DETERMINATION OF GOOD FAITH SETTLMENT

Tim Mahoney, Pro Hoc Vice for Plaintiffs also present.

Colloquy if all parties have appeared in the case. Mr. Buckwalter stated all his motions and letters have been faxed to all parties including counsel. Arguments by Mr. Buckwalter regarding trying to keep the settlement confidential, anticipation that Defendant Priority Plastics will be out of the case soon as far as the worker's compensation is concerned, findings by OSHA, it being Defendant Allen Industrial Electronics that installed the jumper wires that are at issue, and the liability of the parties. Arguments by Mr. McGaha regarding any settlement under the act being inappropriate, the confidential amount of the settlement being inappropriate, not being able to adequately advise

Defendant whether or not to accept offers, not knowing the offset, being at a disadvantage because of information that is being kept secret, OSHA's findings of fact and conclusions being invalid because the jury will have their own fact finding process, there being no liability analysis and no one having been disposed. Further arguments by Mr. Buckwalter and request that if the Court denies the motion because the amount of the settlement is being kept confidential then that the Court deny it without prejudice. Arguments by DT regarding her Joinder to the opposition. Arguments by Mr. Henness regarding there being no problem with disclosing the amount of the settlement to Mr. McGaha, the amount of the settlement being in the ballpark of what the potential apportionment is, and disclosing the amount of the settlement and then rearguing the motion next week if it is denied.

Court stated its findings and ORDERED, motion DENIED WITHOUT PREJUDICE; Court specifically FINDS there is no evidence that there is any existence of conclusion, fraud or tortuous conduct that is aimed to injure the interest of non settling Defendants, the motion is brought in good faith but is insufficient. Further, the Court will reconsider the motion but not until one of two things happen, either 60 days have occurred or pleadings are closed and the 16.1 report is filed. Mr. McGaha to prepare the Order and submit to other counsel as to approval as to form and content.

Statements by Mr. Mahoney regarding Plaintiff's current standing and circumstances.

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

| **Product Liability** | **COURT MINUTES** | **June 07, 2011** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**June 07, 2011** **3:00 AM** **Motion to Associate Counsel**

**HEARD BY:** Allf, Nancy **COURTROOM:**

**COURT CLERK:** Nicole McDevitt

**RECORDER:**

**REPORTER:**

**PARTIES PRESENT:**

**JOURNAL ENTRIES**

- Plaintiffs' counsel, Mark Henness and Darwin Rygg, III filed a Motion to Associate Counsel on May 11, 2011. COURT FINDS, there being no opposition and for good cause motion is GRANTED. Court ORDERS movant's counsel to prepare the appropriate order

CLERK'S NOTE: A copy of this minute order was placed in the attorney folders of: Mark G. Henness, Esq. (Henness & Haight [862-8204]) and William W. McGaha, Esq. (Schuetze & McGaha [369-2110]).

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

| **Product Liability** | **COURT MINUTES** | **July 28, 2011** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**July 28, 2011** **10:00 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Tracy Cordoba

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Buckwalter, Bryce B. | Attorney |
| Burke, Lon A. | Attorney |
| Funk, John C. | Attorney |
| Hughes, Taylor A. | Attorney |
| McGaha, William W. | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |

**JOURNAL ENTRIES**

- DEFENDANT TISSUE EXCELLENCE CENTER, INC.'S MOTION TO DISMISS ALLEN INDUSTRIAL ELECTRONICS' CROSS-CLAIM...DEFENDANT TISSUE EXCELLENCE CENTER, INC.'S MOTION TO DISMISS

Timothy Maloney, Esq., appearing on behalf of Plaintiffs. Timothy Maloney, Esq. and Bryce B. Buckwalter, Esq. appeared telephonically.

Mr. Burke advised he had submitted a letter to the Court, counsel for Defendant Allen Industrial Electronics, Defendant Tissue Excellence Center Inc. and Plaintiffs have reached an agreement to move forward on some limited discovery on the personal jurisdiction issue over the next 90 days, and there is no scheduling order currently in place. Court stated it had previously suspended the 16.1 for

an earlier Motion for Good Faith Settlement. Upon inquiry from the Court Mr. Maloney stated a continuance would not delay the case. COURT ORDERED, matter CONTINUED; any additional briefing will be due October 27th. Colloquy between Court, Mr. Maloney and Mr. Buckwalter regarding the 60 days to conduct discovery regarding information as to the settlement or resolution with Defendant DR Electric Services Inc. Mr. Buckwater stated whatever is being agreed to as far as the discovery period is separate from Defendant DR Electric Services Inc. and his motion. Mr. Maloney stated that satisfied his inquiry. Mr. Burke to prepare the order and submit to opposing counsel for approval as to form and content.

CONTINUED TO.....11/10/2011 10:00 AM

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

| Product Liability | COURT MINUTES | October 06, 2011 |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**October 06, 2011** **9:30 AM** **Motion for Good Faith Settlement**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Tracy Cordoba

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Buckwalter, Bryce B. | Attorney |
| Funk, John C. | Attorney |
| McGaha, William W. | Attorney |
| Tetreault, Daniel C | Attorney |
| Turner, Debra M | Attorney |

**JOURNAL ENTRIES**

- Tim Maloney, Pro Vice, present on behalf of Plaintiff.

Mr. Buckwalter stated the status of the case. Arguments by Mr. Buckwalter regarding all parties in the case having signed a stipulation to keep the settlement amount confidential, amount having been disclosed to all parties in the case, Mr. McGaha being the only one who opposes the motion and settlement being in good faith. Arguments by Mr. Maloney regarding the status of the case, Osha findings, the issue of the servicing of the equipment, MGM factors and Plaintiff s desire to relocate back to Texas. Arguments by Mr. McGaha regarding Uniform Contribution among Joint Tort-Feasor's Act, there being no discovery done under oath, damages, and there being no analysis without discovery. Further arguments by Mr. Buckwalter, Mr. Maloney and Mr. McGaha. Court stated its findings and ORDERED, motion GRANTED. Mr. Maloney and Mr. Funk to prepare the

order and submit to other counsel for approval as to form, the order should bear the signatures of all five counsel. Further, Court stated it would sign the confidentiality stipulation and order at this time and also advised counsel that the Court would consent to signing a stipulation by parties to seal today's hearing.

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

| **Product Liability** | **COURT MINUTES** | **October 25, 2011** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**October 25, 2011** **9:00 AM** **Discovery Conference**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Yvette G. Sison

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Funk, John C. | Attorney |
| Gulbenkian, Eddie S. | Attorney |
| McGaha, William W. | Attorney |

**JOURNAL ENTRIES**

- Marshal K. Hawkes present.

Mr. Burke was not notified of Discovery Conference today. Tissue Excellence has not answered yet, Mr. McGaha is waiting for outcome on Motion to Dismiss based on jurisdiction issues, and DR Electric Services settled out of case; an inspection on the machine is at issue (no protocol set). Commissioner advised counsel bring a Motion to Compel on OST as discussed in Open Court. Counsel anticipate 10-12 days for trial re: Wrongful death. COMMISSIONER RECOMMENDED, discovery cutoff is 3/15/13; adding parties and amended pleadings DUE 12/14/12; Pltfs' initial expert disclosures DUE 11/14/12; Defts' initial expert disclosures DUE 12/14/12; rebuttal expert disclosures DUE 1/14/13; dispositive motions FILED by 4/15/13. Scheduling Order will issue. Mr. Funk will notify Mr. Burke of outcome.

