District Court Case No: D-18-575860-D

Electronically Filed
Mar 18 2026 01:20 PM
Elizabeth A. Brown
Clerk of Supreme Court

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF CLARK

LUBA GONZALEZ, n/k/a, LUBA DACE,

Plaintiff(s),

vs.

ENRIQUE IVAN VELAZQUEZ-GONZALEZ,

Defendant(s).

NOTICE OF APPEAL PACKET COVER SHEET

Electronically Filed
3/9/2026 5:36 PM
Steven D. Grierson
CLERK OF THE COURT

NOAS

LUBA SNOW DACE
[redacted]
Las Vegas NV, 89178
[redacted]
Pro Per

DISTRICT COURT, FAMILY DIVISION

CLARK COUNTY, NEVADA

LUBA SNOW DACE fka LUBA GONZALEZ Plaintiff, v. ENRIQUE IVAN VELAZQUEZ-GONZALEZ, Defendant.	Case No.: D-18-575860-D Dept. No.: D

NOTICE OF APPEAL

TO: Enrique Ivan Velazquez-Gonzalez, Defendant.

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NOTICE IS HEREBY GIVEN that Plaintiff, Luba Snow Dace f/k/a Luba Gonzalez, appearing in proper person, in the above-named matter, hereby appeals to the Supreme Court of Nevada the following orders:

1. Order Denying Plaintiff's September 16, 2025, Motion to Reconsider Order Denying Plaintiff's Motion for Temporary Sole Medical Decision-Making Authority et al. [578], entered February 17, 2026.
2. Order Granting in Part Defendant's November 15, 2025, Motion to Clarify Winter Break Holiday Provision and Related Orders [593], entered February 17, 2026.
3. Order Denying Plaintiff's November 28, 2025, Countermotion [602], entered February 17, 2026.
4. Order resolving and vacating the January 14, 2026, and January 28, 2026, Chambers Matters, entered February 17, 2026, to the extent appealable.

DATED this 9th day of March 2026.

/s/Luba Snow Dace
LUBA SNOW DACE
[redacted]
Las Vegas NV, 89178
[redacted]

CERTIFICATE OF SERVICE

The undersigned, Luba Snow Dace, hereby certifies that on this 9th day of March 2026, I served a true and correct copy of this *Notice of Appeal*:

☒ By mandatory electronic service using the Eighth Judicial District Court's E-File and E-Service System to:

- Enrique Velazquez-Gonzalez [redacted] this case)

DATED this 9th day of March 2026.

/s/*Luba Snow Dace*
LUBA SNOW DACE
In Proper Person

Electronically Filed
3/10/2026 3:57 PM
Steven D. Grierson
CLERK OF THE COURT

ASTA

District Court Case No: D-18-575860-D

Dept No: D

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF CLARK

LUBA GONZALEZ, n/k/a, LUBA DACE,

Plaintiff(s),

vs.

ENRIQUE IVAN VELAZQUEZ-GONZALEZ,

Defendant(s),

CASE APPEAL STATEMENT

1. Name of appellant(s) filing this case appeal statement:
   Luba Snow Dace

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

3. Identify each appellant and the name and address of counsel for each appellant. If an appellant(s) is self-represented, identify the name and address of appellant(s):

   Luba Snow Dace

   Luba Snow Dace
   [redacted]

[redacted]

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). For self-represented respondents, identify the name and address of each respondent:

Enrique Ivan Velazquez-Gonzalez

Enrique Ivan Velazquez-Gonzalez
[redacted]

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: **N/A**

6. If appellant was represented by counsel in the District Court, indicate whether counsel was ☐ appointed or ☐ retained or ☒ N/A

7. If appellant is represented by counsel on appeal, is counsel ☐ appointed or ☐ retained or ☒ N/A

8. Has appellant been granted leave to proceed informa pauperis?

☐ Yes: Identify the date of entry of the District Court order granting such leave: (copy of order to follow by mail)
***Expires 1 year from date filed*

☒ No: Has appellant filed an application to proceed in forma pauperis?
☐ No.
☒ Yes: identify date the application was filed: **March 8, 2026**
If application was denied, indicate date of order denying: **N/A** (copy of order to follow by mail.)

9. Indicate the date the proceedings commenced in the District Court (e.g., date complaint, indictment, information, or petition was filed): **August 20, 2018**

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: **Misc. Order**

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

Docket No.	**Case Caption**
84759	GONZALEZ VS. VELAZQUEZ-GONZALEZ
90570	GONZALEZ VS. VELAZQUEZ-GONZALEZ (CHILD CUSTODY)

12. Does this appeal raise issues involving child custody, the guardianship of a minor, parenting time, or visitation?

☒ Yes: Is this the primary issue on appeal? ☒ Yes ☐ No

☐ No

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

Dated This 10 day of March 2026.

Steven D. Grierson, Clerk of the Court

/s/ Shaun Salcedo

Shaun Salcedo, Deputy Clerk

[redacted]

cc: Luba Snow Dace

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. D-18-575860-D

Luba Dace, Plaintiff	§	Location:	**Department D**
vs.	§	Judicial Officer:	**Teuton, Robert W.**
Enrique Ivan Velazquez-Gonzalez, Defendant.	§	Filed on:	**08/20/2018**
	§		

CASE INFORMATION

Statistical Closures

07/26/2022 Settled/Withdrawn Without Judicial Conference or Hearing
02/08/2022 Settled/Withdrawn With Judicial Conference or Hearing
12/08/2021 Judgment Reached (Bench Trial)

Case Type: **Divorce - Complaint**
Subtype: **Complaint Subject Minor(s)**
Case Status: **03/14/2023 Reopened**

DATE — CASE ASSIGNMENT

Current Case Assignment

Case Number	D-18-575860-D
Court	Department D
Date Assigned	03/09/2026
Judicial Officer	Teuton, Robert W.

PARTY INFORMATION

Attorneys

Plaintiff **Dace, Luba**
[redacted]

Defendant **Velazquez-Gonzalez, Enrique Ivan**
[redacted]

Subject Minor **Gonzalez,** [redacted]

Counter Claimant **Velazquez-Gonzalez, Enrique Ivan**
[redacted]

Counter **Dace, Luba**
[redacted]

DATE — EVENTS & ORDERS OF THE COURT

EVENTS

08/20/2018 Complaint for Divorce
Filed by: Counter Defendant Dace, Luba
[1] Complaint for Divorce

08/20/2018 Summons Electronically Issued - Service Pending
Filed by: Counter Defendant Dace, Luba
[2] Summons

08/24/2018 Affidavit of Resident Witness
Filed by: Counter Defendant Dace, Luba
[3] Affidavit of Resident Witness

09/13/2018 Affidavit in Support
[4] Affidavit in Support of Request for Summary Disposition of Decree

09/13/2018 Request for Summary Disposition
[5] Request for Summary Disposition of Decree of Divorce

09/13/2018 Default
[6] Default

09/17/2018 Answer and Counterclaim - Divorce, Annulment, Separate Maint
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
For: Counter Defendant Dace, Luba
[7] Answer and Counterclaim - Divorce, Annulment, Separate Maint

09/17/2018 Financial Disclosure Form
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[8] Financial Disclosure Form

10/12/2018 FMC Request and Order for Mediation - NRS 3.475
Filed by: Counter Defendant Dace, Luba
[9] FMC Request and Order for Mediation - NRS 3.475

11/06/2018 NRCP 16.2 Case Management Conference Order
[10] Order Setting Case Management Conference and Directing Compliance with NRCP 16.2

11/26/2018 Notice of Appearance
Party: Counter Defendant Dace, Luba
[11] Notice of Appearance

12/04/2018 Reply
Filed By: Counter Defendant Dace, Luba
[12] Reply to Answer and Counterclaim for Divorce and UCCJEA Declaration

12/05/2018 Financial Disclosure Form
Filed by: Counter Defendant Dace, Luba
[13] General Financial Disclosure Form

12/05/2018 Case Management Order
[15] Case and Non-Jury Trial Managment Order

12/05/2018 Parenting Agreement
[16] Parenting Agreement

12/06/2018 Notice of Change of Address
Filed By: Counter Defendant Dace, Luba
[14] Notice of Change of Address

12/20/2018 Request for Issuance of Joint Preliminary Injunction
Filed By: Counter Defendant Dace, Luba
[17] Request for Issuance of joint Preliminary Injunction

01/24/2019 Notice
Filed By: Counter Defendant Dace, Luba
[18] Notice of Completion

02/06/2019 Order
Filed By: Counter Defendant Dace, Luba
[19] Order

02/08/2019 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[20] Notice of Entry of Order

02/22/2019 Notice of Change of Address

Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[21] Notice of Change of Address

02/22/2019 Financial Disclosure Form
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[22] Financial Disclosure Form

02/25/2019 Pre-trial Memorandum
Filed By: Counter Defendant Dace, Luba
[23] Plaintiff's Pre-Trial Memorandum

03/18/2019 Notice of Appearance
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[24] Notice of Appearance

03/19/2019 Motion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[25] Motion to Continue Trial Setting Pursuant to EDCR 7.30 and Reopen Discovery Pursuant to EDCR 2.35 (First Request)

03/19/2019 Family Court Motion Opposition Fee Information Sheet
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[26] Family Court Motion Opposition Fee Information Sheet

03/19/2019 Clerk's Notice of Hearing
[27] Clerk's Notice of Hearing

03/25/2019 Receipt
Filed by: Counter Defendant Dace, Luba
[28] Receipt of Trial Exhibits

03/25/2019 Schedule of Arrearages
Filed by: Counter Defendant Dace, Luba
[29] Schedule of Arrearages

03/25/2019 Trial Management Order
[30] Case and Non-Jury Management Order

04/09/2019 Witness List
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[31] Defendant's Initial Disclosure of Witnesses and Documents Pursuant to NRCP 16.2

04/19/2019 Witness List
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[32] Defendant's First Supplemental Disclosure of Witnesses and Documents Pursuant to NRCP 16.2

05/24/2019 Witness List
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[33] Defendant's Second Supplemental Disclosure of Witnesses and Documents Pursuant to NRCP 16.2

06/28/2019 Witness List
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[34] Defendant's Third Supplemental Disclosure of Witnesses and Documents Pursuant to NRCP 16.2

10/16/2019 Certificate of Service
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[35] Certificate of Service

11/01/2019 Motion
Filed By: Counter Defendant Dace, Luba
[36] Motion to Compel Discovery and for Attorney's Fees and Sanctions

11/02/2019 Notice of Hearing
[37] Notice of Hearing

11/04/2019	Certificate of Service Filed by: Counter Defendant Dace, Luba *[38] Certificate of Service by Electronic Means*
11/07/2019	Receipt of Copy Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan *[39] Receipt of Copy*
11/07/2019	Ex Parte Application for Order Party: Counter Defendant Dace, Luba *[40] Ex Parte Application for an Order Shortening Time*
11/08/2019	Order Filed By: Counter Defendant Dace, Luba *[41] Order Shortening Time*
11/11/2019	Receipt of Copy Filed By: Counter Defendant Dace, Luba *[42] Receipt of Copy*
11/15/2019	Opposition Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan *[43] Defendant's Opposition to Plaintiff's Motion to Compel Discovery and For Attorney's Fees and Sanctions*
11/18/2019	Pre-trial Memorandum Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan *[44] Defendant's Pre-Trial Memorandum*
11/22/2019	Amended Filed By: Counter Defendant Dace, Luba *[45] Plaintiff's Amended Pre-Trial Memorandum*
11/25/2019	Schedule of Arrearages Filed by: Counter Defendant Dace, Luba *[46] Schedule of Arrearages*
11/25/2019	Certificate of Service Filed by: Counter Defendant Dace, Luba *[47] Certificate of Service by Electronic Means*
11/25/2019	Brief Filed By: Counter Defendant Dace, Luba *[48] Plaintiff's Trial Briel*
11/25/2019	Amended Filed By: Counter Defendant Dace, Luba *[49] Amended Schedule of Arrearages*
11/25/2019	Order Filed By: Counter Defendant Dace, Luba *[51] Order*
11/26/2019	Errata Filed By: Counter Defendant Dace, Luba *[50] Eratta to Plaintiff's Amended Pre-Trial Memorandum*
12/12/2019	Motion to Withdraw As Counsel Filed By: Counter Defendant Dace, Luba *[52] Motion to Withdraw as Counsel*
12/13/2019	Notice of Hearing *[53] Notice of Hearing*
12/13/2019	Order Setting Evidentiary Hearing

[54] Order Setting Evidentiary Hearing

12/13/2019 Behavior Order
[55] Behavior Order

12/13/2019 Ex Parte Application for Order
Party: Counter Defendant Dace, Luba
[56] Ex Parte Application for an Order Shortening Time

12/13/2019 Discovery Commissioners Report and Recommendations
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[57] Discovery Commissioners Report and Recommendations from 11/15/19 Hearing

12/16/2019 Affidavit of Service
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[58] Affidavit Of Service

12/16/2019 Order Shortening Time
Filed By: Counter Defendant Dace, Luba
[59] Order Shortening Time

12/17/2019 Receipt of Copy
Filed By: Counter Defendant Dace, Luba
[60] Receipt of Copy

12/17/2019 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[61] Certificate of Mailing

12/17/2019 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[62] Notice of Entry of Order

12/17/2019 Subpoena
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[63] Subpoena-Domestic

12/18/2019 Certificate of Service
Filed by: Counter Defendant Dace, Luba
[64] Certificate of Service

12/18/2019 Notice of Attorney Lien
Filed By: Counter Defendant Dace, Luba
[65] Notice of Attorney's Lien and Lien

12/18/2019 Motion
[66] Motion to Reduce Attorney's Lien to Judgment

12/18/2019 Notice of Hearing
[67] Notice of Hearing

12/18/2019 Substitution of Attorney
Filed By: Counter Defendant Dace, Luba
[68] Substitution of Attorneys

12/19/2019 Certificate of Service
Filed by: Counter Defendant Dace, Luba
[69] Certificate of Service by Electronic Means

12/27/2019 Notice of Rescheduling of Hearing
[70] Notice of Rescheduling of Hearing

12/31/2019 Opposition
Filed By: Counter Defendant Dace, Luba
[71] Opposition to Notice of Attorney's Lien and Lien, and Motion to Reduce Attorney's Lien to Judgment

01/03/2020 Subpoena
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[72] Affidavit of Service for Subpoena for Witness

01/03/2020 Subpoena
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[73] Affidavit of Service for Amended Subpoena to Witness

01/14/2020 Ex Parte Application
Filed by: Counter Defendant Dace, Luba
[74] Ex Parte Application for an Order to Show Cause Why Defendant Should not be Held in Contempt of Court for Failure to Abide the Orders of This Court

01/15/2020 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[75] Notice of Entry of Order

01/15/2020 Order to Show Cause
[77] Order to Show Cause

01/21/2020 Order Setting Evidentiary Hearing
[76] Order Setting Evidentiary Hearing

01/29/2020 Reply
[78] Defendant's Reply to Plaintiff s Opposition to Notice of Attorney s Lien and Lien and Motion to Reduce Attorney's Lien to Judgment

02/04/2020 Notice of Rescheduling of Hearing
[79] Notice of Rescheduling of Hearing

02/06/2020 Affidavit of Service
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[80] Affidavit of Service

02/07/2020 Affidavit of Service
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[81] Affidavit of Service

02/11/2020 Motion
Filed By: Attorney Kelleher, John T.; Counter Defendant Dace, Luba
[82] Plaintiff's Motion to Strike Exhibit 1 to Dawn Lozano, Esq.'s Reply to Opposition to Motion to Reduce Lien to Judgment

02/12/2020 Notice of Hearing
[83] Notice of Hearing

02/12/2020 Ex Parte Motion
Filed by: Counter Defendant Dace, Luba
[84] Ex Parte Motion for an Order Shortening Time

02/14/2020 Order Shortening Time
[85] Order Shortening Time

02/18/2020 Opposition
[86] Opposition to Plaintiff's Motion to Strike Exhibit 1 to Dawn M. Lozano, Esq.'s Reply to Opposition to Motion to Reduce Attorney's Lien to Judgment

02/18/2020 Opposition
[87] Opposition to Plaintiff's Motion to Strike Exhibit 1 to Dawn M. Lozano, Esq.'s Reply to Opposition to Motion to Reduce Attorney's Lien to Judgment