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

| **Product Liability** | **COURT MINUTES** | **January 10, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**January 10, 2012** **3:00 AM** **Status Check: Blocked Account**

**HEARD BY:** Allf, Nancy **COURTROOM:**

**COURT CLERK:** Nicole McDevitt

**RECORDER:**

**REPORTER:**

**PARTIES PRESENT:**

**JOURNAL ENTRIES**

- Petitioner, Mollie Robinson, as Guardian Ad Litem for minors, Silvia Ann Carrion and Beni Carrion, Jr. filed a Petition for Approval to Compromise Minors' Claims on November 2, 2011. COURT FINDS after review an order was entered on November 8, 2011 Approving Minors' Compromise and setting the matter for a status check on proof of establishment of blocked trust account on January 10, 2012 CHAMBERS CALENDAR. COURT FINDS after review no proof has been filed as of January 10, 2012. COURT ORDERS for good cause appearing status check CONTINUED 30 days to CHAMBERS CALENDAR on February 21, 2012.

CONTINUED TO.....2/21/2012 (CHAMBERS)

CLERK'S NOTE: A copy of this minute order was faxed to: Mark G. Henness, Esq. (862-8204), Debra M. Turner, Esq. (800-348-1421), Lon A. Burke, Esq. (388-1559), William W. McGaha, Esq. (369-2110), and Bryce B. Buckwalter, Esq. (228-0443)

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

| **Product Liability** | **COURT MINUTES** | **January 25, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**January 25, 2012** **9:00 AM** **All Pending Motions**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Yvette G. Sison

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| Henness, Mark G | Attorney |
| Maloney, Tim | Attorney |
| McGaha, William W. | Attorney |

**JOURNAL ENTRIES**

- COURT CALL - Defts' Motion to Compel Deposition, Answers to Interrogatories and Requests to Produce or in the Alternative for Preclusive and Dispositive Sanctions and for Attorney's Fees Against Pltf Mollie Robinson ..... Defts' Motion to Compel Inspection of Machinery

Marshal K. Hawkes present.

Colloquy re: protocol on inspection of machine. Ms. Turner is needed on this Motion. MOTION TRAILED: Mr. Maloney advised Commissioner of his numerous attempts to contact Molly Robinson (letter, voicemail, in person), he hired a private investigator, contact information is not current, and her children were transferred from their school. Mr. Maloney had a good relationship with his client until recently, and counsel is concerned about her well being, however, Mr. Maloney filed a Motion to Withdraw, and a Motion to Appoint a Guardian for the children. Colloquy re: if an Attorney in Nevada or Texas is needed for a Guardianship. COMMISSIONER RECOMMENDED, Defts' Motion

to Compel Deposition, Answers to Interrogatories and Requests to Produce is GRANTED; Molly Robinson has until 4/30/12 to appear for deposition, and answer all outstanding discovery by 4/13/12 (HAND DELIVER); Alternatively, Motion for Preclusive and Dispositive Sanctions and for Attorney's Fees Against Pltf Mollie Robinson is DENIED WITHOUT PREJUDICE; Mr. Maloney sent a check directly to the Court Reporter; Pltf or Pltf's firm to pay non-appearance fee to the Court Reporter; Pltf Molly Robinson (not Pltf's attorney) will pay Mr. McGaha's firm $1,000 in attorney fees for 1) failing to answer outstanding discovery, and 2) failure to appear for deposition; payment DUE within 30 days after Court signs recommendation; further non-compliance with discovery WILL RESULT in PROGRESSIVE SANCTIONS including but not limited to striking the pleadings and/or Dismissing Pltf Molly Robinson's Complaint in her individual claim only. Mr. McGaha prepare recommendation, include language, and counsel approve form and content.

MATTER TRAILED: Debra Turner, Esquire, Priority Plastics. No opposition. COMMISSIONER RECOMMENDED, Defts' Motion to Compel Inspection of Machinery is GRANTED; complete inspection before 2/24/12; protocol discussed. Mr. Maloney stated the machine was powered up and cycled in December 2010, but the machine was not repaired. COMMISSIONER RECOMMENDED, two day test period ALLOWED, and all experts may participate; the Court will decide what happens to the machine. Ms. Turner has a conflict in February. COMMISSIONER RECOMMENDED, inspection will occur on or before March 23, 2012 (no inspection the last two weeks in February). Mr. McGaha prepare recommendation; counsel approve form and content.

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

| **Product Liability** | **COURT MINUTES** | **February 21, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**February 21, 2012** **3:00 AM** **Status Check: Blocked Account**

**HEARD BY:** Allf, Nancy **COURTROOM:**

**COURT CLERK:** Nicole McDevitt

**RECORDER:**

**REPORTER:**

**PARTIES PRESENT:**

**JOURNAL ENTRIES**

- Petitioner, Mollie Robinson, as Guardian Ad Litem for minors, Silvia Ann Carrion and Beni Carrion, Jr. filed a Petition for Approval to Compromise Minors' Claims on November 2, 2011. COURT FINDS after review an order was entered on November 8, 2011 Approving Minors' Compromise and setting the matter for a status check on proof of establishment of blocked trust account on January 10, 2012 CHAMBERS CALENDAR. COURT FURTHER FINDS after review a minute order was entered on January 10, 2012 continuing the status check to February 21, 2012. COURT FINDS after review proof of establishment of blocked trust account was filed on February 7, 2012. COURT ORDERS for good cause appearing status check set for February 21, 2012 VACATED.

CLERK'S NOTE: A copy of this minute order was faxed to: CLERK'S NOTE: A copy of this minute order was faxed to: Mark G. Henness, Esq. (862-8204), Debra M. Turner, Esq. (800-348-1421), Lon A. Burke, Esq. (388-1559), William W. McGaha, Esq. (369-2110), and Bryce B. Buckwalter, Esq. (228-0443)

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

| **Product Liability** | **COURT MINUTES** | **February 21, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**February 21, 2012** **3:00 AM** **Motion to Withdraw as Counsel**

**HEARD BY:** Allf, Nancy **COURTROOM:**

**COURT CLERK:** Nicole McDevitt

**RECORDER:**

**REPORTER:**

**PARTIES PRESENT:**

**JOURNAL ENTRIES**

- Counsel for Plaintiffs', Mark Henness, John Funk and Tim Maloney, filed a Motion to Withdraw as Counsel of Record on January 19, 2012. COURT FINDS after review that the motion is appropriate given the circumstances outlined in the affidavit supporting it, was properly served via hand delivery to Plaintiff, Mollie Robinson at 3200 Arville Street, Apt. No. 51, Las Vegas, NV 89102 on January 19, 2012 and is unopposed. COURT ORDERS for good cause appearing and pursuant to EDCR 2.20(c), the failure to file an opposition may be considered as an admission that the motion is meritorious and consent to granting the same, motion GRANTED; movants to prepare the appropriate order. Order to include the client's last known address, any upcoming motion, trial and calendar call date and copy of the trial order. A copy of all to be mailed to the client.

CLERK'S NOTE: A copy of this minute order was faxed to: CLERK'S NOTE: A copy of this minute order was faxed to: Mark G. Henness, Esq. (862-8204), Debra M. Turner, Esq. (800-348-1421), Lon A. Burke, Esq. (388-1559), William W. McGaha, Esq. (369-2110), and Bryce B. Buckwalter, Esq. (228-0443).

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

| **Product Liability** | **COURT MINUTES** | **March 23, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**March 23, 2012** **9:00 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 16B

**COURT CLERK:** Carol Foley

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Funk, John C. | Attorney |
| McGaha, William W. | Attorney |
| Shannon, Michael J. | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- MOTION TO APPOINT GUARDIAN AD LITEM FOR MINOR CHILDREN UNDER THE AGE OF EIGHTEEN...DEFT PRIORITY PLASTICS, INC'S COUNTERMOTION TO DISMISS PLTF'S CLAIMS IN HER CAPACITY AS PARENT AND LEGAL GUARDIAN OF SILVIA ANN CARRION AND BENJI CARRION, JR...DEFT TISSUE EXCELLENCE CENTER INC'S JOINDER TO COUNTERMOTION

Counsel also present: Tim Maloney.

Upon Court's inquiry, Mr. Maloney advised he isn't representing Molly Robinson, he is representing the children.

Arguments by counsel. COURT ORDERED, Countermotion to Dismiss DENIED for failure of service upon Ms. Robinson and also because of the limited time to respond to a countermotion. COURT

ORDERED, Motion for Guardian Ad Litem DENIED since there is no proof motion was served upon Ms. Robinson and Mr. Maloney is still the kids' counsel. Court advised it will require Pltfs' counsel to amend the Order to Withdraw to clarify issue. Mr. Maloney advised the last known address was a by the week hotel and when the process server went back she was gone. Court noted when motions to dismiss come in it is Court's intention to require service upon Molly Robinson personally or suspend deadlines.

Mr. McGaha advised he will prepare the order for today's motions and circulate it.

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

| **Product Liability** | **COURT MINUTES** | **April 12, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**April 12, 2012** **10:00 AM** **Motion for Summary Judgment**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Funk, John C. | Attorney |
| McGaha, William W. | Attorney |
| Shannon, Michael J. | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- Mr. Shannon stated he is trying to comply with the order and advised the Court of efforts made to serve Plaintiff. Further, Mr. Shannon requested matter be continued so he can continue to try and serve Plaintiff. Mr. Funk advised he did not have a problem with a continuance. COURT ORDERED, matter CONTINUED thirty days, if parties need additional time Court will entertain a stipulation to continue or a conference call.

CONTINUED TO.....5/10/2012 10:00 AM

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

| **Product Liability** | **COURT MINUTES** | **June 01, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

| | | | |
|---|---|---|---|
| **June 01, 2012** | **9:00 AM** | **Motion to Compel** | **Deft Allen Industrial Electronic's Motion to Compel Deposition Against Pltfs Benji Carrion Jr. and Silvia Ann Carrion** |

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Funk, John C. | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |
| Tetreault, Daniel C | Attorney |
| Welland, Jeremy M. | Attorney |

**JOURNAL ENTRIES**

- Commissioner advised counsel the children cannot be deposed without a Guardian or Parent present, Mr. Funk must locate someone, or the case may be Dismissed. Mr. Funk tried to bring in a Guardian; argument by counsel. The children's location is unknown. Colloquy re: Mr. Funk preparing a Motion to Modify the Order before Judge Allf. COMMISSIONER RECOMMENDED, motion is GRANTED; reasonable noticed is needed for the children's depositions; status check SET. Mr. Tetreault has the same problem with discovery to Mollie Robinson as discussed today. Mr. Santeramo prepare recommendation; counsel approve form and content.

8/31/12 9:00 A.M. Status Check: Status of Case

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

| **Product Liability** | **COURT MINUTES** | **June 21, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**June 21, 2012** **10:00 AM** **Motion for Summary Judgment**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| Funk, John C. | Attorney |
| Robinson, Mollie | Plaintiff |
| Santeramo, Joshua M., ESQ | Attorney |
| Shannon, Michael J. | Attorney |
| Tetreault, Daniel C | Attorney |
| Welland, Jeremy M. | Attorney |

**JOURNAL ENTRIES**

- Court noted it read the second supplement that included that Mollie Robinson has been served, however, the deadline for her to file her opposition does not run until the end of today. Further, Court stated it intended to continue the motion and if Ms. Robinson files an opposition then the motion will be dealt with at the continuance date, however, if no opposition is filed, it would be the Court's intent to grant the motion. Mr. Welland advised that if the motion is granted it will render the Motion set on July 5, 2012 moot and he requested this matter be continued to that date. Mr. Funk advised he has filed a motion to withdraw, Ms. Robinson is in the process of trying to obtain new counsel, and she intends to request more time to respond. Court stated that if an opposition or a motion is filed by the close of business today then this matter will be heard on July 5, 2011, otherwise

the Court will grant the motion. Upon inquiry by Mr. Welland if he may submit an order if nothing is filed by the close of business today, Court DIRECTED counsel he may submit an order on Monday if nothing is filed. Colloquy regarding personal service on Ms. Robinson. COURT ORDERED, Ms. Robinson has THIRTY (30) DAYS to obtain counsel, until that time counsel will continue to do personal service for Ms. Robinson at the Boulder address, after thirty days, if Ms. Robinson has not obtained counsel, then parties will not be required to serve Ms. Robinson. Mr. Welland to prepare the order and submit it to Mr. Funk.

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

| **Product Liability** | **COURT MINUTES** | **June 27, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**June 27, 2012** **3:00 AM** **Minute Order**

**HEARD BY:** Allf, Nancy **COURTROOM:**

**COURT CLERK:** Nicole McDevitt

**RECORDER:**

**REPORTER:**

**PARTIES PRESENT:**

**JOURNAL ENTRIES**

- COURT FINDS after review Defendant Priority Plastics, Inc. filed a Motion for Summary Judgment on March 8, 2012. COURT FURTHER FINDS after review Defendant Priority Plastics, Inc. filed a Motion to Allow Service by Mail to Plaintiff's Last Known Address on June 1, 2012; the matter was set for hearing on July 5, 2012.

COURT FURTHER FINDS after review, after Plaintiff Mollie Robinson was personally served, the Defendant Priority Plastics, Inc.'s Motion for Summary Judgment was heard on June 21, 2012 at which time the Court advised that if no Opposition or Request for Extension of Time were made by Plaintiff by the day's end on June 21, 2012, then the Court would grant Defendant's Motion for Summary Judgment; the matter was CONTINUED to July 5, 2012. COURT FURTHER FINDS after review nothing was filed by Plaintiff before the Opposition deadline, and an Order Granting Motion for Summary Judgment was signed by the Court on June 25, 2012, thereby dismissing Defendant Priority Plastics, Inc. with prejudice. COURT ORDERS for good cause appearing, because movant/Defendant Priority Plastics, Inc. is no longer involved in this case, hearing on Defendant Priority Plastics, Inc.'s Motion to Allow Service by Mail to Plaintiff's Last Known Address scheduled for July 5, 2012 at 9:00 a.m. VACATED; continued hearing on Defendant Priority Plastics, Inc.'s

Motion for Summary Judgment scheduled for July 5, 2012 at 10:00 a.m. VACATED.

CLERK'S NOTE: A copy of this minute order was faxed to: CLERK'S NOTE: A copy of this minute order was faxed to: Mark G. Henness, Esq. (862-8204), Debra M. Turner, Esq. (800-348-1421), Lon A. Burke, Esq. (388-1559), William W. McGaha, Esq. (369-2110), and Bryce B. Buckwalter, Esq. (228-0443) and mailed to: Mollie Robinson, 4311 Boulder Hwy., Ste. 412, Las Vegas, NV 89121

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

| **Product Liability** | **COURT MINUTES** | **June 27, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**June 27, 2012** **9:00 AM** **All Pending Motions**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Yvette G. Sison

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Santeramo, Joshua M., ESQ | Attorney |
| Shannon, Michael J. | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Interrogatories and Request for Production of Documents to Mollie Robinson, individually and as Heir to the Estate of Benji Carrion, Deceased, and Request for NRCP Rule 37 Discovery Sanctions ..... Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Req. for Production of Documents to Mollie Robinson, as Administrator of the Estate of Benji Carrion, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Allen Industrial Electronics' Joinders

Cal Potter, Esquire, and Gerald Neal, Esquire, for Pltfs.