02/19/2020 Order
Filed By: Counter Defendant Dace, Luba
[88] Order Regarding Russian School

02/19/2020 Acceptance of Service
Filed by: Counter Defendant Dace, Luba
[89] Acceptance of Service

02/19/2020 Order
[91] Case and Non-Jury Trial Management Order

02/21/2020 Notice of Entry of Order
[90] Notice of Entry of Order

03/09/2020 Affidavit of Service
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[92] Affidavit of Service

03/09/2020 Affidavit of Service
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[93] Affidavit of Service

03/11/2020 Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[94] Order

03/12/2020 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[95] Notice of Entree of Order

03/17/2020 Order
[96] Order from February 19, 2020 Hearing

03/20/2020 Affidavit of Service
[97] Affidavit of Service

03/22/2020 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[98] Notice of Entry of Order

03/24/2020 Order Setting Evidentiary Hearing
[99] Order Setting Evidentiary Hearing

04/24/2020 Order Setting Evidentiary Hearing
[100] Amended Order Setting Evidentiary Hearing

04/24/2020 Order Setting Evidentiary Hearing
[101] Amended Order Setting Evidentiary Hearing Re: Attorney's Fees

05/02/2020 Motion
Filed By: Counter Defendant Dace, Luba
[102] Plaintiff's Motion for Relief from the February 19, 2020 Hearing Order; For Continuance of Attorney's Fees Hearing

05/02/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[103] Exhibits to Plaintiff's Motion for Relief from the February 19, 2020 Hearing Order; For Continuance of Attorney's Fees Hearing

05/04/2020 Clerk's Notice of Hearing
[104] Notice of Hearing

05/12/2020 Ex Parte Application
Filed by: Counter Defendant Dace, Luba
[105] Ex Parte Application for Order Shortening Time for Hearing on Motion and Notice of Motion for Trial Date to be Vacated and Reset to a Later Date

06/17/2020 Order Setting Evidentiary Hearing

[106] Amended Order Setting Evidentiary Hearing

07/02/2020 Motion
Filed By: Counter Defendant Dace, Luba
[107] Plaintiff s Renewed Motion for Relief From the February 19, 2020 Hearing Order; For Continuance of Attorney s Fees Hearing

07/02/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[108] Exhibits to Plaintiff s Renewed Motion for Relief From the February 19, 2020 Hearing Order; For Continuance of Attorney s Fees Hearing

07/06/2020 Notice of Hearing
[109] Notice of hearing

07/07/2020 Ex Parte Application for Order
Party: Counter Defendant Dace, Luba
[110] Ex Parte Application for Order Shortening Time for Hearing on Motion and Notice of Motion for Trial Date to be Vacated and Reset to a Later Date

07/08/2020 Order Setting Evidentiary Hearing
[111] Second Amended Order Setting Evidentiary Hearing

08/07/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[112] Certificate of Mailing

08/08/2020 Opposition and Countermotion
[113] Opposition to Plaintiff's Renewed Emotion (sic) for Relief From the February 10, 2020 Hearing Order; for Continuance of July 14, 2020 Attorney's Fees Hearing and Countermotion to Rene Motion to Reduce Attorney's Lien to Judgment

08/10/2020 Reply
Filed By: Counter Defendant Dace, Luba
[114] Reply to Opposition to Plaintiff s Renewed Motion For Relief from the February 19, 2020 Hearing Order and Opposition to Countermotion

08/19/2020 Motion
Filed By: Counter Defendant Dace, Luba
[115] Plaintiff s Renewed Motion for Relief from the February 19, 2020 Hearing Order

08/19/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[116] Exhibits to Plaintiff s Renewed Motion for Relief from the February 19, 2020 Hearing Order

08/19/2020 Motion
Filed By: Counter Defendant Dace, Luba
[117] Plaintiff s Renewed (Third) Motion to Continue Evidentiary Hearing on Adjudication of Attorney s Lien of Dawn Lozano, Esq.

08/19/2020 Exhibits
Filed By: Attorney Kelleher, John T.; Counter Defendant Dace, Luba
*[118] **Missing EXHS atty signature page** Exhibits to Plaintiff s Renewed (Third) Motion to Continue Evidentiary Hearing on Adjudication of Attorney s Lien of Dawn Lozano, Esq.*

08/19/2020 Motion to Compel
Filed by: Counter Defendant Dace, Luba
[119] Plaintiff s Motion to Compel Production of Documents Pursuant to Duly Served Subpoena Duces Tecum

08/19/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[120] Exhibits to Plaintiff s Motion to Compel Production of Documents Pursuant to Duly Served Subpoena Duces Tecum

08/20/2020 Certificate

Filed By: Counter Defendant Dace, Luba
[121] Certificate of Mailing

08/21/2020 Notice of Hearing
[122] Notice of Hearing

08/21/2020 Notice of Hearing
[123] Notice of hearing

08/21/2020 Notice of Hearing
[124] Notice of Hearing

08/31/2020 Ex Parte
Filed By: Counter Defendant Dace, Luba
[125] Ex Parte Application for Order Shortening Time for Hearing on Plaintiff s Renewed Motion for Relief from the February 19, 2020 Hearing Order

08/31/2020 Ex Parte Application
Filed by: Counter Defendant Dace, Luba
[126] Ex Parte Application for Order Shortening Time for Hearing on Plaintiff s Renewed (Third) Motion to Continue Evidentiary Hearing on Adjudication of Attorney s Lien of Dawn Lozano, Esq.

08/31/2020 Ex Parte Application
Filed by: Counter Defendant Dace, Luba
[127] Ex Parte Application for Order Shortening Time for Hearing on Motion to Compel Production of Documents Pursuant to Duly Served Subpoena Duces Tecum

09/04/2020 Opposition and Countermotion
[128] Opposition to Plaintiff's Motion to Compel Production of Documents Pursuant to Duly Served Subpoena Duces Tecum and Countermotion for Sanctions

09/04/2020 Opposition and Countermotion
[129] Opposition to Plaintiff's Renewed Motion for Relief From the February 19, 2020 Hearing Order and Countermotion to Renew Motion to Reduce Attorney's Lien to Judgment and for Sanctions

09/04/2020 Exhibits
[130] Exhibits to Opposition to Plaintiff's Renewed Motion for Relief From the February 19, 2020 Hearing Order and Countermotion to Renew Motion to Reduce Attorney's Lien to Judgment and for Sanctions

09/04/2020 Opposition
[131] Defendants Opposition to Plaintiff's Renewed (Third) Motion to Continue Evidentiary Hearing on Adjudication of Attorney's Lien of Dawn Lozano, Esq., and Countermotion for Sanctions

09/08/2020 Notice of Hearing
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[132] Notice of Hearing

09/11/2020 Reply to Opposition
Filed by: Attorney Kelleher, John T.; Counter Defendant Dace, Luba
[133] Plaintiff's Reply to Opposition to Plaintiff s Renewed Motion for Relief from the February 19, 2020 Hearing Order and Opposition to Counter Motion for Sanctions

09/21/2020 Motion
Filed By: Counter Defendant Dace, Luba
[134] Motion to Withdraw as Attorney of Record

09/22/2020 Clerk's Notice of Hearing
[135] Clerk's Notice of Hearing

09/23/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[136] Certificate of Mailing

09/24/2020 List of Witnesses
Filed By: Counter Defendant Dace, Luba

[137] PLAINTIFFS LIST OF WITNESSES

09/30/2020 Amended Certificate of Mailing
Party: Counter Defendant Dace, Luba
[138] Amended Certificate of Mailing

10/02/2020 Stricken Document
*[139] ***STRICKEN PER COURT MINUTES 10/5/20 PRE TRIAL MEMORANDUM****

10/02/2020 Supplemental
[140] Dawn M. Lozano, Esq.'s, Supplemental Billing Statement Filing as Ordered During the September 15, 2020, Hearing

10/04/2020 Supplemental
Filed By: Counter Defendant Dace, Luba
[141] Luba Snow's Supplemental Dispute of Billing Statement Filing as Ordered During the 15 September 2020 Hearing

10/05/2020 Brief
[142] Dawn M. Lozano, Esq's., Trial Brief

10/09/2020 Motion for Order
Filed by: Counter Defendant Dace, Luba
*[143] (**Bundled Filing**) Plaintiff s Verified Motion For an Order to Show Cause Why Defendant Should Not Be Held in Contempt of Court and to Revise Protocol for Drop offs and for Adding Specific Instructions to the Video Call Order and for an Order from 27 July 2020 hearing to Modify Time-Share*

10/09/2020 Motion
Filed By: Counter Defendant Dace, Luba
[144] Pltf's Verified Motion For An Order To Show Cause Why Deft Should Not Be Held In Contempt Of Court And To Revise Protocol For Drop Offs And For Adding Specific Instructions To The Video Call Order And For An Order From 27 July 2020 Hearing To Modify Time Share

10/09/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[145] Exhibit Appendix For Pltf's Verified Motion For An Order To Show Cause Why Deft Should Not Be Held In Contempt Of Court And to Revise Protocol For Drop Offs And For Adding Specific Instructions To The Video Call Order And For An Order From 27 July 2020 Hearing To Modif yTime Share

10/12/2020 Clerk's Notice of Nonconforming Document
[146] Clerk's Notice Of Nonconforming Document

10/15/2020 Order
[147] Order Granting R. Nathan Gibbs, Esq. Motion to Withdraw As Attorney of Record

10/15/2020 Motion for Order to Show Cause
Filed By: Counter Defendant Dace, Luba
[148] Pltf's Verified Motion for an Order to Show Cause Why Deft Should Not be Held in Contempt of Court and to Revise Protocol for Drop Offs and for Adding Specific Instruction to the Video Call Order

10/15/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[149] EXHIBIT APPENDIX TO MOTION FOR ORDER SHOW CAUSE REVISE DROP OFF PROTOCOL VIDEO CALL SPECIFICS

10/19/2020 Notice of Hearing
[150] Notice of Hearing

10/19/2020 Ex Parte Motion
Filed by: Counter Defendant Dace, Luba
[151] Ex Parte Motion for Return of a Child

10/19/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[152] Exhibit Appendix to Ex Parte Motion for Return of a Child

10/20/2020 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[153] Notice of Entry of Order

10/23/2020 Memorandum
Filed By: Counter Defendant Dace, Luba
[154] MEMORANDUM FOR EXPARTE MOTION FOR RETURN OF CHILD

10/29/2020 Memorandum
[155] SECOND MEMORANDUM FOR EXPARTE MOTION FOR RETURN OF CHILD

10/29/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[156] EXHIBIT APPENDIX FOR SECOND MEMORANDUM EXPARTE RETURN CHILD

10/29/2020 Amended
Filed By: Counter Defendant Dace, Luba
[157] AMENDED SECOND MEMORANDUM FOR EXPARTE RETURN OF CHILD

11/03/2020 Motion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[158] Defendant's Emergency Motion to Modify Custody

11/04/2020 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[159] Exhibit Appendix for Defendant's Emergency Motion to Modify Custody

11/05/2020 Notice of Hearing
[160] Notice of Hearing

11/05/2020 Certificate of Mailing
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[161] Certificate of Mailing

11/05/2020 Certificate of Mailing
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[162] Certificate of Mailing

11/05/2020 Opposition
Filed By: Counter Defendant Dace, Luba
[163] Plaintiff's Opposition to Defendant's Emargency Motoin to Modify Custody

11/06/2020 Ex Parte Motion
Filed by: Counter Defendant Dace, Luba
[164] Ex Parte Motion for an Order Shortening Time

11/06/2020 Exhibits
[165] EXHIBIT APPENDIX FOR MOTION OST

11/08/2020 Ex Parte Motion
Filed by: Counter Defendant Dace, Luba
[166] Ex Parte Motion for Return of a Child

11/08/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[167] EXHS EXPTMT RETURN OF CHILD

11/08/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[168] EXHS OPPOSITION EMERGENCY MOTION TO MODIFY CUSTODY

11/12/2020 Supplemental
Filed By: Counter Defendant Dace, Luba
[169] SUPPLEMENTAL TO EXPTMT FOR RETURN OF CHILD

11/16/2020 Objection
Filed By: Counter Defendant Dace, Luba
[170] OBJECTION TO EVIDENCE

11/16/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[171] Exhibit Appendix to Luba's Objection to Authenticity and Relevance of Enrique's Exhibits A, B, C, D, E, F, G, H, & I from Emergency Motion to Modify Custody

11/16/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[172] CERTIFICATE OF MAILING FOR OBJECTION TO EVIDENCE

11/16/2020 Notice
[173] NOTICE OF RELATED CASES

11/16/2020 Motion to Enforce
Filed by: Counter Defendant Dace, Luba
[174] Motion and Notice of Motion for an Order to Show Cause Regarding Contempt

11/16/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[175] EXHS FOR MOTION FOR AN ORDER TO SHOW CAUSE...ENFORCE CHILD CUSTODY

11/16/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[176] CERT OF MAILING FOR MOTION TO ENFORCE CUSTODY

11/16/2020 Motion for Order to Show Cause
Filed By: Counter Defendant Dace, Luba
[177] AMENDED MOTION FOR AN ORDER TO SHOW CAUSE

11/17/2020 Order
[178] Order for Return of a Child

11/17/2020 Notice of Hearing
[179] Notice of hearing

11/17/2020 Notice of Hearing
[180] Notice of Hearing

11/17/2020 Ex Parte Application for Order
[181] Ex Parte Application for Order to Show Cause

11/19/2020 Supplemental
Filed By: Counter Defendant Dace, Luba
[182] SUPPLEMENTAL TO MOTION FOR 23 NOV HEARING

11/19/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[183] CERT MAIL SUPPLEMENTAL TO MOTION FOR 23 NOV HEARING

11/19/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[184] EXHS SUPPLEMENTAL TO MOTION FOR 23 NOV HEARING

11/20/2020 Ex Parte Motion
Filed by: Attorney Grimes, Melvin; Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[185] Ex Parte Motion to Consolidate Hearings

11/20/2020 Opposition
Filed By: Counter Defendant Dace, Luba
[186] Plaintiff's Opposition to Ex Parte Motion to Concolidate Hearings

11/20/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[187] Certificate of Mailing

11/20/2020 Opposition
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[188] Defendant s Omnibus Opposition and Reply to Plaintiff s Verified Motion for an Order to Show Cause why Defendant Should not be Held in Contempt of Court and to Revise Protocol for Drop Offs and for Adding Specific Instructions to the Video Call Order, Plaintiff s Ex Parte Motion for Return of Child, Plaintiff s Opposition to Defendant s Emergency Motion to Modify Custody, Plaintiff s Ex Parte Motion for Return of a Child, Luba s Objection to Authenticity and Relevance of Enrique s Exhibits, Plaintiff s Motion for an Order to Show Cause Regarding Contempt, and Plaintiff s Ex Parte Application for an Order to Show Cause

11/20/2020 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[189] Exhibit Appendix for Defendant s Omnibus Opposition and Reply to Plaintiff s Verified Motion for an Order to Show Cause why Defendant Should not be Held in Contempt of Court and to Revise Protocol for Drop Offs and for Adding Specific Instructions to the Video Call Order, Plaintiff s Ex Parte Motion for Return of Child, Plaintiff s Opposition to Defendant s Emergency Motion to Modify Custody, Plaintiff s Ex Parte Motion for Return of a Child, Luba s Objection to Authenticity and Relevance of Enrique s Exhibits, Plaintiff s Motion for an Order to Show Cause Regarding Contempt, and Plaintiff s Ex Parte Application for an Order to Show Cause

11/20/2020 Certificate of Service
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[190] Certificate of Service

11/23/2020 Reply to Opposition
[191] Reply to Defendant's Omnibus Oppostion/motion to strike

11/23/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[192] Certificate of Mailing

11/23/2020 Exhibits
[193] EXHS for Reply to Omnibus Opposition/motion to strike

11/23/2020 Supplement
Filed by: Counter Defendant Dace, Luba
[194] Declaration in Support of Verified Plaintiff s Motion For an Order to Show Cause Why Defendant Should Not Be Held in Contempt of Court and for Adding Specific Instructions to the Video Call Order