COMMISSIONER RECOMMENDED, Motions and Joinders CONTINUED for new counsel to appear in case, answer outstanding discovery, and come back on compliance issues; Commissioner suggested all counsel meet in the hallway to discuss problems with discovery. Commissioner may award compensation.

8/15/12 9:00 A.M. (same as above)

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

| **Product Liability** | **COURT MINUTES** | **July 24, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**July 24, 2012** **3:00 AM** **Motion to Withdraw as Counsel**

**HEARD BY:** Allf, Nancy **COURTROOM:**

**COURT CLERK:** Nicole McDevitt

**RECORDER:**

**REPORTER:**

**PARTIES PRESENT:**

**JOURNAL ENTRIES**

- COURT FINDS after review that on June 19, 2012, Mark Henness, Esq. and John Funk, Esq. of Henness & Haight and Tim Maloney of Maloney & Campolo filed a Motion to Withdraw as Counsel for MOLLIE ROBINSON, as counsel of record for Mollie Robinson as Administrator of the Estate of BENJI CARRION, deceased; MOLLIE ROBINSON, individually and as heir to the Estate of BENJI CARRION, deceased; MOLLIE ROBINSON, as natural parent and legal guardian of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION, deceased; the matter was set for CHAMBERS CALENDAR on July 24, 2012. COURT FURTHER FINDS after review Plaintiff filed a Substitution of Attorney on July 11, 2012 whereby Cal Potter, III, Esq. and Gerald Neal, Esq. would be substituted in the place and stead of the moving counsel. COURT ORDERS for good cause appearing, and finding that EDCR 7.40 has been satisfied, hearing set for CHAMBERS CALENDAR on July 24, 2012 VACATED.

CLERK'S NOTE: A copy of this minute order was faxed to: CLERK'S NOTE: A copy of this minute order was faxed to: CLERK'S NOTE: A copy of this minute order was faxed to: Mark G. Henness, Esq. (862-8204), Debra M. Turner, Esq. (800-348-1421), Lon A. Burke, Esq. (388-1559), William W.

McGaha, Esq. (369-2110), and Bryce B. Buckwalter, Esq. (228-0443) and mailed to: Mollie Robinson, 4311 Boulder Hwy., Ste. 412, Las Vegas, NV 89121

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

| **Product Liability** | **COURT MINUTES** | **August 15, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**August 15, 2012** **9:00 AM** **All Pending Motions**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Richard Kangas

**REPORTER:**

**PARTIES PRESENT:** Neal, Gerald Attorney

**JOURNAL ENTRIES**

- Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Interrogatories and Req. for Production of Documents to Mollie Robinson, individually and as Heir to the Estate of Benji Carrion, Deceased, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Req. for Production of Documents to Mollie Robinson, as Administrator of the Estate of Benji Carrion, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Allen Industrial Electronics' Joinders

Mr. Neal understands Pltfs, Allen Industrial, and Tissue Excellence remain in the case, counsel could not find Motions on calendar, the children s' depositions were taken, no Guardian Ad Litem was appointed, and Pltfs filed a lawsuit against the Manufacturer. COMMISSIONER RECOMMENDED, Motions and Joinders are CONTINUED; Mr. Neal to contact all counsel re: continuance. Commissioner advised Mr. Neal Motions were filed May 29, 2012.

9/21/12 10:00 A.M. SAME AS ABOVE

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

| **Product Liability** | **COURT MINUTES** | **September 21, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**September 21, 2012** **10:00 AM** **All Pending Motions**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Richard Kangas

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| McGaha, William W. | Attorney |
| Neal, Gerald | Attorney |
| Tetreault, Daniel C | Attorney |
| Welland, Jeremy M. | Attorney |

**JOURNAL ENTRIES**

- Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Interrogatories and Req. for Production of Documents to Mollie Robinson, individually and as Heir to the Estate of Benji Carrion, Deceased, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Tissue Excellence Center, Inc.'s Motion to Compel Responses to Req. for Production of Documents to Mollie Robinson, as Administrator of the Estate of Benji Carrion, and Req. for NRCP Rule 37 Discovery Sanctions ..... Deft Allen Industrial Electronics' Joinder to Motion to Compel Responses to Interrogatories and Req. for Production of Documents ..... Deft Allen Industrial Electronics' Joinder to Motion to Compel Responses to Req. for Production of Documents ..... Status Check: Status of Case

Pltf complied per Mr. Neal; counsel will respond for the Estate, however, he hasn't seen anything. Arguments by counsel. Mr. McGaha address the outstanding DCRR. COMMISSIONER RECOMMENDED, Mr. McGaha to send the DCRR with a cover letter to Discovery. Mr. Neal

requested to rescind sanctions as Mollie Robinson was not a Party. Colloquy re: Mollie Robinson's status, and cleaning up the caption or amending the pleadings. COMMISSIONER RECOMMENDED, prior Sanctions STAND; whether Mollie Robinson was a Party or not can be addressed with the Court (on Objection to the Report and Recommendation). Priority Plastics intends to put the machine back into production per Mr. McGaha. COMMISSIONER RECOMMENDED, a Rule 34 Inspection is REQUIRED within 60 days by 11/30/12; Motions and Joinders are OFF CALENDAR based on compliance; the Estate has an additional 30 days to comply with outstanding discovery (as they were formally added August 2012). Commissioner advised counsel to have the appropriate people present at the Inspection. Mr. Tetreault prepare recommendation; counsel approve form and content.

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

| **Product Liability** | **COURT MINUTES** | **November 01, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**November 01, 2012** **9:30 AM** **Motion for Relief**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| Neal, Gerald | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |
| Shannon, Michael J. | Attorney |

**JOURNAL ENTRIES**

- Arguments by Mr. Neal and Mr. Shannon regarding the representation of the children, application of judicial estoppels, application of the exclusive remedy of Nevada Industrial Insurance Act, employment of Benji Carrion, and intentional tort. Court stated its findings and ORDERED, Motion for Relief from Summary Judgment NRCP 60(b) and Motion to Amend Pleading NRCP 15(c) GRANTED with THIRTY (30) DAYS for Plaintiff to file an amended complaint. Colloquy between the Court and Mr. Shannon regarding the basis for the ruling, and Mr. Shannon's request for a specific time to do some discovery. Court stated that discovery issues can be resolved in front of the Discovery Commissioner, if the parties cannot resolve discovery issues then at that time the parties can return and ask Court to take control of discovery. Colloquy regarding dismissal of Mollie Robinson from the case. Mr. Santeramo stated Mollie Robinson has been dismissed however the new complaint still makes reference of her. Mr. Neal stated he would correct the amended complaint.

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

| **Product Liability** | **COURT MINUTES** | **December 20, 2012** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**December 20, 2012** **9:30 AM** **Objection to Discovery Commissioner's Report**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Neal, Gerald | Attorney |
| Welland, Jeremy M. | Attorney |

**JOURNAL ENTRIES**

- Arguments by Mr. Neal that Ms. Robinson was not properly represented at the time the sanction was issued, she was not a party to the case at the time and the children were not properly represented. Mr. Welland stated he has no position on the motion. Colloquy regarding who request the motion. Parties stated they did not know. COURT ORDERED, Plaintiff's Objection to the Discovery Comissioner's Recommendation that the Previous Sanctions in the Amount of $1,000.00 Against Mollie Robinson Stand SUSTAINED given the fact that Ms. Robinson was not a party at the time the sanctions were levied.

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

| **Product Liability** | **COURT MINUTES** | **March 06, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**March 06, 2013** **9:00 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Buckwalter, Bryce B. | Attorney |
| Burke, Lon A. | Attorney |
| McGaha, William W. | Attorney |
| Neal, Gerald | Attorney |
| Potter, Cal Johnson | Attorney |

**JOURNAL ENTRIES**

- DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION TO SET ASIDE DR ELECTRIC SERVICES, INC. SETTLEMENT WITH PLAINTIFFS; AND MOTION FOR SANCTIONS PURSUANT TO NRCP 11 DEFENDANT PRIORITY INC.'S JOINDER TO DEFENDANT ALLEN INDUSTRIAL ELECTRONICS MOTION TO SET ASIDE DR ELECTRIC SERVICES, INC.'S SETTLEMENT WITH PLAINTIFF DEFENDANT, PRIORITY PLASTICS, INC.'S (1) MOTION TO DISMISS DUE TO FAILURE TO FILE COST BOND; AND (2) MOTION TO STRIKE PLAINTIFF'S NOTICE OF INTENT TO DEFAULT AS A FUGITIVE PLEADING

Bryce B. Buckwalter, Esq. appeared telephonically.

Mr. Buckwalter stated his client was dismissed a year ago due to settlement, he was unaware of this pending motion, he was unable to attend this hearing and that he would like to confer with his client

as to how to proceed at this point. Upon inquiry by the Court, parties had no objection to continuing the motion. Mr. McGaha stated he would provide another mailing to local and out of state counsel. COURT ORDERED, Defendant Allen Industrial Electronics' Motion to Set Aside DR Electric Services, Inc. Settlement with Plaintiffs; and Motion for Sanctions Pursuant to NRCP 11 and Defendant Priority Inc.'s Joinder to Defendant Allen Industrial Electronics Motion to Set Aside DR Electric Services, Inc.'s Settlement with Plaintiff CONTINUED, opposition due March 14, 2013, reply due March 21, 2013.

As to Defendant, Priority Plastics, Inc.'s (1) Motion to Dismiss Due to Failure to File Cost Bond; and (2) Motion to Strike Plaintiff's Notice of Intent to Default as a Fugitive Pleading, arguments by Mr. Wellend regarding the bond being untimely filed, there not being a request for additional time to file the bond, non-participation by Mollie Robinson for a time, and NRS 18.130. Arguments by Mr. Potter regarding Mollie Robinson acting as guardian ad litem for the two minors, Mollie Robinson moving out of state to seek support of family, and the bond only being filed late by a couple of days. Upon inquiry by the Court, Mr. Neal stated the Motion to Strike and Intent to Default is moot and he would not have filed it if he realized there was a cost bond. Further arguments by counsel. Court stated its findings and ORDERED, Priority Plastics, Inc.'s (1) Motion to Dismiss Due to Failure to File Cost Bond; and (2) Motion to Strike Plaintiff's Notice of Intent to Default as a Fugitive Pleading DENIED and the Motion to Strike and Intent to Default MOOT. Mr. Potter and Mr. Neal to prepare the order and submit it to Mr. Welland for approval as to form and content.

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

| **Product Liability** | **COURT MINUTES** | **March 13, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

| **March 13, 2013** | **10:00 AM** | **Motion for Summary Judgment** | **Defendant, Priority Plastics, inc.'s Motion for Summary Judgment** |
|---|---|---|---|

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| McGaha, William W. | Attorney |
| Neal, Gerald | Attorney |
| Potter, Cal Johnson | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |
| Shannon, Michael J. | Attorney |

**JOURNAL ENTRIES**

- Arguments by Mr. Shannon regarding exclusive remedy provisions, Antonini v. Hanna Industries, undisputed facts, and the Conway case. Arguments by Mr. Neal regarding the labor contract, Antonini case being overruled, exhibits not showing that he was an employee of priority plastics and willful tort. Further arguments by counsel. Court stated its findings and ORDERED, Defendant, Priority Plastics, Inc.'s Motion for Summary Judgment, GRANTED. Mr. Shannon to prepare the order and submit it to opposing counsel for approval as to form and content.

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

| **Product Liability** | **COURT MINUTES** | **March 28, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**March 28, 2013** **10:00 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Noelle Peguese

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Buckwalter, Bryce B. | Attorney |
| Neal, Gerald | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- DEFT. ALLEN INDUSTRIAL ELECTRONICS' MOTION TO SET ASIDE DR ELECTRIC SERVICES, INC.'S SETTLEMENT WITH PLTF'S; AND MOTION FOR SANCTIONS PURSUANT TO NRCP 11...DEFT TISSUE EXCELLENCE CENTER, INC.'S JOINDER TO DEFT. ALLEN INDUSTRIAL ELECTRONICS' MOTION TO SET ASIDE DR ELECTRIC SERVICES, INC.'S SETTLEMENT WITH PLTF'S AND MOTIN FOR SANCTIONS...DEFT. PRIORITY PLASTICS, INC.'S JOINDER TO DEFT. ALLEN INDUSTRIAL ELECTRONICS MOTION TO SET ASIDE DR ELECTRIC SERVICES, INC.'S SETTLEMENT WITH PLAINTIFFS.

Also present: Timothy Maloney appearing telephonically.

Arguments by counsel as to if Molly Robinson is the right party in this case, as well as, if she was in a Common Law marriage. Mr. Buckwalter argued that his client has been out of the case for a year and there is no rule saying counsel can file a Motion after 6 months has passed; furthermore, the Motion should be denied. Mr. Neal argued that he was told, in the beginning, that Ms. Robinson was not

married, he wasn't informed about the Common Law marriage, and he only said that Ms. Robinson was not the proper party because she was not appointed as guardian of the kids. Discussions as to Mr. Maloney being admitted as a Pro Hac. Mr. Maloney argued that evidence, of the Common Law marriage, was provided to the Court. Mr. Santeramo noted Ms. Robinson was sanctioned because she didn't show up for her deposition. Following, COURT ORDERED, Motion DENIED, as there are mandatory time limits of Rule 60(b). However, COURT FURTHER ORDERED, 2 Orders to Show Cause WILL ISSUE against Timothy Maloney and Mollie Robinson.

Timothy Maloney regarding the following:

1. If he violated Rule 11 of the civil rules and procedures.
2. If he violated any other Supreme Court rules of the State of Nevada
3. If his Pro Hac application and admission was improper
4. Whether or not he should be precluded from seeking further Pro Hac status in Nevada.
5. Whether his fee and costs should be disgorged.

Mollie Robinson regarding the following:

1. Why she should not be held in Contempt of Court for taking alternative positions with regards to her marital status.
2. Why she should not be required to return the funds she received.

Following, COURT FURTHER ORDERED, matter regarding the issue of off setting contribution DEFERRED until after Show Cause hearing; Court will prepare both Show Cause Orders.