11/23/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[195] Certificate of Mailing

11/23/2020 Supplemental
Filed By: Counter Defendant Dace, Luba
[196] DECLARATION IN SUPPORT OF OPPPOSITION TO DEFENDANTS EMERGENCY MOTION TO MODIFY CUSTODY

11/23/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[197] Certificate of Mailing

11/25/2020 Notice of Change of Address
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[198] Notice of Change of Address

11/30/2020 Decision
[199]

12/02/2020 Notice of Rescheduling of Hearing
[200] Notice of Rescheduling of Hearing

12/02/2020

Supplemental
Filed By: Attorney Grimes, Melvin; Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[201] Supplement to Defendant s Omnibus Opposition and Reply to Plaintiff s Verified Motion for an Order to Show Cause why Defendant Should not be Held in Contempt of Court and to Revise Protocol for Drop Offs and for Adding Specific Instructions to the Video Call Order, Plaintiff s Ex Parte Motion for Return of Child, Plaintiff s Opposition to Defendant s Emergency Motion to Modify Custody, Plaintiff s Ex Parte Motion for Return of a Child, Luba s Objection to Authenticity and Relevance of Enrique s Exhibits, Plaintiff s Motion for an Order to Show Cause Regarding Contempt, and Plaintiff s Ex Parte Application for an Order to Show Cause

12/02/2020 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[202] Exhibit Appendix to Supplement to Defendant s Omnibus Opposition and Reply to Plaintiff s Verified Motion for an Order to Show Cause why Defendant Should not be Held in Contempt of Court and to Revise Protocol for Drop Offs and for Adding Specific Instructions to the Video Call Order, Plaintiff s Ex Parte Motion for Return of Child, Plaintiff s Opposition to Defendant s Emergency Motion to Modify Custody, Plaintiff s Ex Parte Motion for Return of a Child, Luba s Objection to Authenticity and Relevance of Enrique s Exhibits, Plaintiff s Motion for an Order to Show Cause Regarding Contempt, and Plaintiff s Ex Parte Application for an Order to Show Cause

12/02/2020 Certificate of Mailing
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[203] Certificate of Mailing

12/07/2020 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[204] Notice of Entry of Order for Return of Child

12/08/2020 Subpoena
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[205] Subpoena - Domestic

12/10/2020 Affidavit of Service
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[206] Affidavit of Service

12/15/2020 Order
[207] Order from July 27, 2020 Hearing

12/16/2020 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[208] Notice of Entry of Order

12/21/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[209] Certificate of Mailing

12/28/2020 Amended Motion
Filed by: Counter Defendant Dace, Luba
[210] AMENDED MOTION FOR AN ORDER TO SHOW CAUSE REGARDING CONTMEPT

12/28/2020 Ex Parte Application
Filed by: Counter Defendant Dace, Luba
[211] Ex Parte Application for an Order to Show Cause Why Defendant Should Not Be Held in Contempt of Court for Failure to Abide the Orders of this Court

12/28/2020 Exhibits
Filed By: Counter Defendant Dace, Luba
[212] Amended Exhibit for Motion and Notice of Motion for an Order to Show Cause Regarding Contempt

12/28/2020 Ex Parte Application for Order
[213] Amended Ex Parte Application for an Order to Show Cause Why Defendant Should not be Held in Contempt for Failure to Abide the Orders of this Court

12/29/2020 Notice of Hearing
Filed By: Counter Defendant Dace, Luba

[214] Notice of Hearing

12/30/2020 Ex Parte Motion
Filed by: Counter Defendant Dace, Luba
[215] Ex Parte Motion to Consolidate Hearings

12/30/2020 Certificate of Mailing
Filed By: Counter Defendant Dace, Luba
[216] Certificate of Mailing

01/03/2021 Reply
[217] Luba's Reply to Defendant's Omnibus Supplemental and Objection to Exhibit L and Luba's Onmibus Supplemental One

01/03/2021 Exhibits
[218] Exhibit Appendix to Luba's Reply to Defendant's Omnibus Supplemental and Objection to Exhibit L and Luba's Omnibus Supplemental One

01/03/2021 Certificate
[219] Certificate of Service by Electronic Means

01/04/2021 Administrative Reassignment - Judicial Officer Change
Judicial Reassignment to Judge Sunny Bailey

01/07/2021 Schedule of Arrearages
Filed by: Counter Defendant Dace, Luba
[220] Schedule of Arrearages

01/11/2021 Peremptory Challenge
Filed By: Counter Defendant Dace, Luba
[221] Peremptory Challenge

01/12/2021 Notice of Department Reassignment
[222]

01/12/2021 Notice of Department Reassignment
[223] Amended

01/12/2021 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[224] Defendant s Opposition to Plaintiff s Amended Motion and Notice of Motion for an Order to Show Cause Regarding Contempt and Countermotion to have Plaintiff Declared a Vexatious Litigant, for Attorney s Fees, and for Exclusive Possession on the Marital Residence.

01/12/2021 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[225] Exhibit Appendix for Defendant s Opposition to Plaintiff s Amended Motion and Notice of Motion for an Order to Show Cause Regarding Contempt and Countermotion to have Plaintiff Declared a Vexatious Litigant, for Attorney s Fees, and for Exclusive Possession on the Marital Residence.

01/12/2021 Certificate of Mailing
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[226] Certificate of Mailing

01/31/2021 Exhibits
Filed By: Counter Defendant Dace, Luba
[227] Amended Exhibit Appendix to Luba's Reply to Defendant's Omnibus Supp and obj to Exhibit L and Luba's Omnibus Sup One

01/31/2021 Certificate of Service
Filed by: Counter Defendant Dace, Luba
[228] Certificate of Service

02/06/2021 Supplemental
Filed By: Counter Defendant Dace, Luba
[229] SUPP 1 to Amended Motion and Notice of Motion for an Order to Show Cause Regarding Contempt

02/09/2021 Notice of Appearance
Party: Counter Defendant Dace, Luba
[230] Notice of Appearance of Counsel

02/10/2021 Subpoena
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[231] Subpoena Domestic

02/10/2021 Affidavit of Service
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[232] Affidavit of Service

03/03/2021 Financial Disclosure Form
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[233] General Financial Disclosure Form

04/01/2021 Certificate of Service
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[234] Certificate of Service

04/06/2021 Order
[235] 20210225 Order from 02.17.21 Hearing 2

04/06/2021 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[236] Notice of Entry of Order

04/19/2021 Subpoena
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[237] Subpoena Domestic

04/28/2021 Amended Answer
[238]

04/28/2021 Amended Answer
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[239] Defendant's Amended Answer and Counterclaim

06/10/2021 Ex Parte
Filed By: Counter Defendant Dace, Luba
[240] Ex Parte Motion for a Temporary Order to Stop Defendant from Interfering with the Minor Child's School Application Process and to Sign Any Documents Needed to Secure the Minor Child's Position with Said Schools

06/16/2021 Order
[241] Order (April 28, 2021 Hearing

06/18/2021 Notice of Entry of Order
[242] Notice of Entry of Order

07/07/2021 Brief
Filed By: Counter Defendant Dace, Luba
[243] Plaintiff s Pretrial Brief for July 9, 2021 Evidentiary Hearing on Choice of School for the Minor Child

07/08/2021 Brief
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[244] Defendant s Pre-trial Brief for the July 9, 2021 Evidentiary Hearing on Choice of School for the Minor Child

07/09/2021 Notice
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[245] Notice of Change of Law Firm and Change of Address and Contact Information

07/09/2021 Reply to Counterclaim
[246] Reply To Counterclaim

08/05/2021 Order
[247] Order (July 9, 2021 Hearing)

08/06/2021 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[248] Notice of Entry of Order

08/10/2021 Notice
[249] Notice of Change of Firm and Change of Address and Contact Information

09/09/2021 Motion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[250] Renewed Motion to Reduce Attorney's Lien to Judgment

09/10/2021 Notice of Hearing
[251] Notice of Hearing

09/13/2021 Order
[252] Amended Order (February 19, 2020)

09/23/2021 Subpoena Electronically Issued
[254] Subpoena - Domestic

09/24/2021 Objection
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[253] Objection to Plaintiff's Disclosures

09/24/2021 Order
[255] Order (Granting Attorney's Lien)

09/30/2021 Notice of Entry of Order
[256] Notice of Entry of Order

10/04/2021 Pre-trial Memorandum
[257] Defendant's Pre-Trial Memorandum

10/07/2021 Objection
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[258] Defendant's Objection to Plaintiff's Untimely Proposed Trial Exhibits

10/08/2021 Reply to Counterclaim
Filed By: Counter Defendant Dace, Luba
[259] Reply to Amemded Counterclaim

10/08/2021 Pre-trial Memorandum
Filed By: Counter Defendant Dace, Luba
[260] Plaintiff's 1st Supplemental Pre-Trial Memorandum

11/05/2021 Brief
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[262] Defendant's Status Check Brief

11/05/2021 Brief
Filed By: Counter Defendant Dace, Luba
[263] Plaintiff's Brief

11/16/2021 Order
[264] Order (October 15, 2021 Hearing)

11/16/2021 Notice of Entry of Order
[265] Notice of Entry of Order

11/22/2021 Notice of Appearance
Party: Claimant Lozano, Dawm M, ESQ

[266] Notice of Appearance

11/23/2021 Affidavit of Resident Witness
[267] Affidavit of resident Witness

11/23/2021 Affidavit in Support
Filed by: Claimant Lozano, Dawm M, ESQ
[268] Affidavit in Support of Recordation of Order Reduced to Judgment on 11-16-21

12/08/2021 Decree of Divorce
[269] Decree of Divorce

12/09/2021 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[270] Notice of Entry of Decree

12/10/2021 Notice of Entry of Decree
[271] Notice of Entry of Decree

12/15/2021 Notice of Withdrawal
Filed by: Counter Defendant Dace, Luba
[272] Notice of Withdrawal of Attorney of Record

12/15/2021 Ex Parte Application
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[273] Ex Parte Application For An Order For A Temporary Restraining Order Pursuant To Edcr 5.520

12/16/2021 Order
[274] Temporary Restraining Order

12/16/2021 Notice
Filed By: Counter Defendant Dace, Luba
[275] Notice of Bankruptcy Filing

12/16/2021 Certificate of Service
Filed by: Counter Defendant Dace, Luba
[276] Certificate of Service

12/16/2021 Notice of Entry of Order
[277] Notice of Entry of Order

12/17/2021 Motion to Set Aside
Filed by: Counter Defendant Dace, Luba
[278] MOTION TO SET ASIDE ORDER GRANTING EX PARTE TEMPORARY RESTRAINING ORDER

12/17/2021 Exhibits
Filed By: Counter Defendant Dace, Luba
[279] EXHS TO MOTION TO SET ASIDE ORDER GRANTING EX PARTE TEMPORARY RESTRAINING ORDER

12/17/2021 Clerk's Notice of Nonconforming Document
[280] Clerk's Notice of Nonconforming Document

12/17/2021 Certificate
[281] CERTIFICATE OF SERVICE

12/17/2021 Motion
[282] Defendant's Motion for an Order to Show Cause

12/17/2021 Ex Parte Application
[283] Ex Application for an Order to Show Cause

12/17/2021 Motion to Set Aside
Filed by: Counter Defendant Dace, Luba
[285] Motion to Set Aside Order Granting Ex Parte Temporary Restraining Order and Setting Briefing

Scheduling for Hearing on Motion for Preliminary Injunction

12/20/2021 Order to Show Cause
[284] Order to Show Cause

12/21/2021 Exhibits
[286] Exhibits in Support of Defendant's Motion for an Order to Show Cause

12/21/2021 Notice of Appearance
Party: Counter Defendant Dace, Luba
[287] NOTICE OF APPEARANCE

12/21/2021 Brief
Filed By: Counter Defendant Dace, Luba
[288] PLAINTIFF'S BRIEF

12/21/2021 Exhibits
Filed By: Counter Defendant Dace, Luba
[289] EXHIBIT 1 TO PLAINTIFF S LEGAL BRIEF

12/21/2021 Notice of Hearing
[290] Notice of Hearing

12/22/2021 Exhibits
Filed By: Counter Defendant Dace, Luba
[291] EXHIBIT 2 TO PLAINTIFF S LEGAL BRIEF

12/28/2021 Estimate of Transcript
[292] DECEMBER 22, 2021

12/30/2021 Estimate of Transcript
[293] October 11, 2021; October 12, 2021

01/05/2022 Transcript of Proceedings
[294] December 22, 2021

02/08/2022 Order
[295] Order (December 7, 2021 Hearing)

02/09/2022 Motion to Amend Judgment
Filed by: Counter Defendant Dace, Luba
[296] Motion to Amend or Make Additional Findings of Facts [Nrcp 52(B)] and/or to Alter or Amend Judgment [Nrcp 59(E)] and/or Correct Clerical Error [Nrcp 60(A) And (B)]

[redacted]

Filed by: Counter Defendant Dace, Luba
[297] Family Court Motion Opposition Fee Information Sheet

02/09/2022 Exhibits
Filed By: Counter Defendant Dace, Luba
[298] EXHIBITS TO MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACTS [NRCP 52(b)] AND/OR TO ALTER OR AMEND JUDGMENT [NRCP 59(e)] AND/OR CORRECT CLERICAL ERROR [NRCP 60(a) AND (b)]

02/09/2022 Notice of Entry of Order
[299] Notice of Entry of Order After Hearing

02/09/2022 Notice of Hearing
[300] Notice of Hearing

02/23/2022 Transcript of Proceedings
[301] October 12, 2021

02/23/2022 Transcript of Proceedings
[302] October 11, 2021

02/23/2022 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
Party 2: Counter Defendant Dace, Luba
[303] Defendant's Opposition to Plaintiff's Motion to Amend or Make Additional Findings of Fact and/or Amend Judgement and/or Correct Clerical Error and Countermotion for Attorney's Fees

03/07/2022 Reply to Opposition
Filed by: Counter Defendant Dace, Luba
[304] Reply To Opposition To Motion To Amend Or Make Additional Findings Of Facts [Nrcp 52(B)] And/Or To Alter Or Amend Judgment [Nrcp 59(E)] And/Or Correct Clerical Error [Nrcp 60(A) And (B)] And Opposition To Countermotion

03/07/2022 Exhibits
Filed By: Counter Defendant Dace, Luba
[305] EXHIBITS TO MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACTS [NRCP 52(b)] AND/OR TO ALTER OR AMEND JUDGMENT [NRCP 59(e)] AND/OR CORRECT CLERICAL ERROR [NRCP 60(a) AND (b)] and REPLY AND OPPOSITION TO COUNTERMOTION

03/07/2022 Financial Disclosure Form
[306]

03/31/2022 Estimate of Transcript
[307] March 30, 2022

04/06/2022 Final Billing of Transcript
[308] March 30, 2022

04/06/2022 Transcript of Proceedings
[309] March 30, 2022

04/07/2022 Memorandum of Costs and Disbursements
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[310] Brunzell Affidavit and Affidavit of Fees and Costs

04/07/2022 Certificate of Service
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[311] Certificate of Service

04/08/2022 Objection
Filed By: Counter Defendant Dace, Luba
[312] Objection to Memorandum of Fees and Costs

04/08/2022 Reply
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[313] Defendants Reply to Plaintiff's Objection to Memorandum of Fees and Costs.