5/16/13 10:30 AM SHOW CAUSE HEARING

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

| **Product Liability** | **COURT MINUTES** | **May 16, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**May 16, 2013** **10:30 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| Maloney, Tim | Attorney |
| Neal, Gerald | Attorney |
| Robinson, Mollie | Plaintiff<br>Guardian Ad Litem |
| Santeramo, Joshua M., ESQ | Attorney |

**JOURNAL ENTRIES**

- SHOW CAUSE HEARING: TIM MALONEY...SHOW CAUSE HEARING: MOLLIE ROBINSON

Colloquy regarding the Texas common law marriage between Mollie Robinson and Benji Carrion, whether or not fraud was committed, representation made to lawyers as to Mollie Robinson's standing, the good faith settlement, and whether Molly Robinson is a party to the case. As to the order to show cause regarding Tim Maloney, Court stated its findings and ORDERED, appearance by counsel satisfies the order to show cause. Colloquy regarding order to show cause regarding Mollie Robinson. Court noted the order to show cause regarding Mollie Robinson was not properly filed. COURT ORDERED, order to show cause regarding Mollie Robinson and Gerald Neal SET as to counsel taking alternate positions in the case and whether or not rule 11 was followed; appearances will be necessary; the Court will enter the orders to show and will file a certificate of mailing.

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

| **Product Liability** | **COURT MINUTES** | **May 17, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**May 17, 2013** **9:00 AM** **Motion for Discovery**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott
Dania Batiste

**RECORDER:** Richard Kangas

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Neal, Gerald | Attorney |
| Shannon, Michael J. | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- COURT CALL - DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION FOR DISCOVERY CONFERENCE REGARDING MACHINE REPAIR AND INSPECTION

ALSO PRESENT: Eva Johnson, Esq., and Automa representative - Mr. Francesco Di Prieto

Mr. Shannon stated a court order is necessary for Automa, Inc., to send parts to repair the machine. Colloquy between Commissioner and counsel regarding an inspection and experts. COMMISSIONER RECOMMENDED, motion GRANTED; Priority Plastics, Inc., may order new machine parts for the machine to operate; and Mr. Shannon is to provide all parties with updates as to when the new parts have arrived. FURTHER RECOMMENDED, the machine parts in question are to be removed and maintained for litigation purposes; and a final inspection will be done THIRTY (30) DAYS after the machine is operating, at which time, the machine may be placed back into business. COMMISSIONER NOTED, an Automa technician is preferred by this Court to repair the

machine; however, it is not ordered. Ms. Johnson is to prepare the recommendation; counsel to approve form and content; submit report within TEN (10) days of this hearing, otherwise, counsel will have to pay a CONTRIBUTION for failure to comply; Status Check SET; Ms. Johnson must appear if report is not timely submitted. Mr. Shannon stated he will send the Commissioner's file stamped Order to Automa.

6/21/13 11:00 AM STATUS CHECK: COMPLIANCE

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

| **Product Liability** | **COURT MINUTES** | **May 22, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**May 22, 2013** **9:00 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| Neal, Gerald | Attorney |
| Potter, Cal Johnson | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |
| Shannon, Michael J. | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- PLAINTIFF'S MOTION FOR REHEARING...PLAINTIFF'S MOTION TO RETAX DEFENDANT PRIORITY PLASTICS' MEMORANDUM OF COSTS AND DISBURSEMENTS

Arguments by counsel regarding Plaintiff's Motion for rehearing, causes of action, Plaintiff's Motion to retax, and further arguments. Court stated its findings and ORDERED, Plaintiff's Motion for Rehearing DENIED. COURT FURTHER ORDERED, Plaintiff's Motion to Retax Defendant Priority Plastics' Memorandum of Costs and Disbursements GRANTED as follows: $760.00 for filing fees, $1,710.00 for court reporter fees; the statutory amount of $1500.00 per expert, $381.85 for process server, $14.27 for photo copies, and $936.27 private investigator; parking fees are DISALLOWED. Mr. Potter to prepare the order and submit it to opposing counsel for approval as to form and content.

CLERK'S NOTE: Minute order AMENDED to correct court report fees from $710.00 to $1,710.00. /nm 6-14-13

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

| **Product Liability** | **COURT MINUTES** | **June 20, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**June 20, 2013** **10:30 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| McGaha, William W. | Attorney |
| Neal, Gerald | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |
| Welland, Jeremy M. | Attorney |

**JOURNAL ENTRIES**

- Colloquy by Mr. Neal, Mr. McGaha and Mr. Burke regarding representations by Mr. Neal regarding the common law marriage between Ms. Robinson and Mr. Carrion, the settlement paid by Mr. McGaha's client, and depositions that Mr. Burke faxed to Mr. Neal when he came into the case. Further statements made by counsel. Court stated its findings and ORDERED, Mr. Potter will have THIRTY (30) DAYS to appear before the Discovery Commissioner to resolve the issues of if Ms. Robinson and Mr. Carrion were married, if Mr. Potter has not made the record in thirty days he will be held in violation of the Court. COURT FURTHER ORDERED, matter SET for STATUS CHECK as to compliance with this ruling.

8/8/2013 10:30 STATUS CHECK: COMPLAINANCE

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

| **Product Liability** | **COURT MINUTES** | **August 02, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**August 02, 2013** **9:00 AM** **All Pending Motions**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Sandra Pruchnic

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| McGaha, William W. | Attorney |
| Neal, Gerald | Attorney |

**JOURNAL ENTRIES**

- Pltf's Motion To Clarify Pltf's Marital Status ..... Deft Allen Industrial Electronics' Opposition to Pltfs' Motion to Clarify and Countermotion for NRCP 37 Sanctions

Colloquy re: Mollie Robinson's status, she had a common law marriage, and she was a proper party in the case. Mr. Neal confirmed Mollie Robinson will be a Pltf in this case, but she was Dismissed. Mr. McGaha has a different position. Colloquy. COMMISSIONER RECOMMENDED, prior Recommendation is REINSTATED, but Commissioner cannot set a default aside, and place Pltf back in case; if issue is corrected by the Judge, Ms. Robinson must answer outstanding discovery within 30 days (Interrogatories and Requests to Produce), complete her deposition within 60 days of entry of order, and $1,000 attorney fees are REINSTATED for Pltf's failure to respond. Argument by Mr. McGaha. COMMISSIONER RECOMMENDED, Pltf's Motion To Clarify Pltf's Marital Status is GRANTED; Deft Allen Industrial Electronics' Countermotion for NRCP 37 Sanctions is GRANTED; failure to comply WILL RESULT in PROGRESSIVE SANCTIONS. Mr. McGaha prepare

recommendation; counsel approve form and content; submit report within ten (10) days of this hearing, otherwise, counsel will pay a CONTRIBUTION for failure to comply; status check SET; Mr. McGaha must appear if report is not timely submitted.

9/13/13 11:00 a.m. Status Check: Compliance

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

| **Product Liability** | **COURT MINUTES** | **August 08, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**August 08, 2013** **1:30 PM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| McGaha, William W. | Attorney |
| Neal, Gerald | Attorney |
| Potter, Cal Johnson | Attorney |
| Welland, Jeremy M. | Attorney |

**JOURNAL ENTRIES**

- Mr. Potter stated there is no objection to the NRCP 54(b) Certification. COURT ORDERED, Defendant, Priority Plastics, Inc's Motion for NRCP 54(b) Certification GRANTED. Colloquy regarding the status of the case. Court noted it reviewed the journal entry from Commissioner Bulla on August 2, 2013 with regard to the recommendation. Mr. McGaha stated he has drafted the report and recommendations, is circulating it to counsel, and will submit it for signature tomorrow. Court deemed status check satisfied.

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

| **Product Liability** | **COURT MINUTES** | **September 13, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**September 13, 2013** **11:00 AM** **Status Check: Compliance**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Richard Kangas

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Burke, Lon A. | Attorney |
| McGaha, William W. | Attorney |
| MOORE, HEATHER E | Attorney |
| Neal, Gerald | Attorney |
| Potter, Cal Johnson | Attorney |
| Shannon, Michael J. | Attorney |

**JOURNAL ENTRIES**

- Francesco Di Prieto, Automa representative, present by Court Call.