04/12/2022 Motion to Amend
Filed by: Counter Defendant Dace, Luba
[314] Motion to Amend or Make Additional Findings of Facts [NRCP 52(b)] and/or for a New Trial [NRCP 59 (a) and/or to Alter or Amend Judgement [NRCP 59(e)] and/or Correct Clerical Error [NRCP 60(a) and (b)]

[redacted]
Filed by: Counter Defendant Dace, Luba
[315] Family Court Motion / Opposition Fee Information Sheet (NRS 19.0312)

04/15/2022 Order
[316] Order (December 22, 2021 Hearing)

04/18/2022 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[317] Notice of Entry of Order after Hearing

04/22/2022 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan

[318] Defendant's Opposition to Plaintiff's Motion to Amend or Make Additional Findings of Fact and/or for a New Trial and/or to Alter or Amend Judgement and/or Correct Clerical Error and Countermotion for Attorney's Fees and Costs

04/27/2022 Order
[319] Order Awading Attorney's Fees's and Costs

04/28/2022 Order
[320] Order after March 30, 2022 Hearing

04/28/2022 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[321] Notice of Entry of Order After March 30, 2022 Hearing

04/29/2022 Financial Disclosure Form
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[322] Financial Disclosure Form

04/29/2022 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[323] Notice of Entry of Order Awarding Attorney's Fee's and Cost's

05/03/2022 Claim
Filed By: Counter Defendant Dace, Luba
[324] CLAIM OF EXEMPTION FROM EXECUTION

05/04/2022 Claim
Filed By: Counter Defendant Dace, Luba
[325] AMENDED CLAIM OF EXEMPTION FROM EXECUTION

05/05/2022 Objection
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[326] Defendant's Objection to Claim for Exemption from Execution

05/05/2022 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[327] Exhibits in Support of Defendant's Objection to Claim for Exemption from Execution

05/11/2022 Reply
Filed By: Counter Defendant Dace, Luba
[328] Reply to Opposition and Opposition to Countermotion

05/11/2022 Declaration
Filed By: Counter Defendant Dace, Luba
[329] DECLARATION OF LUBA SNOW IN SUPPORT OF REPLY TO OPPOSITION AND OPPOSITION TO COUNTERMOTION

05/12/2022 Declaration
Filed By: Counter Defendant Dace, Luba
[330] DECLARATION IN LIEU OF AFFIDAVIT OF PREJUDICE [NRS 1.235]

05/16/2022 Case Appeal Statement
Filed By: Counter Defendant Dace, Luba
[331] Case Appeal Statement

05/16/2022 Notice of Appeal
Filed By: Counter Defendant Dace, Luba
[332] Notice of Appeal

05/16/2022 Certificate of Service
Filed by: Counter Defendant Dace, Luba
[333] Certificate of Service

05/16/2022 Objection
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan

[334] Defendant's Objection to Plaintiffs Improper Request to Recuse Judge Perry.

05/17/2022 Reply
Filed By: Counter Defendant Dace, Luba
[335] Reply to Objection to Declaration in Lieu of Affidavit of Prejudice [NRS 1.235]

05/18/2022 Motion to Stay
Filed by: Counter Defendant Dace, Luba
[336] Motion for Stay

[redacted]
Filed by: Counter Defendant Dace, Luba
[337] Motion/Opposition Fee Information Sheet

05/18/2022 Notice of Posting of Cost Bond
Filed By: Counter Defendant Dace, Luba
[338] NOTICE OF POSTING APPEAL BOND

05/18/2022 Notice of Hearing
[339] Notice of Hearing

05/19/2022 Notice of Hearing
[340] Notice of Hearing

05/19/2022 Notice of Department Reassignment
[341] Notice of Department Reassignment

05/19/2022 Notice of Hearing
[342] Notice of Hearing

05/21/2022 Document Filed
Filed by: Counter Defendant Dace, Luba
[343] Identification of Property [NRS 115.055(2)(a)]

05/21/2022 Financial Disclosure Form
Filed by: Counter Defendant Dace, Luba
[344] Plaintiff's Financial Disclosure Form

05/27/2022 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[345] Defendant's Opposition to Plaintiff's Motion for a Stay and Counter Motion for Additional Appeals Bond

[redacted]
Filed by: Counter Defendant Dace, Luba
[346] Family Court Motion Opposition Fee Information Sheet

06/05/2022 Motion for Order to Show Cause
Filed By: Counter Defendant Dace, Luba
[347] Plaintiff's Motion For Order To Show Cause Why Enrique Should Not Be Held In Contempt, to Restrict Visitation To Nevada, And For An Award Of Attorney Fees And Costs

06/05/2022 Application
Filed By: Counter Defendant Dace, Luba
[348] Application for an Order to Show Cause

06/08/2022 Reply to Opposition
Filed by: Counter Defendant Dace, Luba
[349] Reply to Opposition to Motion for Stay and Opposition to Countermotion

06/08/2022 Request
Filed By: Counter Defendant Dace, Luba
[350] REQUEST FOR HEARING

06/13/2022 Stipulation and Order
[351] Stipulation and Order to Continue Motion Hearing

06/14/2022 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[352] Notice of Entry of Stipulation and Order to Continue Hearing

06/17/2022 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[353] Exhibits in Support of Defendant's Opposition to Plaintiff's Motion for Order to Show Cause Why Enrique Should Not Be Held In Contempt, to Respect Visitation to Nevada, and for an Award of Attorney Fees and Cost and Defendant's Countermotion for an Award of Attorney Fees and Cost, and Defendant's Countermotion for an Award of Attorney's Fees

06/17/2022 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[354] Defendant's Opposition to Plaintiff's Motion for Order to Show Cause Why Enrique Should Not Be Held In Contempt, to Respect Visitation to Nevada, and for an Award of Attorney Fees and Cost and Defendant's Countermotion for an Award of Attorney Fees and Cost, and Defendant's Countermotion for an Award of Attorney's Fees

06/23/2022 Motion
Filed By: Counter Defendant Dace, Luba
[355] Motion for Order to Show Cause Why Enrique Should Not Be Held In Contempt, to Restrict Visitation to Nevada, and for an Award of Attorney Fees and Costs.

06/23/2022 Family Court Motion Opposition Fee Information Sheet
[356]

07/01/2022 Opposition
Filed By: Counter Defendant Dace, Luba
[357] Opposition to Countermotion

07/09/2022 Supplement
Filed by: Counter Defendant Dace, Luba
[358] SUPPLEMENT TO OPPOSITION TO COUNTERMOTION

07/15/2022 Supplemental
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[359] Defendant's Supplemental Briefing in Response to Plaintiff's Supplement

07/15/2022 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[360] Exhibits in Support of Defendant's Supplemental Briefing in Response to Plaintiff's Supplement

07/22/2022 Notice of Hearing
[361] Notice of Hearing

07/26/2022 Stipulation and Order
[362] Stipulation and Order resolving All Post-Judgment Matters

07/26/2022 Stipulation and Order
[363] Stipulation and Order Releasing Bond

07/27/2022 Notice of Entry of Stipulation and Order
[364] Notice of Entry of Stipulation and Order

07/29/2022 Receipt of Copy
[365] Receipt of Check

08/03/2022 Withdrawal of Attorney
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[366] Withdrawal of Attorney for Defendant

12/28/2022 Notice of Change of Address
Filed By: Counter Defendant Dace, Luba
[367] Notice of Change of address and Last Name

03/13/2023 Motion
Filed By: Counter Defendant Dace, Luba
[368] Motion to Clarify Orders and Make Additional Orders Regarding Travel of Minor Child

03/13/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[369] Appendix To Motion To Clarify Orders And Make Additional Orders Regarding Travel Of Minor Child, With Exhibits 1 - 8

[redacted]
Filed by: Counter Defendant Dace, Luba
[370] Family Court Motion Opposition Fee Information Sheet

03/13/2023 Financial Disclosure Form
Filed by: Counter Defendant Dace, Luba
[371] Financial Disclosure Form

03/14/2023 Clerk's Notice of Hearing
[372] Clerk's Notice of Hearing

03/14/2023 Declaration
Filed By: Counter Defendant Dace, Luba
[373] Declaration of Luba Snow-Dace

03/14/2023 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[374] Defendant's Opposition to Plaintiff's Motion to Clarify Order and Make Additional Orders Regarding Travel of Minor Child and Countermotion for Attorney's Fees

03/15/2023 Order Shortening Time
[375] Order Shortening Time - Plaintiff

03/15/2023 Notice
Filed By: Counter Defendant Dace, Luba
[376] Notice of En Camera Submission

03/15/2023 Notice of Appearance
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[377] Notice Of Appearance For Defendant

03/15/2023 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[378] Notice Of Entry Of Ex-Parte Application And Order For Order Shortening Time On Motion To Clarify Orders And Make Additional Orders Regarding Travel Of Minor Child

03/20/2023 Motion for Order to Show Cause
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[379] Defendant's Emergency Motion for Return of the Child, for an Order to Show Cause and for a Referral to the District Attorney for Criminal Charges

03/20/2023 Ex Parte Application
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[380] Ex Parte Application for an Order to Show Cause Pursuant to EDCR 5.509

03/20/2023 Clerk's Notice of Hearing
[381] Clerk's Notice of Hearing

03/20/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[382] APPENDIX TO STATUS REPORT

03/20/2023 Status Report
Filed By: Counter Defendant Dace, Luba
[383] STATUS REPORT

03/20/2023 Application
Filed By: Counter Defendant Dace, Luba
[384] Application to Seal File

03/20/2023 Order Sealing File - Domestic
[385] Order Sealing File

03/20/2023 Order to Show Cause
[386] Order to Show Cause

03/20/2023 Notice of Entry
Filed By: Counter Defendant Dace, Luba
[387] Notice of Entry of Order Sealing File

03/20/2023 Affidavit of Service
Filed By: Counter Defendant Dace, Luba
[388] AFFIDAVIT OF SERVICE

03/21/2023 Ex Parte Application for Order
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[389] Ex Parte Application for and Order Shortening Time on Defendant's Emergency Motion for Return of the Child

03/21/2023 Certificate of Service
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[390] Certificate of Service

03/21/2023 Order Shortening Time
[391] Order Shortening Time - Defendant

03/30/2023 Opposition and Countermotion
Filed By: Counter Defendant Dace, Luba
[392] Plaintiffs Opposition To Defendants Emergency Motion For Return Of The Child, For An Order To Show Cause And For Referral To The District Attorney For Criminal Charges And Countermotion For Award Of Attorneys Fees

03/30/2023 Family Court Motion Opposition Fee Information Sheet
Filed by: Counter Defendant Dace, Luba
[393] Family Court Motion Opposition Fee Information Sheet

03/30/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[394] PLAINTIFF'S APPENDIX

03/31/2023 Financial Disclosure Form
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[395] Defendant's Financial Disclosure Form

03/31/2023 Reply
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[396] Defendant's Reply Brief Regarding Defendant's Emergency Motion for Return of the Child, for an Order to Show Cause and for Referral to the District Attornye for Criminal Charges and Opoosition to Plaintiff's Motion for Attorney's Fees

04/03/2023 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[397] Exhibits in Support of Reply Brief Regarding Defendant's Emergency Motion for Return of the Child, For an Order to Show Cause and for a Referral to the District Attorney for Criminal Charges and Opposition to Plaintiff's Motion for Attorney's Fees

04/04/2023 Supplement
Filed by: Counter Defendant Dace, Luba
[398] Supplement To Plaintiffs Opposition To Defendants Emergency Motion For Return Of The Child, For An Order To Show Cause And For Referral To The District Attorney For Criminal Charges Countermotion For

Award Of Attorneys Fees

04/12/2023 Order Setting Evidentiary Hearing
[399] Order Setting Evidentiary Hearing

04/27/2023 Motion for Order to Show Cause
Filed By: Counter Defendant Dace, Luba
[400] Plaintiffs Motion For An Order To Show Cause, And A Motion For Additional Orders Regarding Talking Parents Application, Travel, Childs Last Name Hyphenation, Changing Minor Childs School, And Attorney's Fees

[redacted]

Filed by: Counter Defendant Dace, Luba
[401] Family Court Motion Opposition Fee Information Sheet

04/27/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[402] Appendix Plaintiff's Motion for an Order to Show Cause, and a Motion for Additional Orders Regarding Talking Parent Application, Travel, Child's Last Name Hyphenation, Changing Minor Child's School, and Motion for Attorney's Fees - Exhibits 3 - 12

04/27/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[403] Appendix Plaintiff's Motion for an Order to Show Cause, and a Motion for Additional Orders Regarding Talking Parent Application, Travel, Child's Last Name Hyphenation, Changing Minor Child's School, and Motion for Attorney's Fees - Exhibit 1 and 2[Pages 1 to 165

04/27/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[404] Appendix Plaintiff's Motion for an Order to Show Cause, and a Motion for Additional Orders Regarding Talking Parent Application, Travel, Child's Last Name Hyphenation, Changing Minor Child's School, and Motion for Attorney's Fees - Exhibit 2 [pages 166 to 410]

04/28/2023 Clerk's Notice of Hearing
[405] Clerk's Notice of Hearing

05/02/2023 Ex Parte Application
Filed by: Counter Defendant Dace, Luba
[406] EX PARTE APPLICATION FOR AN ORDER TO SHOW CAUSE PURSUANT TO EDCR 5.509

05/05/2023 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[407] Defendant's Opposition to Plaintiff's Motion for an Order to Show Cause, and a Motion for Additional Orders Regarding Talking Parents Application, Travel, Childs Last Name Hyphenation, Changing Minors School, and Attorneys Fees, and Defendants Countermotion For A Modification of Custody Awarding Defendant Primary Physical and Sole Legal Custody, Specifically sole possession of the Childs Passport, of The Minor Child and An Award Of Attorneys Fees

05/05/2023 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[408] Exhibits In Support of Defendants Opposition to Plaintiffs Motion for an Order to Show Cause, and a Motion for Additional Orders Regarding Talking Parents Application, Travel, Childs Last Name Hyphenation, Changing Minors School, and Attorneys Fees, and Defendants Countermotion For A Modification of Custody Awarding Defendant Primary Physical and Sole Legal Custody, Specifically sole possession of the Childs Passport, of The Minor Child and An Award Of Attorneys Fees

05/05/2023 Application
Filed By: Counter Defendant Dace, Luba
[409] Application For Order Shortening Time On Plaintiffs Motion For An Order To Show Cause, And A Motion For Additional Orders Regarding Talking Parents Application, Travel, Childs Last Name Hyphenation, Changing Minor Childs School, And Attorneys Fees

05/05/2023 Order
[410] Order Denying Movant's Ex parte Request for Order

05/11/2023

Notice of Entry
[411] Notice of Entry of Order

05/19/2023 Opposition
Filed By: Counter Defendant Dace, Luba
[412] Opposition To Countermotion For A Modification Of Custody Awarding Defendant Primary Physical And Sole Legal Custody, Specifically Sole Possession Of The Child's Passport, Of The Minor Child And An Award Of Attorney's Fees

05/19/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[413] Appendix To Opposition To Countermotion For A Modification Of Custody Awarding Defendant Primary Physical And Sole Legal Custody, Specifically Sole Possession Of The Child's Passport, Of The Minor Child And An Award Of Attorney's Fees

05/24/2023 Motion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[414] Defendant's Emergency Motion to Enforce

05/24/2023 Family Court Motion Opposition Fee Information Sheet
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[415] Motion/Opposition Fee Information Sheet

05/24/2023 Clerk's Notice of Hearing
[416] Clerk's Notice of Hearing

05/24/2023 Ex Parte Application
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[417] Ex Parte Application for an Order Shortening Time on Defendant's Emergency Motion to Enforce

05/24/2023 Opposition
Filed By: Counter Defendant Dace, Luba
[418] OPPOSITION TO APPLICATION FOR ORDER SHORTENING TIME ON PLAINTIFFS EMERGENCY MOTION TO ENFORCE

05/25/2023 Order Shortening Time
[419] Order Shortening Time - Defendant

05/31/2023 Opposition and Countermotion
Filed By: Counter Defendant Dace, Luba
[420] Opposition to Plaintiff's Emergency Motion to Enforce and Coutermotion for Order to SHow Cause and Award of Attorney Fees and Costs

05/31/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[421] Appendix To Opposition To Plaintiffs Emergency Motion To Enforce And Countermotion For Order To Show Cause And Award Of Attorney Fees And Costs

05/31/2023 Family Court Motion Opposition Fee Information Sheet
Filed by: Counter Defendant Dace, Luba
[422] Family Court Motion Opposition Fee Information Sheet

06/01/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[423] Supplement To Appendix To Plaintiffs Opposition To Plaintiffs Emergency Motion To Enforce And Countermotion For Order To Show Cause And Award Of Attorney Fees And Costs

06/05/2023 Notice of Hearing
[424] Notice of Hearing

06/05/2023 Notice of Hearing
[425] Notice of Hearing

06/05/2023 Reply
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan

[426] Reply to Opposition to Defendant's Emergency Motion to Enforce and Opposition to Countermotion etc

06/06/2023 Notice of Rescheduling of Hearing
[427] Notice of Rescheduling of Hearing

06/06/2023 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[428] Exhibits In Support of Reply to Opposition Defendant's Emergency Motion to Enforce and Opposition to Countermotion for Order to Show Cause and Award of Attorney's Fees

06/06/2023 Order
[429] Order After April 6, 2023 Hearing

06/08/2023 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[430] Notice of Entry of Order

06/08/2023 Stricken Document
Filed by: Counter Defendant Dace, Luba
*[431] ***DOCUMENT STRICKEN PER MINUTE ORDER 06/09/2023****

06/08/2023 Stricken Document
Filed by: Counter Defendant Dace, Luba
*[432] ***DOCUMENT STRICKEN PER MINUTE ORDER 06/09/2023****

06/09/2023 Application
Filed By: Counter Defendant Dace, Luba
[433] Application For Order Shortening Time On Plaintiffs Emergency Motion For Reconsideration

06/09/2023 Motion to Reconsider
Filed by: Counter Defendant Dace, Luba
[434] Plaintiff's Emergency Motion for Reconsideration

06/09/2023 Exhibits
Filed By: Counter Defendant Dace, Luba
[435] Appendix To Plaintiffs Emergency Motion For Reconsideration

06/09/2023 Family Court Motion Opposition Fee Information Sheet
Filed by: Counter Defendant Dace, Luba
[436] FAMILY COURT MOTION / OPPOSITION FEE INFORMATION SHEET (NRS 19.0312)

06/10/2023 Clerk's Notice of Hearing
[437] Clerk's Notice of Hearing

06/11/2023 Order
[438] Order Denying Movant's Ex parte Request for Order

06/11/2023 Order to Show Cause
[439] Order to Show Cause Why a Special Master/Parenting Coordinator should not be Appointed to this Case at the Parties' Expense pursuant to NRCP 53(b)(2)

06/11/2023 Ex Parte Application for Order
[440] Ex-Parte Application For Order For Leave To File A Reply, With Exhibits

06/11/2023 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[441] Notice of Entry of Order

06/11/2023 Non Opposition
Filed by: Counter Defendant Dace, Luba
[442] Plaintiffs Non-Opposition To Appointment Of Hearing Master / Parenting Coordinator

06/12/2023 Certificate of Mailing
[443] Certificate of Mailing

06/13/2023 Order
[444] Order RE: All Pending Motions and VACATING June 15, 2023 Hearing

06/13/2023 Order Setting Civil Non-Jury Trial
[445] Order Setting Civil Non-Jury Trial

06/13/2023 Order
[446] Order After March 21 2023 Hearing

06/14/2023 Notice of Entry of Order
[447] Notice of Entry of Order After March 21, 2023 Hearing

06/15/2023 Withdrawal
Filed By: Counter Defendant Dace, Luba
[448] Withdrawal of Motion and Opposition

06/15/2023 Objection
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[449] Defendant's Objection to Appointment of Special Master/Parenting Coordinator

06/21/2023 Notice of Entry
[450] Notice of Entry of Order

06/21/2023 Memorandum
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[451] Memorandum of Attorney Fees and Costs as Directed by the Court

06/21/2023 Notice of Entry
[452] Notice of Entry of Order re: All Pending Motions

06/24/2023 Substitution of Attorney
Filed By: Counter Defendant Dace, Luba
[453] Substitution of Attorney

06/24/2023 Clerk's Notice of Nonconforming Document
[454] Clerks Notice of Nonconforming Document

07/05/2023 Motion to Reconsider
Filed by: Counter Defendant Dace, Luba
[455] Motion To Reconsider This Courts June 21, 2023 Order Granting Defendant An Evidentiary Hearing On His Countermotion To Modify Custody

07/06/2023 Clerk's Notice of Hearing
[456] Notice of Hearing

07/21/2023 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[457] Defendant's Opposition to Plaintiff's Countermotion to Reconsider Court's June 21, 2023 Order, and Defendant's Countermotion for an Award of Attorney's Fees

07/21/2023 Notice
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[458] Notice of Intent to Appear via Electronic Means

08/01/2023 Miscellaneous Filing
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[459] Defendant's Initial Disclosures

08/04/2023 Order
[460] Order from August 3, 2023 Order to Show Cause Hearing

08/08/2023 Notice of Entry
[461] Notice of Entry of Order from August 3, 2023 Order to Show Cause Hearing

08/24/2023 Pre-trial Memorandum

Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[462] Defendant's Pre-Trial Memorandum

08/25/2023 Financial Disclosure Form
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[463] Financial Disclosure Form for Defendant

08/31/2023 Receipt of Copy
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[464] Receipt of Copy

09/05/2023 Order
[465] Order Awarding Attorney's Fees and Costs to Defendant

09/06/2023 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[466] Notice of Entry of Order Awarding Attorney Fees and to Defendant Enrique Ivan Velasquez-Gonzalez

09/11/2023 Order
[467] Order Denying Plaintiff's July 5, 2023 Motion for Reconsideration and VACATING September 11, 2023 Hearing

09/11/2023 Notice of Entry
[468] Notice of Entry of Order

09/21/2023 Memorandum
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[469] Memorandum of Attorney's Fees and Costs as Directed by the Court

09/25/2023 Order to Show Cause
[470] Order to Show Cause

09/26/2023 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[471] Notice of Entry of Order to Show Cause

10/09/2023 Witness List
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[472] DEF Supplemental List of Witnesses

10/09/2023 Miscellaneous Filing
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[473] Defendant's 1st Supplemental Disclosures LIST ONLY

10/10/2023 Writ Electronically Issued
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[474] Writ of Execution

10/19/2023 Writ Electronically Issued
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[475] Writ of Execution

11/13/2023 Notice of Hearing
[476] Notice of Hearing

11/17/2023 Order
[477] Order after August 31, 2023 Evidentiary OSC Hearing

11/20/2023 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[478] Notice of Entry of Order

11/20/2023 Notice of Change of Address
Filed By: Counter Defendant Dace, Luba
[479] Change of Address

12/20/2023 Order
[480] Order Awarding Attorney Fees to Defendant

12/21/2023 Notice of Entry of Order
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[481] Notice of Entry of Order Awarding Attorney Fees and Costs to Defendant Enrique Ivan Velasquez-Gonzalez

01/26/2024 Notice of Taking Deposition
Filed by: Counter Defendant Dace, Luba
[482] Notice of Taking Deposition

01/29/2024 Motion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[483] Defendant's Motion to Prohibit Defendant's Counsel Being Called as Plaintiff's Witness, for Sanctions, and for Attorney's Fees and Costs

01/29/2024 Clerk's Notice of Hearing
[484] Clerk's Notice of Hearing

01/30/2024 Notice of Rescheduling of Hearing
[485] Notice of Rescheduling of Hearing

01/31/2024 Order Setting Civil Non-Jury Trial
[486] Amended Order Setting Civil Non-Jury Trial

02/01/2024 Witness List
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[487] Defendant's Initial List of Witnesses

[redacted]
Filed by: Counter Defendant Dace, Luba
[488] Family Court Motion Opposition Fee Information Sheet

02/12/2024 Opposition and Countermotion
Filed By: Counter Defendant Dace, Luba
[489] Plaintiff's Opposition To Defendant's Motion For A Protective Order (Self-Styled Motion To Prohibit) And Related Relief And Countermotion For Sanctions And Attorney's Fees Made Pursuant To EDCR 7.60(b)(1)

02/12/2024 Opposition and Countermotion
Filed By: Counter Defendant Dace, Luba
[490] Opposition and Countermotion

02/16/2024 Notice of Taking Deposition
Filed by: Counter Defendant Dace, Luba
[491] Amended Notice of Taking Deposition

03/07/2024 Pre-trial Memorandum
[492] Defendant's Pre-Trial Memorandum

03/12/2024 Financial Disclosure Form
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[493] Financial Disclosure Form for Defendant

03/12/2024 Subpoena Electronically Issued
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[494] Subpoena for Trial Emma Muth

03/12/2024 Subpoena Electronically Issued
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[495] Subpoena for Trial Gina Thornton

03/13/2024 Pre-trial Memorandum
Filed By: Counter Defendant Dace, Luba

[496] Plaintiff's Pre-Trial Memorandum

03/14/2024 Financial Disclosure Form
Filed by: Counter Defendant Dace, Luba
[497] Financial Disclosure Form

03/15/2024 Audiovisual Transmission Equipment Appearance Request
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[498] Notice of Intent to Appear by Simultaneous Audio Visual Transmission Equipment (Emma Muth)

03/15/2024 Audiovisual Transmission Equipment Appearance Request
Party: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[499] Notice of Intent to Appear by Simultaneous Audio Visual Transmission Equipment (Gina Thornton)

04/17/2024 Writ Electronically Issued
[500] Writ of Execution

05/06/2024 Notice of Hearing
[501] Notice of Hearing

08/06/2024 Order to Show Cause
[502] Order to Show Cause

08/08/2024 Order
[503] Order After Hearing from March 19, 2024

08/08/2024 Notice of Entry
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[504] Notice of Entry of Order After Hearing From March 19, 2024

08/22/2024 Motion to Reconsider
Filed by: Counter Defendant Dace, Luba
[505] Plaintiff's Motion for Reconsideration

08/22/2024 Exhibits
Filed By: Counter Defendant Dace, Luba
[506] Exhibit Appendix to Motion to Reconsider

08/26/2024 Clerk's Notice of Hearing
[507] Clerk's Notice of Hearing

08/28/2024 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[508] Defendant's Opposition to Plaintiff's Motion to Reconsider, and Defendant's Countermotion for an Award of Attorney's Fees

10/02/2024 Ex Parte Application
Filed by: Counter Defendant Dace, Luba
[509] Ex Parte Application for an Order Shortening Time

10/03/2024 Order
[510] Order Denying Movant's Ex parte Request for Order - Plaintiff

10/03/2024 Order
[511] Order Revoking Order to Show Cause

10/11/2024 Order
[512] Order Denying Plaintiff's August 22, 2024 Motion for Reconsideration and Granting Defendant's August 28, 2024 Countermotion Unopposed and VACATING October 21, 2024 Hearing

10/21/2024 Notice of Entry
[513] Notice of Entry of Order

10/21/2024 Notice of Entry
[514] Notice of Entry of Order

11/21/2024 Memorandum
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[515] Memorandum of Attorney Fees and Costs as Directed by the Court

01/02/2025 Findings of Fact, Conclusions of Law and Judgment
[516] Findings of Fact, Conclusions of Law and Orders (Post-Judgment)

01/02/2025 Order
[517] Order Awarding Attorney's Fees and Costs to Defendant, Enrique Ivan Velazquez-Gonzalez

01/07/2025 Notice of Entry
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[518] Notice of Entry of Findings of Fact, Conclusions of Law and Orders (Post-Judgement)

01/07/2025 Memorandum
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[519] Memorandum of Attorney's Fees and Costs as Directed by the Court

01/08/2025 Estimate of Transcript
[521] 10.15.24; 03.19.24

01/09/2025 Notice of Appearance
Party: Counter Defendant Dace, Luba
[520] NOTICE OF APPEARANCE

01/16/2025 Transcript of Proceedings
[522] 10.15.24

01/16/2025 Transcript of Proceedings
[523] 03.19.24

01/21/2025 Notice of Appearance
Party: Counter Defendant Dace, Luba
[524] Plaintiff's Notice of Appearance

01/21/2025 Objection
Filed By: Counter Defendant Dace, Luba
[525] Plaintiff's Objection to Defendant's Memorandum of Attorney's Fees and Costs

01/21/2025 Motion
Filed By: Counter Defendant Dace, Luba
[526] Plaintiff's Notice of Motion and Motion to Reconsider

01/22/2025 Clerk's Notice of Hearing
[527] Clerk's Notice of Hearing

01/24/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[528] Plaintiff's Exhibit Appendix in Support of Motion

01/24/2025 Ex Parte Motion
Filed by: Counter Defendant Dace, Luba
[529] Plaintiff's Ex Parte Motion for an Order Shortening Time

01/24/2025 Order
[530] Order Denying Movant's Ex parte Request for Order - Plaintiff

01/30/2025 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[531] Defendant's Opposition to Plaintiff's Motion to Reconsider, and Defendant's Countermotion for an Award of Attorney's Fees

01/30/2025 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan

[532] Exhibits in Support of Defendant's Opposition to Plaintiff's Motion to Reconsider, and Defendant's Countermotion for an Award of Attorney's Fees

02/04/2025 Notice of Entry
[533] Notice of Entry of Order

02/06/2025 Stipulation
Filed By: Counter Defendant Dace, Luba
[534] Stipulation for Extension of Time

02/20/2025 Reply to Opposition
Filed by: Counter Defendant Dace, Luba
[535] Plaintiff's Reply To Defendant's Opposition To Plaintiff's Motion To Reconsider And Plaintiff's Opposition To Defendant's Countermotion For An Award Of Attorney's Fees

02/20/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[536] Plaintiff's Exhibit Appendix in Support of Reply

04/11/2025 Order
[537] Order Denying Plaintiff's January 2,1 2025 Motion for Reconsideration and Granting Defendant's January 30, 2025 Countermotion et al.

04/14/2025 Notice of Entry
[538] Notice of Entry of Order

04/24/2025 Notice of Appeal
Filed By: Counter Defendant Dace, Luba
[539] Notice of Appeal

04/24/2025 Case Appeal Statement
Filed By: Counter Defendant Dace, Luba
[540] Case Appeal Statement

04/29/2025 Memorandum
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[541] Memoradum of Attorney's Fees and Costs as Directed by the Court

05/13/2025 Objection
Filed By: Counter Defendant Dace, Luba
[542] Plaintiff's Objection to Defendant's Memorandum of Attorneys Fees and Costs as Directed by the Court

05/16/2025 Estimate of Transcript
[543] 08.31.23; 08.03.23; 04.06.23; 03.21.23

05/22/2025 Request
Filed By: Counter Defendant Dace, Luba
[544] Request for Transcripts of Proceedings

05/22/2025 Certification of Transcripts Notification of Completion
[545] 08.31.23; 08.03.23; 04.06.23; 03.21.23

05/22/2025 Transcript of Proceedings
[546] 03.21.23

05/22/2025 Transcript of Proceedings
[547] 04.06.23

05/22/2025 Transcript of Proceedings
[548] 08.03.23

05/22/2025 Transcript of Proceedings
[549] 08.31.23

06/10/2025 Notice of Association of Counsel

Filed by: Counter Defendant Dace, Luba
[550] Notice of Association of Counsel for Plaintiff

07/09/2025 Motion
Filed By: Counter Defendant Dace, Luba
[551] Notice Of Motion and Motion For Temporary Sole Medical Decision-Making Authority

07/10/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[552] Plaintiff's Exhibit Appendix

07/10/2025 Financial Disclosure Form
Filed by: Counter Defendant Dace, Luba
[553] General Financial Disclosure

07/10/2025 Clerk's Notice of Hearing
[554] Clerk's Notice of Hearing

07/11/2025 Media Request and Order
[555] Media Request and Order Allowing Camera Access to Court Proceedings - Our Nevada Judges, Inc.

07/11/2025 Ex Parte Motion
Filed by: Counter Defendant Dace, Luba
[556] Ex Parte Motion on an order shortening time on Motion For Temporary Sole Medical Decision-Making Authority

07/11/2025 Order
[557] Order Denying Movant's Ex parte Request for Order - Plaintiff Snow

07/14/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[558] Defendant's Trial Exhibit List (Admitted) Part 1

07/14/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[559] Defendant's Trial Exhibit List (Admitted) Part 2

07/14/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[560] Plaintiff's Trial Notebook Exhibit List (Admitted)

07/21/2025 Notice of Entry
[561] Notice of Entry of Order

07/31/2025 Opposition and Countermotion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
Party 2: Counter Defendant Dace, Luba
[562] Defendants Opposition To Plaintiffs Motion For Temporary Sole Medical Decision-Making Authority; And Countermotion For A Recalculation Of Child Support And Attorney Fees And Costs. Declaration Of Enrique Ivan Velazuez-Gonzalez.