Mr. Shannon is waiting for two parts for the machine. Mr. Di Prieto stated one part was sent and received by Priority Plastics, and one part is in Italy (available to Automa in 2-3 weeks), dates will be given to repair machine, but Mr. Di Prieto is reluctant to schedule the repair. Colloquy re: discovery deadlines, and all counsel or experts have scheduling conflicts in October. Commissioner advised counsel figure it out. COMMISSIONER RECOMMENDED, Inspection must be conducted based on expert availability on November 4th, 5th, or 6th. Colloquy re: initial and rebuttal disclosures on the same date is a clear violation of the Rules. COMMISSIONER RECOMMENDED, discovery cutoff EXTENDED to 1/24/14; adding parties and amended pleadings are CLOSED; Pltf's initial expert disclosures are CLOSED; Defts' initial expert disclosures DUE 10/24/13; rebuttal expert disclosures

DUE 11/25/13; dispositive motions FILED by 1/14/14; 2/24/14 Trial date STANDS.; these dates MODIFY the Report and Recommendation signed August 30, 2013; status check SET. Commissioner ADMONISHED counsel do not ever submit a Stipulation and Order with initial and rebuttal dates on the same date; Commissioner advised counsel bring a Motion if initial expert dates are needed. Mr. Burke include dates in recommendation; counsel approve form and content; submit report within ten (10) days of this hearing, otherwise, counsel will pay a CONTRIBUTION for failure to comply; status check SET; Mr. Burke must appear if report is not timely submitted.

10/18/13 11:00 a.m. Status Check: Compliance

11/8/13 10:00 a.m. Status Check: Compliance

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

| **Product Liability** | **COURT MINUTES** | **September 25, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**September 25, 2013** **9:30 AM** **Motion to Set Aside**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Potter, Cal Johnson | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- Arguments by counsel regarding Mollie Robinson being a party in the case, the timeliness of the motion, this Court's jurisdiction, 16(b) factors. Further arguments by counsel. Court stated its findings and ORDERED, Plaintiffs' Motion to Set Aside Dismissal of Plaintiff Mollie Robinson DENIED. Mr. Santeramo to prepare the motion and submit to opposing counsel for approval as to form and content.

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

| **Product Liability** | **COURT MINUTES** | **November 07, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**November 07, 2013** **9:00 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Potter, Cal Johnson | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- DEFENDANT ALLEN INDUSTRIAL ELECTRONICS MOTION REGARDING SETTLEMENT OFFSETS PURSUANT TO NRS 17.245...DEFENDANT TISSUE EXCELLENCE CENTER INC.'S JOINDER TO DEFENDANT ALLEN IDUSTRIAL ELECTRONIC'S MOTION REGARDING SETTLEMENT OFFSETS PURSUANTS TO NRS 17.245

Arguments by Mr. Santeramo regarding Ms. Robinson never having had a ligitimate claim, offset to the childrens claim, and potential double recovery. Arguments by Mr. Potter regarding there being a conflict argument, due process rights to the children, and there being no double recovery as to the children. Further arguments by counsel. Court stated its findings and ORDERED, matter SET for an evidentiary hearing on whether where was a common law marriage. Mr. Santeramo to prepare the order and submit it to counsel for approval as to form and content.

1/7/2013 10:00 AM EVIDENTIARY HEARING: WHETHER OR NOT THERE WAS A COMMON LAW MARRIAGE

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

| **Product Liability** | **COURT MINUTES** | **November 15, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**November 15, 2013** **10:00 AM** **Status Check: Compliance**

**HEARD BY:** Bulla, Bonnie **COURTROOM:** RJC Level 5 Hearing Room

**COURT CLERK:** Jennifer Lott

**RECORDER:** Richard Kangas

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| McGaha, William W. | Attorney |
| Tetreault, Daniel C | Attorney |
| Welland, Jeremy M. | Attorney |

**JOURNAL ENTRIES**

- Francesco Di Prieto, Esquire, on behalf of Automa (Mr. Di Prieto is not an attorney in Nevada, and this is not an appearance on behalf of Automa); C.J. Potter, Esquire, for Pltfs.

Colloquy re: the experts were present at inspection, and inspection was completed.
COMMISSIONER RECOMMENDED, counsel must get case ready for Trial; no further action with respect to further orders with the machine.

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

| **Product Liability** | **COURT MINUTES** | **December 12, 2013** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**December 12, 2013** **9:00 AM** **Motion for Protective Order**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| McGaha, William W. | Attorney |
| Potter, Cal Johnson | Attorney |
| Tetreault, Daniel C | Attorney |

**JOURNAL ENTRIES**

- Arguments by Mr. Potter regarding it being unreasonable to bring Ms. Robinson back to Las Vegas to take her deposition, it being unreasonable for Ms. Robinson to return to Las Vegas at her expense during the holidays, and opposing counsel could have taken the deposition previously when Ms. Robinson was in Las Vegas. Arguments by Mr. McGaha regarding failure to appear by Ms. Robinson at previously set depositions, sanctions imposed on Ms. Robinson for failing to respond to discovery, history of uncooperative behavior, and substantial settlement already received by Ms. Robinson. Arguments by Mr. Tetreault regarding his joinder and importance of having the deposition completed in a timeframe that allows review prior to the evidentiary hearing. Further arguments by counsel. COURT ORDERED, Motion for Protective Order GRANTED, Court will require Defendant to appear for deposition in Las Vegas and it will be required during the month of January, evidentiary hearing set for January 7, 2014 VACATED and parties are to confer the Court's Judicial Executive Assistant as to resetting the date.

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

| **Product Liability** | **COURT MINUTES** | **January 24, 2014** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**January 24, 2014** **10:00 AM** **Evidentiary Hearing**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| McGaha, William W. | Attorney |
| Potter, Cal Johnson | Attorney |

**JOURNAL ENTRIES**

- Counsel advised Mollie Robinson's flight was cancelled due to inclement weather and request hearing be resent. COURT SO ORDERED.

CONTINUED TO.....1/31/2014 2:00 PM

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

| **Product Liability** | **COURT MINUTES** | **January 31, 2014** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**January 31, 2014** **2:00 PM** **Evidentiary Hearing**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Bryson, E. Brent | Attorney |
| McGaha, William W. | Attorney |
| Potter, Cal Johnson | Attorney |
| Robinson, Mollie | Plaintiff<br>Guardian Ad Litem |

**JOURNAL ENTRIES**

- Mr. McGaha invoked the exclusionary rule. Opening Statements by counsel. Testimony and exhibits presented (see worksheet.) Plaintiff and Defendant rest. Closing arguments by counsel. Court stated its findings noting it finds a likelihood there was a common law marriage between Benji Carrion and Mollie Robinson. Court stated it will acknowledge the common law marriage in these proceedings. Mr. Potter to prepare findings of fact and conclusions of law.