08/01/2025 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[563] Exhibits In Support Of Defendants Opposition To Plaintiffs Motion For Temporary Sole Medical Decision-Making Authority; And Countermotion For Attorney Fees And Costs. Declaration Of Enrique Ivan Velazquez-Gonzalez

08/01/2025 Production of Documents
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[564] Defendant's Initial Disclosure of Documents Pursuant to NRCP 16.205

08/01/2025 Financial Disclosure Form
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[565] General Financial Disclosure Form

08/14/2025 Reply to Opposition
Filed by: Counter Defendant Dace, Luba
[566] Plaintiff's Reply to the Defendant's Opposition to Plaintff's Motion for Temporary Sole Medical Decision-Making and Opposition to Countermotion for A Recalculation of Child Support and Attorney's Fess and Costs

08/19/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[567] Plaintif's Exhibit Appendix

08/29/2025 Order
[568] Order Denying Plaintiff's July 9, 2025 Motion for Temoprary Sole Legal and Sole Medical Decision-making Authority et al.

09/02/2025 Notice of Entry
[569] Notice of Entry of Order

09/02/2025 Motion to Withdraw As Counsel
Filed By: Counter Defendant Dace, Luba
[570] Notice of Motion and Motion To Withdraw as Attorney of Record for Plaintiff

09/04/2025 Clerk's Notice of Hearing
[571] Clerk's Notice of Hearing

09/08/2025 Consent
Filed By: Counter Defendant Dace, Luba
[572] Plaintiff's Consent to Withdrawal of Counsel

09/12/2025 Order to Withdraw as Attorney of Record
[573] Order Granting Motion to Withdraw as Attorney of Record for Plaintiff

09/12/2025 Memorandum
[574] Memorandum of Attorney's Fees and Costs

09/12/2025 Exhibits
[575] Exhibits in Support of Defendant's Memorandum of Fees and Costs

09/15/2025 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[576] Notice of Entry of Order granting Motion to Withdraw as attorney of record for Plaintiff

09/16/2025 Objection
Filed By: Counter Defendant Dace, Luba
[577] Plaintiffs Objection To August 29, 2025, Order Denying Plaintiffs Motion For Temporary Sole Medical Decision-Making Authority; Preliminarily Granting Defendants Countermotion; Modifying Child Support; And Vacating The August 27, 2025 Hearing

09/16/2025 Motion
Filed By: Counter Defendant Dace, Luba
[578] Plaintiffs Motion To Reconsider Order Denying Plaintiffs Motion For Temporary Sole Medical Decision-Making Authority And Preliminarily Granting Defendants Countermotion

09/17/2025 Clerk's Notice of Nonconforming Document
[579] Clerks Notice of Nonconforming Document

09/18/2025 Clerk's Notice of Nonconforming Document and Curative Action
[580] Clerk's Notice of Curative Action

09/18/2025 Clerk's Notice of Hearing
[581] Clerk's Notice of Hearing

09/30/2025 Opposition and Countermotion
[582] Defendants Opposition To Plaintiffs Motion To Reconsider Order Denying Plaintiffs Motion For Temporary Sole Medical Decision-Making Authority And Preliminarily Granting Defendants Countermotion; And Countermotion For Attorney Fees And Costs.

10/14/2025 Reply to Opposition
Filed by: Counter Defendant Dace, Luba
[583] Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion to Reconsider and Plaintiff's Opposition to Defendant's Countermotion for an Award of Attorney's Fees

10/14/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[584] Plaintiff's Exhibit Appendix

10/14/2025 Financial Disclosure Form
Filed by: Counter Defendant Dace, Luba
[585] General Financial Disclosure Form

10/20/2025 Clerk's Notice of Hearing
[586] Clerk's Notice of Hearing

10/28/2025 Consent
[587] Consent Order Permitting Withdrawal of Attorney for Defendant, Enrique Ivan Velazquez-Gonzalez

10/29/2025 Motion
Filed By: Counter Defendant Dace, Luba
[588] Notice Of Motion And Motion To Unseal The Case (Prior Stipulated Sealing)

10/29/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[589] Plaintiff's Exhibit Appendix To Notice Of Motion And Motion To Unseal Case File (Prior Stipulated Sealing)

10/29/2025 Clerk's Notice of Hearing
[590] Clerk's Notice of Hearing

11/04/2025 Notice of Entry of Order
[591] Notice of Entry of Consent Order Permitting Withdrawal of Attorney for Defendant, Enrique Ivan Velazquez-Gonzalez.

11/12/2025 Notice of Non Opposition
[592] NNOP TO MOT TO UNSEAL THE CASE

11/15/2025 Motion
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[593] Motion for Defendant's Motion to Clarify Winter Break Holiday Provision and for Related Orders

11/15/2025 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[594] Exhibit Appendix

11/15/2025 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[595] Exhibits for Defendants Motion to Clarify Winter Break

11/17/2025 Certificate of Service
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[596] Certificate of Service

11/19/2025 Order
[597] Order To Unseal Case File (Prior Stipulated Sealing)

11/19/2025 Clerk's Notice of Hearing
[598] Clerk's Notice of Hearing

11/20/2025 Notice of Entry of Order
Filed By: Counter Defendant Dace, Luba
[599] Notice of Entry of Order Granting Motion to Unseal the Case File (Prior Stipulated Sealing)

11/21/2025

Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[600] Exhibit Appendix and Exhibits for Order Shortening Time

11/21/2025 Ex Parte Application
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[601] Defendants Ex Parte Application For Order Shortening Time On Motion To Clarify Winter Break Provision

11/28/2025 Opposition and Countermotion
Filed By: Counter Defendant Dace, Luba
[602] Plaintiff's Opposition To Defendant's Motion To Clarify Winter Break Holiday Provision; Countermotion To Revise All Holiday Provisions And To Modify Legal Custody; And Limited Opposition To Defendant's Ost And Request For Hearing

11/28/2025 Exhibits
Filed By: Counter Defendant Dace, Luba
[603] Plaintiff's Exhibit Appendix

12/03/2025 Ex Parte
Filed By: Counter Defendant Dace, Luba
[604] Plaintiffs Ex Parte Request To Continue Hearing On Motion For Reconsideration 12.3.25

12/03/2025 Order
[605] Order Granting Plaintiff's Ex parte Application to Continue Hearing On Plaintiff's Motion For Reconsideration

12/03/2025 Notice of Entry
[606] Notice of Entry of Order Granting Plaintiff's Ex Parte Request to Continue Hearing on Motion for Reconsideration

12/07/2025 Reply to Opposition
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[607] DEFENDANTS REPLY TO PLAINTIFFS OPPOSITION TO MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION; OPPOSITION TO PLAINTIFFS COUNTERMOTION TO REVISE HOLIDAY PROVISIONS AND TO MODIFY LEGAL CUSTODY; AND COUNTERMOTION FOR ENFORCEMENT OF NO-RECORDING ORDER AND MEDICAL DECISION-MAKING AUTHORITY

12/07/2025 Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[608] Exhibit Appendix and Exhibits for DEFENDANTS REPLY TO PLAINTIFFS OPPOSITION TO MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION; OPPOSITION TO PLAINTIFFS COUNTERMOTION TO REVISE HOLIDAY PROVISIONS AND TO MODIFY LEGAL CUSTODY; AND COUNTERMOTION FOR ENFORCEMENT OF NO-RECORDING ORDER AND MEDICAL DECISION-MAKING AUTHORITY

12/12/2025 Exhibits
[610] EXHIBIT APPENDIX TO PLAINTIFF'S RPLY TO DEFENDANT'S OPP FINAL

12/12/2025 Certificate of Service
Filed by: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[611] Certificate of Service

12/12/2025 Objection
[612] DEFENDANTS OBJECTION TO PLAINTIFFS REPLY TO DEFENDANTS OPPOSITION AND, IN THE ALTERNATIVE, LIMITED SUR-REPLY

12/12/2025 Exhibits
[613] Exhibit Appendix to DEFENDANTS OBJECTION TO PLAINTIFFS REPLY TO DEFENDANTS OPPOSITION AND, IN THE ALTERNATIVE, LIMITED SUR-REPLY

12/12/2025 Certificate of Service
[614] Certificate of Service

12/14/2025 Notice
[615] PLAINTIFFS NOTICE REGARDING EDCR 5.502(f) AND PARTIAL WITHDRAWAL OF REPLY

SECTION

12/29/2025 Supplemental
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[616] DEFENDANTS NOTICE OF SUPPLEMENTAL INFORMATION IN SUPPORT OF PENDING ORDER SHORTENING TIME REGARDING MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION

12/29/2025 Supplemental Exhibits
Filed By: Counter Claimant Velazquez-Gonzalez, Enrique Ivan
[617] EXHIBITS FOR DEFENDANTS SUPPLEMENTAL INFORMATION IN SUPPORT OF PENDING ORDER SHORTENING TIME REGARDING MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION

12/29/2025 Order
[618] Order Denying Movant's Ex parte Request for Order - Defendant

12/29/2025 Notice of Entry
[619] Notice Of Entry Of Order

02/11/2026 Notice of Withdrawal
Filed by: Counter Defendant Dace, Luba
[620] NOTICE OF WITHDRAWAL OF ATTORNEY OF RECORD

02/17/2026 Order
[622] Order RE: All Pending Matters

02/17/2026 Notice of Entry
[623] Notice Of Entry Of Order

02/17/2026 Notice of Entry
[624] NEO ORDER denying RMOT 578 CMOT 602 granting Winter Break 593 and Phone calls 602

02/20/2026 Application
[625] APPLICATION FORMA PAUPERIS

02/25/2026 Application to Proceed in Forma Pauperis
[626] APP FEE WAIVER Family Court

03/08/2026 Application to Proceed in Forma Pauperis
[627] APP FEE WAIVER Family Court w Exhibit 1 Department D

03/09/2026 Administrative Reassignment
Pursuant to Administrative Order 26-01

03/09/2026 Notice of Appeal
[628] NOAS

03/10/2026 Case Appeal Statement
[629] Case Appeal Statement

HEARINGS

12/05/2018 **Case Management Conference** (10:00 AM) (Judicial Officer: Moss, Cheryl B.)
Non Jury Trial;
Non Jury Trial

12/05/2018 **Return Hearing** (10:00 AM) (Judicial Officer: Moss, Cheryl B.)
Re: FMC Mediation
Parenting Plan;
Parenting Plan

12/05/2018 **All Pending Motions** (10:00 AM) (Judicial Officer: Moss, Cheryl B.)
12/5/18

MINUTES
Matter Heard;
Matter Heard

03/25/2019

Non-Jury Trial (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Events: 12/05/2018 Case Management Order
Non-Jury Trial - Stack #2

MINUTES
Matter Continued;
Matter Continued

04/16/2019 *CANCELED* **Motion** (10:00 AM) (Judicial Officer: Moss, Cheryl B.)
Vacated

05/08/2019 *CANCELED* **Motion** (2:30 AM) (Judicial Officer: Moss, Cheryl B.)
Vacated - per Judge
Motion to Continue Trial Setting Pursuant to EDCR 7.30 and Reopen Discovery Pursuant to EDCR 2.35 (First Request)

11/15/2019 **Motion** (1:00 PM) (Judicial Officer: Fic, Holly)
Plaintiff's Motion to Compel Discovery and for an Attorney's Fees and Sanctions
Denied in Part;
Denied in Part

11/15/2019 **Opposition** (1:00 PM) (Judicial Officer: Fic, Holly)
Defendant's Opposition to Plaintiff's Motion to Compel Discovery and for Attorney's Fees and Sanctions
Granted in Part;
Granted in Part

11/15/2019 **All Pending Motions** (1:00 PM) (Judicial Officer: Fic, Holly)
Matter Heard;
Matter Heard

11/25/2019 **Evidentiary Hearing** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Evidentiary Hearing (Stack 1) re: divorce and custody

MINUTES
Matter Heard;
Matter Heard

SCHEDULED HEARINGS

Evidentiary Hearing (01/15/2020 at 9:30 AM) (Judicial Officer: Moss, Cheryl B.)
Evidentiary Hearing (Day 2 of 3) re: divorce and custody
Matter Heard

12/06/2019 **Status Check** (1:30 PM) (Judicial Officer: Fic, Holly)
Off Calendar;
Off Calendar

12/19/2019 *CANCELED* **Motion** (8:45 AM) (Judicial Officer: Steel, Cynthia Dianne)
Vacated
Motion to Withdraw as Counsel - OST, per Judge

01/15/2020 **Evidentiary Hearing** (9:30 AM) (Judicial Officer: Moss, Cheryl B.)
Evidentiary Hearing (Day 2 of 3) re: divorce and custody

MINUTES
Matter Heard;
Matter Heard

01/15/2020 *CANCELED* **Evidentiary Hearing** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Vacated - per Judge
Evidentiary Hearing (Day 3 of 3) re: divorce and custody

01/29/2020 *CANCELED* **Motion** (2:30 AM) (Judicial Officer: Moss, Cheryl B.)
Vacated
Motion to Withdraw as Counsel

02/19/2020 **Motion** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Plaintiff's Motion to Reduce Attorney's Lien to Judgment
Matter Heard;

Matter Heard

02/19/2020 **Opposition** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Opposition to Notice of Attorney's Lien and Lien, and Motion to Reduce Attorney's Lien to Judgment
Matter Heard;
Matter Heard

02/19/2020 **Evidentiary Hearing** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
(Day #4, stack #1)
Matter Continued;
Matter Continued

02/19/2020 **Hearing** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Defendant's Reply to Plaintiff s Opposition to Notice of Attorney s Lien and Lien and Motion to Reduce Attorney's Lien to Judgment
Matter Heard;
Matter Heard

02/19/2020 **Motion** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Plaintiff's Motion to Strike Exhibit 1 to Dawn Lozano, Esq.'s Reply to Opposition to Motion to Reduce Lien to Judgment
Matter Heard;
Matter Heard

02/19/2020 **Opposition** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Deft's Opposition to Plaintiff's Motion to Strike Exhibit 1 to Dawn M. Lozano, Esq.'s Reply to Opposition to Motion to Reduce Attorney's Lien to Judgment
Matter Heard;
Matter Heard

02/19/2020 **All Pending Motions** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Matter Heard;
Matter Heard

05/15/2020 **Minute Order** (2:15 PM) (Judicial Officer: Moss, Cheryl B.)
Minute Order - No Hearing Held;
Minute Order - No Hearing Held

06/08/2020 *CANCELED* **Motion** (9:30 AM) (Judicial Officer: Moss, Cheryl B.)
Vacated
Plaintiff's Motion for Relief from the February 19, 2020 Hearing Order; For Continuance of Attorney's Fees Hearing

06/19/2020 *CANCELED* **Evidentiary Hearing** (9:00 AM) (Judicial Officer: Moss, Cheryl B.)
Vacated
Day 4 (FULL DAY)

07/27/2020 **Status Check** (2:00 PM) (Judicial Officer: Moss, Cheryl B.)
Matter Heard;
Matter Heard

07/31/2020 *CANCELED* **Evidentiary Hearing** (9:00 AM) (Judicial Officer: Moss, Cheryl B.)
Vacated
Day 4 (FULL DAY)

08/11/2020 *CANCELED* **Motion** (9:00 AM) (Judicial Officer: Moss, Cheryl B.)
Vacated
Plaintiff's Renewed Motion for Relief from the February 19, 2020 Hearing Order; for Continuance of July 14, 2020 Attorney's Fees Hearing

09/01/2020 **Minute Order** (12:30 PM) (Hearing Master: Bailey, Soonhee)
Minute Order - No Hearing Held;
Minute Order - No Hearing Held

09/02/2020 **Minute Order** (12:30 PM) (Hearing Master: Bailey, Soonhee)
Minute Order - No Hearing Held;
Minute Order - No Hearing Held

09/15/2020 **Evidentiary Hearing** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Informal Evidentiary Hearing re amount of attorney's fees for Dawn Lozano/Status Check Hearing

see 5/15/20 minute order
Evidentiary Hearing;
Evidentiary Hearing

09/15/2020 **Motion** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Plaintiff's Motion to Compel Production of Documents Pursuant to Duly Serve Subpoena Deuces Tecum
Per Minute Order dated 9/2/2020
Evidentiary Hearing;
Evidentiary Hearing

09/15/2020 **All Pending Motions** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)

MINUTES
Matter Heard;
Matter Heard

10/05/2020 **Evidentiary Hearing** (1:30 PM) (Judicial Officer: Moss, Cheryl B.)
Matter Continued;
Matter Continued

10/13/2020 *CANCELED* **Motion** (9:00 AM) (Judicial Officer: Steel, Cynthia Dianne)
Vacated - per Judge
Pltf's Renewed Motion For Relief From The February 19,2020 Hearing Order

10/13/2020 *CANCELED* **Motion** (9:00 AM) (Judicial Officer: Steel, Cynthia Dianne)
Vacated - per Judge
Plaintiff'sRenewed (Third) Motion to Continue Evidentiary Hearing on Adjudication of Attorney's Lien of Dawn Lozano ESQ.

10/13/2020 *CANCELED* **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Steel, Cynthia Dianne)
Vacated - per Judge
Defendant's Opposition to Plaintiff's Motion to Compel Production of Documents Pursuant to duly Served Subpoena Duces Tecum and Countermotion for Sanctions

10/13/2020 *CANCELED* **Opposition** (9:00 AM) (Judicial Officer: Steel, Cynthia Dianne)
Vacated - per Judge
Defendants Opposition to Plaintiff's Renewed (Third) Motion to Continue Evidentiary Hearing on Adjudication of Attorney's Lien of Dawn Lozano, Esq., and Countermotion for Sanctions

10/13/2020 *CANCELED* **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Steel, Cynthia Dianne)
Vacated - per Judge
Deendant's Opposition to Plaintiff's Renewed (Third) Motion to Continue Evidentiary Hearing on Adjudication of Attorney's Lien of Dawn Lozano, ESQ., and Countermotion for Sanctions

10/13/2020 *CANCELED* **Hearing** (9:00 AM) (Judicial Officer: Steel, Cynthia Dianne)
Vacated - per Judge
Plaintiff's Reply to Opposition to Plaintiff s Renewed Motion for Relief from the February 19, 2020 Hearing Order and Opposition to Counter Motion for Sanctions

11/23/2020 **Motion** (1:30 PM) (Judicial Officer: Hardcastle, Gerald W.)
Pltf's Verified Motion for an Order to Show Cause Why Deft Should Not be Held in Contempt of Court and to Revise Protocol for Drop Offs and for Adding Specific Instruction to the Video Call Order

MINUTES
Decision
[199]
Decision Made;
Decision Made

11/30/2020 **Minute Order** (3:20 PM) (Judicial Officer: Moss, Cheryl B.)
Minute Order - No Hearing Held;
Minute Order - No Hearing Held

12/02/2020 *CANCELED* **Motion** (2:30 AM) (Judicial Officer: Moss, Cheryl B.)
Vacated - per Order
Motion to Withdreaw as Attorney of Record

02/01/2021 *CANCELED* **Non-Jury Trial** (9:00 AM) (Judicial Officer: Bailey, Sunny)
Vacated

02/02/2021	*CANCELED* **Non-Jury Trial** (9:00 AM) (Judicial Officer: Bailey, Sunny) *Vacated* *Day 2 (Stack 1)*
02/17/2021	**Motion to Modify Custody** (10:00 AM) (Judicial Officer: Perry, Mary) *Deft's Emergency Motion to Modify Custody* Matter Heard; *Matter Heard*
02/17/2021	**Opposition** (10:00 AM) (Judicial Officer: Perry, Mary) *Plaintiff's Opposition to Defendant's Emargency Motoin to Modify Custody* Matter Heard; *Matter Heard*
02/17/2021	**Motion** (10:00 AM) (Judicial Officer: Perry, Mary) *Plaintiff's Motion and Notice of Motion for an Order to Show Cause Regarding Contempt* Matter Heard; *Matter Heard*
02/17/2021	**Motion** (10:00 AM) (Judicial Officer: Perry, Mary) *Plaintiff's Motion and Notice of Motion for an Order to Show Cause Regarding Contempt* Matter Heard; *Matter Heard*
02/17/2021	**Opposition & Countermotion** (10:00 AM) (Judicial Officer: Perry, Mary) *Plaintiff's Opposition to Ex Parte Motion to Concolidate Hearings* Matter Heard; *Matter Heard*
02/17/2021	**Opposition** (10:00 AM) (Judicial Officer: Perry, Mary) *Deft s Omnibus Opposition and Reply to Pltf s Verified Motion for an Order to Show Cause why Deft Should not be Held in Contempt of Court and to Revise Protocol for Drop Offs and for Adding Specific Instructions to the Video Call Order, Pltf s Ex Parte Motion for Return of Child, Pltf s Opposition to Deft s Emergency Motion to Modify Custody, Pltf s Ex Parte Motion for Return of a Child, Luba s Objection to Authenticity and Relevance of Enrique s Exhibits, Pltf s Motion for an Order to Show Cause Regarding Contempt, and Pltf s Ex Parte Application for an Order to Show Cause* Matter Heard; *Matter Heard*
02/17/2021	**Motion** (10:00 AM) (Judicial Officer: Perry, Mary) *Amended Motion and Notice of Moiton for an Order to Show Casue Regarding Contempt* Matter Heard; *Matter Heard*
02/17/2021	**Opposition & Countermotion** (10:00 AM) (Judicial Officer: Perry, Mary) *Defendant's Opposition to Plaintiff's Amended Motion and Notice of Motion for an Order to Show Cause Regarding Contempt and Countermotion to Have Plaintiff Declared a Vexatious Litigant, For Attorney's Fees and for Exclusive Possession on the Marital Residence* Matter Heard; *Matter Heard*
02/17/2021	**All Pending Motions** (10:00 AM) (Judicial Officer: Perry, Mary) Matter Heard; *Matter Heard*
04/06/2021	*CANCELED* **Non-Jury Trial** (1:30 PM) (Judicial Officer: Bailey, Sunny) *Vacated* *stack 1*
04/28/2021	**Return Hearing** (11:30 AM) (Judicial Officer: Perry, Mary) *(psych evaluation)* **MINUTES** Matter Heard; *Matter Heard*
07/09/2021	**Evidentiary Hearing** (1:30 PM) (Judicial Officer: Perry, Mary) *RE SCHOOL*

Matter Resolved;
Matter Resolved

09/22/2021 **Calendar Call - HM** (3:00 PM) (Judicial Officer: Perry, Mary)
Matter Heard;
Matter Heard

10/11/2021 **Evidentiary Hearing** (9:00 AM) (Judicial Officer: Perry, Mary)
Matter Heard;
Matter Heard

10/12/2021 **Evidentiary Hearing** (9:30 AM) (Judicial Officer: Perry, Mary)
Matter Resolved;
Matter Resolved

10/15/2021 *CANCELED* **Motion** (3:00 AM) (Judicial Officer: Perry, Mary)
Vacated - per Order
Renewed Motion to Reduce Attorney's Lien to Judgment

11/09/2021 **Status Check** (9:00 AM) (Judicial Officer: Perry, Mary)
STATUS CHECK RE:SCHOOLING
Matter Heard;
Matter Heard

11/18/2021 **Non-Jury Trial** (1:30 PM) (Judicial Officer: Perry, Mary)
NON JURY TRIAL (1/2 DAY) : SCHOOLING
Matter Resolved;
Matter Resolved

12/07/2021 **Non-Jury Trial** (9:00 AM) (Judicial Officer: Perry, Mary)
NON JURY TRIAL (HALF DAY) (DAY 2)
Decision Made;
Decision Made

12/20/2021 **Minute Order** (8:00 AM) (Judicial Officer: Perry, Mary)
Minute Order - No Hearing Held;
Minute Order - No Hearing Held

12/22/2021 **Hearing Required for TPO** (11:30 AM) (Judicial Officer: Perry, Mary)
& Order to Show Cause
Matter Heard; See all pending motion on 12/22/2021
Matter Heard

12/22/2021 **Motion** (11:30 AM) (Judicial Officer: Perry, Mary)
Luba Snow Motion to Set Aside
Matter Heard; See all pending motion on 12/22/2021
Matter Heard

12/22/2021 **All Pending Motions** (11:30 AM) (Judicial Officer: Perry, Mary)
Matter Heard;
Matter Heard

01/28/2022 *CANCELED* **Motion to Set Aside** (3:00 AM) (Judicial Officer: Perry, Mary)
Vacated - per Judge
Plaintiff's Motion to Set Aside Order Granting Ex Parte Temporary Order and Setting Briefing Scheduling for Hearing on Motion for Preliminary Injunction

03/16/2022 **Motion** (11:00 AM) (Judicial Officer: Hardcastle, Gerald W.)
Plaintiff's Motion to Amend or Make Additional Findings of Facts [Nrcp 52(B)] and/or to Alter or Amend Judgment [Nrcp 59(E)] and/or Correct Clerical Error [Nrcp 60(A) And (B)]
Matter Continued; See all pending motion on 03/16/2022
Matter Continued

03/16/2022 **Opposition & Countermotion** (11:00 AM) (Judicial Officer: Hardcastle, Gerald W.)
Defendant's Opposition to Plaintiff's Motion to Amend or Make Additional Findings of Fact and/or Amend Judgement and/or Correct Clerical Error and Countermotion for Attorney's Fees
Matter Continued; See all pending motion on 03/16/2022
Matter Continued

03/16/2022	**Motion** (11:00 AM) (Judicial Officer: Hardcastle, Gerald W.) *Plaintiff's Reply To Opposition To Motion To Amend Or Make Additional Findings Of Facts [Nrcp 52(B)] And/Or To Alter Or Amend Judgment [Nrcp 59(E)] And/Or Correct Clerical Error [Nrcp 60(A) And (B)] And Opposition To Countermotion* Matter Continued; See all pending motion on 03/16/2022 *Matter Continued*
03/16/2022	**All Pending Motions** (11:00 AM) (Judicial Officer: Hardcastle, Gerald W.) Matter Heard; *Matter Heard*
03/30/2022	**Motion** (11:00 AM) (Judicial Officer: Perry, Mary) *MOTION:PLAINTIFF'S MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACTS [NRCP 52 B AND/OR TO ALTER OR AMEND JUDGMENT...(CONTINUED FROM 03/16/2022)* Denied; See all pending motion on 03/30/2022 *Denied*
03/30/2022	**Opposition & Countermotion** (11:00 AM) (Judicial Officer: Perry, Mary) *OPPOSITION & COUNTERMOTION: DEFENDANT'S MOTION (CONTINUED FROM 03/16/2022)* Matter Heard; See all pending motion on 03/30/2022 *Matter Heard*
03/30/2022	**Motion** (11:00 AM) (Judicial Officer: Perry, Mary) *MOTION: PLAINTIFF'S REPLY TO OPPOSITION TO MOTION TO AMEND (CONTINUED FROM 03/16/2022)* Denied; See all pending motion on 03/30/2022 *Denied*
03/30/2022	**All Pending Motions** (11:00 AM) (Judicial Officer: Perry, Mary) Matter Heard; *Matter Heard*
05/17/2022	**Minute Order** (8:00 AM) (Judicial Officer: Perry, Mary) Minute Order - No Hearing Held; *Minute Order - No Hearing Held*
05/18/2022	*CANCELED* **Motion** (11:00 AM) (Judicial Officer: Perry, Mary) *Vacated* *[314] Plaintiff's Motion to Amend or Make Additional Findings of Facts [NRCP 52(b)] and/or for a New Trial [NRCP 59(a) and/or to Alter or Amend Judgement [NRCP 59(e)] and/or Correct Clerical Error [NRCP 60(a) and (b)]*
05/18/2022	*CANCELED* **Opposition & Countermotion** (11:00 AM) (Judicial Officer: Perry, Mary) *Vacated* *Defendant's Opposition to Plaintiff's Motion to Amend or Make Additional Findings of Fact and/or for a New Trial and/or to Alter or Amend Judgement and/or Correct Clerical Error and Countermotion for Attorney's Fees and Costs*
08/01/2022	*CANCELED* **Motion** (9:00 AM) (Judicial Officer: Perry, Mary) *Vacated - per Stipulation and Order* *Plaintiff's Motion for Stay*
08/01/2022	*CANCELED* **Motion** (9:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Stipulation and Order* *Plaintiff's Motion to Amend or Make Additional Findings of Facts [NRCP 52(b)] and/or for a New Trial [NRCP 59(a) and/or to Alter or Amend Judgement [NRCP 59(e)] and/or Correct Clerical Error [NRCP 60(a) and (b)]*
08/01/2022	*CANCELED* **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Stipulation and Order* *Defendant's Opposition to Plaintiff's Motion to Amend or Make Additional Findings of Fact and/or for a New Trial and/or to Alter or Amend Judgement and/or Correct Clerical Error and Countermotion for Attorney's Fees and Costs*
08/01/2022	*CANCELED* **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Stipulation and Order* *Defendant's Opposition to Plaintiff Motion for a Stay and Counter Motion for Additional Appeals Bond*
08/01/2022	*CANCELED* **Hearing** (9:00 AM) (Judicial Officer: Almase, Heidi)

	Vacated - per Stipulation and Order *Reply to Opposition to Motion for Stay and Opposition to Countermotion*
08/29/2022	*CANCELED* **Motion** (9:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Stipulation and Order* *Motion for Order to Show Cause Why Enrique Should Not Be Held In Contempt, to Restrict Visitation to Nevada, and for an Award of Attorney Fees and Costs.*
03/21/2023	**Motion** (8:15 AM) (Judicial Officer: Almase, Heidi) *Plaintiff's Motion to Clarify Orders and Make Additional Orders Regarding Travel of Minor Child* Matter Heard; See all pending journal entry *Matter Heard*
03/21/2023	**Opposition & Countermotion** (8:15 AM) (Judicial Officer: Almase, Heidi) *Defendant's Opposition to Plaintiff's Motion to Clarify Order and Make Additional Orders Regarding Travel of Minor Child and Countermotion for Attorney's Fees* Matter Heard; See all pending journal entry *Matter Heard*
03/21/2023	**All Pending Motions** (8:15 AM) (Judicial Officer: Almase, Heidi) Matter Heard; *Matter Heard*
04/06/2023	**Motion** (11:00 AM) (Judicial Officer: Almase, Heidi) *Defendant's Emergency Motion for Return of the Child, for an Order to Show Cause and for a Referral to the District Attorney for Criminal Charges* Matter Heard; See all pending journal entry *Matter Heard*
04/06/2023	**Order to Show Cause** (11:00 AM) (Judicial Officer: Almase, Heidi) Matter Heard; See all pending journal entry *Matter Heard*
04/06/2023	**Opposition & Countermotion** (11:00 AM) (Judicial Officer: Almase, Heidi) *Plaintiffs Opposition To Defendants Emergency Motion For Return Of The Child, For An Order To Show Cause And For Referral To The District Attorney For Criminal Charges And Countermotion For Award Of Attorneys Fees* Matter Heard; See all pending journal entry *Matter Heard*
04/06/2023	**All Pending Motions** (11:00 AM) (Judicial Officer: Almase, Heidi) **MINUTES** Matter Heard; *Matter Heard*
06/09/2023	**Minute Order** (3:11 PM) (Judicial Officer: Almase, Heidi) Minute Order - No Hearing Held; *Minute Order - No Hearing Held*
06/15/2023	*CANCELED* **Motion** (2:30 PM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *Plaintiffs Motion For An Order To Show Cause, And A Motion For Additional Orders Regarding Talking Parents Application, Travel, Childs Last Name Hyphenation, Changing Minor Childs School, And Attorney s Fees*
06/15/2023	*CANCELED* **Opposition & Countermotion** (2:30 PM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *Defendant's Opposition to Plaintiff's Motion for an Order to Show Cause, and a Motion for Additional Orders Regarding Talking Parents Application, Travel, Childs Last Name Hyphenation, Changing Minors School, and Attorneys Fees, and Defendants Countermotion For A Modification of Custody Awarding Defendant Primary Physical and Sole Legal Custody, Specifically sole possession of the Childs Passport, of The Minor Child and An Award Of Attorneys Fees*
06/15/2023	*CANCELED* **Motion** (2:30 PM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *Defendant's Defendant's Emergency Motion to Enforce*
06/15/2023	*CANCELED* **Opposition & Countermotion** (2:30 PM) (Judicial Officer: Almase, Heidi)