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

| **Product Liability** | **COURT MINUTES** | **March 18, 2014** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**March 18, 2014** **3:00 AM** **Status Check: Blocked Account**

**HEARD BY:** Allf, Nancy **COURTROOM:**

**COURT CLERK:** Nicole McDevitt

**RECORDER:**

**REPORTER:**

**PARTIES PRESENT:**

**JOURNAL ENTRIES**

- COURT FINDS after review Petitioner filed a Petition for Compromise of Minor's Claim on January 14, 2014 and an Order Approving Compromise of Minor's Claim was filed on February 4, 2014. COURT FURTHER FINDS after review a Status Check on Establishment of a Blocked Trust Account was set for CHAMBERS CALENDAR on March 18, 2014. COURT FURTHER FINDS after review no proof of establishment of blocked account has been filed. COURT ORDERS for good cause appearing Status Check on Establishment of the blocked trust account set for CHAMBERS CALENDAR on March 18, 2014 CONTINUED to CHAMBERS CALENDAR on April 22, 2014. If sufficient proof of establishment of the blocked account is filed before April 22, 2014, that Status Check will be vacated.

CLERK'S NOTE: A copy of this minute order was faxed to: Mark G. Henness, Esq. (862-8204), Debra M. Turner, Esq. (800-348-1421), Lon A. Burke, Esq. (388-1559), William W. McGaha, Esq. (369-2110), and Bryce B. Buckwalter, Esq. (228-0443) and Cal J. Potter, Esq. (385-9081)

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

| **Product Liability** | **COURT MINUTES** | **April 22, 2014** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**April 22, 2014** **3:00 AM** **Status Check: Blocked Account**

**HEARD BY:** Allf, Nancy **COURTROOM:**

**COURT CLERK:** Nicole McDevitt

**RECORDER:**

**REPORTER:**

**PARTIES PRESENT:**

**JOURNAL ENTRIES**

- COURT FINDS after review Petitioner filed a Petition for Compromise of Minor's Claim on January 14, 2014 and an Order Approving Compromise of Minor's Claim was filed on February 4, 2014. COURT FURTHER FINDS after review a Status Check on Establishment of a Blocked Trust Account was set for CHAMBERS CALENDAR on March 18, 2014 and then Continued the Status Check to April 22, 2014. COURT FURTHER FINDS after review sufficient proof of establishment of blocked account was filed on April 14, 2014. COURT ORDERS for good cause appearing Status Check on Establishment of the blocked trust account set for CHAMBERS CALENDAR on April 22, 2014 VACATED.

CLERK'S NOTE: A copy of this minute order was faxed to: Mark G. Henness, Esq. (862-8204), Debra M. Turner, Esq. (800-348-1421), Lon A. Burke, Esq. (388-1559), William W. McGaha, Esq. (369-2110), and Bryce B. Buckwalter, Esq. (228-0443) and Cal J. Potter, Esq. (385-9081)

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

| **Product Liability** | **COURT MINUTES** | **October 01, 2014** |
|---|---|---|

A-11-638842-C Mollie Robinson, Plaintiff(s)
vs.
Priority Plastics, Inc., Defendant(s)

**October 01, 2014** **10:00 AM** **All Pending Motions**

**HEARD BY:** Allf, Nancy **COURTROOM:** RJC Courtroom 03A

**COURT CLERK:** Nicole McDevitt

**RECORDER:** Traci Rawlinson

**REPORTER:**

**PARTIES PRESENT:**

| | |
|---|---|
| Bryson, E. Brent | Attorney |
| McGaha, William W. | Attorney |
| Potter, Cal Johnson | Attorney |
| Santeramo, Joshua M., ESQ | Attorney |

**JOURNAL ENTRIES**

- Arguments by counsel regarding the merits of the motion. Court stated its findings and ORDERED, Defendant Allen Industrial Electronics' Motion for Summary Judgment GRANTED, Defendant Allen Industrial Electronics Motion to Continue Trial on Order Shortening Time MOOT. Court stated granting of the summary motion resolves the case and ORDERED, Motions in Limine set October 22, 2014, Calendar Call set October 30, 2014 and Trial Stack setting on November 3, 2014 VACATED. Mr. McGaha to prepare the order and submit the order to opposing counsel for approval as to form and content.

# VAULT EXHIBIT FORM

| | |
|---|---|
| CASE NO: A638842 | HEARING DATE: 1/31/14 |
| DEPT. NO 27 | JUDGE: Nancy Allf |
| | CLERK Nicole McDewitt |
| | REPORTER: Traci Rawlinson |
| PLAINTIFF: Mollie Robinson | JURY FEES: |
| | |
| | COUNSEL FOR PLAINTIFF: Cal Potter |
| DEFENDANT: Priority Plastics | |
| | COUNSEL FOR DEFENDANT: William McGaha |
| | |

| | Date Offered | Objection | Date Admitted |
|---|---|---|---|
| 1) Letter from Dept of Business & Industry | 1-31-14 | no | 1-31-14 |
| 2) The Work Connection Job History application | 1-31-14 | no | 1-31-14 |
| 3) Liberty Tax Client Data Sheet | 1-31-14 | no | 1-31-14 |
| 4) Nevada Rental agreement | 1-31-14 | no | 1-31-14 |
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# VAULT EXHIBIT FORM

| | |
|---|---|
| CASE NO: A638842 | HEARING DATE: 1/31/14 |
| DEPT. NO 27 | JUDGE: Nancy Allf |
| | CLERK Nicole McDevitt |
| | REPORTER: Traci Rawlinson |
| PLAINTIFF: Mollie Robinson | JURY FEES: |
| | |
| | COUNSEL FOR PLAINTIFF: Cal Potter |
| DEFENDANT: Priority Plastics | Brent Bryson |
| | COUNSEL FOR DEFENDANT: William McGaha |
| | |

Defendant's Exhibits

| | Date Offered | Objection | Date Admitted |
|---|---|---|---|
| A 2008 return | 1-31-14 | no | 1-31-14 |
| B Clark County Corner's Office Case notes | 1-31-14 | Yes | 1-31-14 |

**EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE**

# NOTICE OF DEFICIENCY

**ON APPEAL TO NEVADA SUPREME COURT**

**CAL J. POTTER, III, ESQ.**
**1125 SHADOW LN.**
**LAS VEGAS, NV 89102**

**DATE: November 20, 2014**
**CASE: A638842**

**RE CASE:** MOLLIE ROBINSON, as Adminstratrix of the Estate of BENJI CARRION, deceased; MOLLIE ROBINSON, as guardian ad litem of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION, deceased vs. PRIORITY PLASTICS, INC.; ALLEN INDUSTRIAL ELECTRONICS

NOTICE OF APPEAL FILED: November 18, 2014

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

☒ $250 – Supreme Court Filing Fee**
- If the $250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.

☐ $24 – District Court Filing Fee (Make Check Payable to the District Court)**

☒ $500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
- NRAP 7: Bond For Costs On Appeal in Civil Cases

☐ Case Appeal Statement
- NRAP 3 (a)(1), Form 2

☐ Order

☐ Notice of Entry of Order

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NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

*Please refer to Rule 3 for an explanation of any possible deficiencies.*

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***Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.*

# 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; FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT FOLLOWING HEARING ON DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION FOR SUMMARY JUDGMENT; NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT FOLLOWING HEARING ON DEFENDANT ALLEN INDUSTRIAL ELECTRONICS' MOTION FOR SUMMARY JUDGMENT; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

MOLLIE ROBINSON, as Adminstratrix of the Estate of BENJI CARRION, deceased; MOLLIE ROBINSON, as guardian ad litem of SILVIA ANN CARRION and BENJI CARRION, JR., minors, individually and as heirs to the Estate of BENJI CARRION, deceased,

Plaintiff(s),

vs.

PRIORITY PLASTICS, INC.; ALLEN INDUSTRIAL ELECTRONICS,

Defendant(s),

Case No: A638842

Dept No: XXVII

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 20 day of November 2014.

Steven D. Grierson, Clerk of the Court

Heather Ungermann, Deputy Clerk