	Vacated - per Order *Plaintiff's Opposition To Countermotion For A Modification Of Custody Awarding Defendant Primary Physical And Sole Legal Custody, Specifically Sole Possession Of The Child's Passport, Of The Minor Child And An Award Of Attorney's Fees*
06/15/2023	*CANCELED* **Opposition & Countermotion** (2:30 PM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *Plaintiff's Opposition to Defendant's Emergency Motion to Enforce and Coutermotion for Order to SHow Cause and Award of Attorney Fees and Costs*
06/15/2023	*CANCELED* **Hearing** (2:30 PM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *Reply to Opposition to Defendant's Emergency Motion to Enforce and Opposition to Countermotion etc*
06/28/2023	*CANCELED* **Status Check** (2:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *re: Order from 03/21/23 Hearing*
06/28/2023	*CANCELED* **Status Check** (2:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *re: Order from 04/06/23 Hearing*
08/03/2023	**Order to Show Cause** (1:30 PM) (Judicial Officer: Almase, Heidi) *re: Special Master/Parenting Coordinator* Matter Heard; *Matter Heard*
08/10/2023	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Attorney or Pro Per* *Plaintiff's Emergency Motion for Reconsideration*
08/30/2023	**Decision** (3:00 AM) (Judicial Officer: Almase, Heidi) *re: Attorney Fees*
08/31/2023	**Evidentiary Hearing** (1:30 PM) (Judicial Officer: Almase, Heidi) *re: order to show cause* **MINUTES** Status Quo Continued; *Status Quo Continued*
09/11/2023	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Plaintiff's Motion To Reconsider This Courts June 21, 2023 Order Granting Defendant An Evidentiary Hearing On His Countermotion To Modify Custody*
09/11/2023	*CANCELED* **Opposition & Countermotion** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Defendant's Opposition to Plaintiff's Countermotion to Reconsider Court's June 21, 2023 Order, and Defendant's Countermotion for an Award of Attorney's Fees*
11/29/2023	*CANCELED* **Status Check** (2:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *re: Order from 08/31/23 Hearing*
11/29/2023	*CANCELED* **Decision** (3:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *re: Attorney Fees and Costs*
03/19/2024	**Non-Jury Trial** (9:00 AM) (Judicial Officer: Almase, Heidi) *NJT - Full Day re: modification of custody and OSC* Matter Heard; *Matter Heard*
04/15/2024	**Minute Order** (8:55 AM) (Judicial Officer: Almase, Heidi) Minute Order - No Hearing Held; *Minute Order - No Hearing Held*
04/15/2024	*CANCELED* **Motion** (9:00 AM) (Judicial Officer: Almase, Heidi) *Vacated*

	Defendant's Motion to Prohibit Defendant's Counsel Being Called as Plaintiff's Witness, for Sanctions, and for Attorney's Fees and Costs
04/15/2024	*CANCELED* **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Plaintiff's Opposition To Defendant's Motion For A Protective Order (Self-Styled Motion To Prohibit) And Related Relief And Countermotion For Sanctions And Attorney's Fees Made Pursuant To EDCR 7.60(b)(1)*
05/29/2024	*CANCELED* **Status Check** (2:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *re: Order from 03/19/24 Hearing*
10/02/2024	*CANCELED* **Show Cause Hearing** (3:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *re: Order from 03/19/24*
10/15/2024	**Non-Jury Trial** (9:00 AM) (Judicial Officer: Almase, Heidi) *NJT Full day (Day 2) CLERK'S NOTE: Pltf 3 binders; Deft 6 binders.* Matter Heard; *Matter Heard*
10/21/2024	*CANCELED* **Motion** (9:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Plaintiff's Motion for Reconsideration*
10/21/2024	*CANCELED* **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Defendant's Opposition to Plaintiff's Motion to Reconsider, and Defendant's Countermotion for an Award of Attorney's Fees*
12/04/2024	*CANCELED* **Decision** (3:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Order* *RE: Decision on award of attorney fees to Deft.*
02/19/2025	**Decision** (3:00 AM) (Judicial Officer: Almase, Heidi) *re: Attorney Fees to Deft*
03/27/2025	**Minute Order** (2:49 PM) (Judicial Officer: Almase, Heidi) Minute Order - No Hearing Held; *Minute Order - No Hearing Held*
04/01/2025	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Plaintiff's Notice of Motion and Motion to Reconsider*
04/01/2025	*CANCELED* **Opposition & Countermotion** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Defendant's Opposition to Plaintiff's Motion to Reconsider, and Defendant's Countermotion for an Award of Attorney's Fees*
04/01/2025	*CANCELED* **Opposition** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Plaintiff s Reply To Defendant s Opposition To Plaintiff s Motion To Reconsider And Plaintiff s Opposition To Defendant s Countermotion For An Award Of Attorney s Fees*
04/09/2025	*CANCELED* **Status Check** (3:00 AM) (Judicial Officer: Almase, Heidi) *Vacated - per Order*
05/14/2025	**Decision** (3:00 AM) (Judicial Officer: Almase, Heidi) *re: Atty Fees and Costs to Deft (from 04/11/25 order)*
08/27/2025	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Plaintiff's Notice Of Motion And Motion For Temporary Sole Medical Decision-Making Authority*
08/27/2025	*CANCELED* **Opposition & Countermotion** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Defendants Opposition To Plaintiffs Motion For Temporary Sole Medical Decision-Making Authority; And Countermotion For A Recalculation Of Child Support And Attorney Fees And Costs. Declaration Of Enrique Ivan Velazuez-Gonzalez.*
10/22/2025	*CANCELED* **Decision** (3:00 AM) (Judicial Officer: Almase, Heidi)

	Vacated *re: Atty Fees and Costs (to Deft from 08/29/25 order)*
10/29/2025	*CANCELED* **Motion** (3:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Notice of Motion and Motion To Withdraw as Attorney of Record for Plaintiff*
01/14/2026	**Motion** (3:00 AM) (Judicial Officer: Almase, Heidi) *Motion for Defendant s Motion to Clarify Winter Break Holiday Provision and for Related Orders*
01/14/2026	**Opposition & Countermotion** (3:00 AM) (Judicial Officer: Almase, Heidi) *Plaintiff s Opposition To Defendant s Motion To Clarify Winter Break Holiday Provision; Countermotion To Revise All Holiday Provisions And To Modify Legal Custody; And Limited Opposition To Defendant s Ost And Request For Hearing*
01/28/2026	*CANCELED* **Motion** (3:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *[578] Plaintiffs Motion To Reconsider Order Denying Plaintiffs Motion For Temporary Sole Medical Decision-Making Authority And Preliminarily Granting Defendants Countermotion*
01/28/2026	*CANCELED* **Opposition & Countermotion** (3:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *[582] Defendants Opposition To Plaintiffs Motion To Reconsider Order Denying Plaintiffs Motion For Temporary Sole Medical Decision-Making Authority And Preliminarily Granting Defendants Countermotion; And Countermotion For Attorney Fees And Costs.*
01/28/2026	*CANCELED* **Opposition** (3:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion to Reconsider and Plaintiff's Opposition to Defendant's Countermotion for an Award of Attorney's Fees*
02/04/2026	*CANCELED* **Motion** (10:00 AM) (Judicial Officer: Almase, Heidi) *Vacated* *Notice Of Motion And Motion To Unseal The Case (Prior Stipulated Sealing)*
02/12/2026	**Minute Order** (9:00 AM) (Judicial Officer: Almase, Heidi) Minute Order - No Hearing Held; *Minute Order - No Hearing Held*
	SERVICE
08/20/2018	**Summons** Velazquez-Gonzalez, Enrique Ivan Served: 08/23/2018

DATE	FINANCIAL INFORMATION	
	Counter Claimant Velazquez-Gonzalez, Enrique Ivan	
	Total Charges	395.00
	Total Payments and Credits	395.00
	Balance Due as of 3/10/2026	**0.00**
	Counter Defendant Dace, Luba	
	Total Charges	1,684.00
	Total Payments and Credits	1,684.00
	Balance Due as of 3/10/2026	**0.00**
	Counter Defendant Dace, Luba	
	Trust Deposit Balance as of 3/10/2026	**0.00**

Electronically Filed
02/17/2026 11:38 AM
CLERK OF THE COURT

ORDR

DISTRICT COURT
CLARK COUNTY, NEVADA

LUBA DACE, Plaintiff, vs. ENRIQUE IVAN VELZQUEZ-GONZALEZ, Defendant.	Case No: D-18-575860-D Dept. No: X

ORDER DENYING PLAINTIFF'S SEPTEMBER 16, 2025 MOTION TO RECONSIDER ORDER DENYING PLAINTIFF'S MOTION FOR TEMPORARY SOLE MEDICAL DECISION-MAKING AUTHORITY ET AL. [578];
AND
DENYING DEFENDANT'S SEPTEMBER 30, 2025 COUNTERMOTION [582];
AND
GRANTING *IN PART* DEFENDANT'S NOVEMBER 15, 2025 MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION AND RELATED ORDERS [593];
AND
DENYING PLAINTIFF'S NOVEMBER 28, 2025 COUNTERMOTION [602];
AND
VACATING THE JANUARY 14, 2026 AND JANUARY 28, 2026 HEARINGS

This matter was scheduled for January 28, 2026 (Chambers/ NO appearances) hearing on Plaintiff Luba (Luba) Dace's September 16, 2025 Motion to Reconsider Order Denying Plaintiff's Motion for Temporary Sole Medical Decision-Making Authority [578]; Defendant Enrique (Enrique) Velazquez-Gonzalez's September 30, 2025 Opposition and Countermotion for Attorney Fees and Costs [582]; and Luba's October 14, 2025 Reply [583].

This matter was further scheduled for January 14, 2026 hearing (Chambers/ NO appearances) hearing on Enrique's November 15, 2025 Motion to Clarify Winter Break Holiday

Provision and for Related Orders [593]; Luba's November 28, 2025 Opposition and Countermotion [602]; and Enrique's December 7, 2025 Reply [607].

Both parties represent themselves in proper person. However, Enrique was represented by his attorney of record, Amanda Roberts, in this in his September 30, 2025 Opposition and Countermotion.

This Court exercises authority granted it pursuant to NRCP 1 and EDCR 1.10 which provide district court dockets shall be administered to secure speedy, efficient and inexpensive determinations in every action. Accordingly, this written order RESOLVES and VACATES the Chamber matters scheduled for January 14, 2026 and January 28, 2026.

Procedural History

This is a post-judgment divorce proceeding involving one (1) minor child: [redacted] Gonzalez, born [redacted] (9 years old). The parties currently share JOINT LEGAL CUSTODY.[1] Enrique was awarded PRIMARY PHYSICAL CUSTODY with Luba's regular visitation the first, second, fourth, and fifth weekends of each month from Friday after school or, 3:00 PM if no school, to Monday to school or, 9:00 AM if no school.[2] The parties stipulated to split Winter Break into two parts with the first part from the last day of school to December 26 at 12:00 PM and the second part from December 26 at 12:00 PM to the first Wednesday in January, the normal exchange day beginning 2022.[3] The parties further agreed, beginning 2022,

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[1] See Stipulated Decree of Divorce at Exhibit 1, pp.8-9, Articles 9.1, 9.2, and 9.3 (Marital Settlement Agreement) (filed December 8, 2021).

[2] See Findings of Fact, Conclusions of Law, and Orders (Post-Judgment) at p.37, ll.7-13 (filed January 2, 2025).

[3] See Stipulated Decree of Divorce at p.11-12, Article 9.4.7.

the parent having the child for the day of school before the Winter break would have the first segment of Winter Break; the other parent would have the second segment.[4] The parties stipulated Luba have Zoom video calls with the child during Enrique's custody time, including holiday and vacation, each Monday and Friday at 7:15 PM.[5]

Luba's child support obligation was ordered $301 per month effective January 1, 2025 based on her gross monthly income of $1,851.46.[6] Enrique was granted leave to claim the child for federal tax purposes each year beginning 2025.[7]

The Court declined Enrique's request to refer this matter for prosecution for parental abduction.[8] The Court found Luba in contempt and sanctioned her $500 for each of the two (2) counts for a total of $1,000 with a purge clause providing that, if Luba strictly abided by the vacation orders and joint legal custody orders for a period of twelve (12) months, the Court would purge the $1,000 sanction.[9]

On January 21, 2025, Luba requested the Court reconsider several findings and orders related to the January 2, 2025 order modifying physical custody, child support, contempt, and

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[4] Id.

[5] Id. at p.13, Article 9.6.

[6] See Findings of Fact, Conclusions of Law, and Orders (Post-Judgment) at p. 32, ll.3-6 (GMI calculation) and p.37, ll.17-18 (filed January 2, 2025).

[7] Id. at p.37, ll.19-20.

[8] Id. at p.37, ll.22-23.

[9] Id. at p.38, ll.7-14.

attorney fees, all of which were denied.[10]

On April 24, 2025, Luba filed a Notice of Appeal related to the January 2, 2025 Findings of Fact, Conclusions of Law and Order and April 11, 2025 Order Denying Plaintiff's January 21, 2025 Motion for Reconsideration and Granting Defendant's January 30, 2025 Countermotion et al. The matter is currently pending before the Nevada Supreme Court: Gonzalez v. Velazquez-Gonzalez, case number 90570.

On July 9, 2025 Luba, through counsel, filed a motion for an award of temporary sole legal custody for medical decision-making pursuant to *Rivero v. Rivero*[11] and *Wallace v. Wallace.*[12] Enrique timely opposed Luba's request on the basis she did not meet the *Kelley v. Kelley*[13] standard and asked the Court to defer ruling on the child's orthodontics until November, 2025 to allow the child to grow. After analysis pursuant *Myers v. Haskins*[14] and *Kelley v. Kelley*[15], the Court denied Luba's motion to modify temporary legal custody and request to set an evidentiary hearing on the basis she failed to establish adequate cause.[16] The

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[10] See April 11, 2025 Order Denying Plaintiff's January 21, 2025 Motion for Reconsideration and Granting Defendant's January 30, 2025 Countermotion et al. at p.21, ll. 11 (filed April 11, 2025).

[11] *Rivero v. Rivero*, 125 Nev. 410, 216 P.3d 213 (2009).

[12] *Wallace v. Wallace*, 112 Nev. 1015, 922 P.2d 541 (1996).

[13] *Kelley v. Kelley*, 139 Nev. 359, 366, 535 P.3d 1147, 1154 (2023).

[14] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[15] *Kelley v. Kelley*, 139 Nev. 359, 366, 535 P.3d 1147, 1154 (2023).

[16] See Order Denying Plaintiff's July 9, 2025 Motion for Temporary Sole Medical Decision-Making Authority et al. at p.7, ll.8- p.8, ll.1 (filed August 29, 2025).

Court further denied Luba's request to modify temporary legal custody to award her sole legal custody for the purpose of sole medical decision-making authority due to her failure to establish a *prima facie* case pursuant to *Kelley v. Kelley*.[17] Enrique's request to modify child support was granted upon a showing Luba's gross monthly income (GMI) increased more than twenty percent (20%), ordering Luba's child support obligation at $358 per month effective August 1, 2025.[18] Enrique was preliminarily awarded attorney fees upon the Court finding Luba's motion lacked legal points and authorities and significantly misstated the evidence and urgency of the matter.[19]

STANDARD OF REVIEW: TIMELINESS OF MOTION FOR RECONSIDERATION

On September 16, 2025, Luba filed her Motion for Reconsideration fourteen (14) days from service of the September 2, 2025 Notice of Entry of Order Denying Plaintiff's July 9, 2025 Motion for Temporary Sole Medical Decision-Making Authority et al. EDCR 5.516(a) requires a motion for reconsideration be filed "within 14 calendar days after service of notice of entry of order". In this case, the Court FINDS Luba timely filed her September 16, 2025 Motion for Reconsideration.

STANDARD OF REVIEW: SUBSTANTIVE MERITS

Motions for reconsideration are not procedural vehicles to express discontent or to obtain a 'second bite at the apple'. Though, often without consideration for the standard of review for which motions for reconsideration are based, such motions are, with increasing

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[17] Id. at p.11, ll.5-7.

[18] Id at p.16, ll.18-20.

[19] Id. at p.15, ll.8-20.

frequency, filed.

Motions for reconsideration must request a substantive alteration of a judgment and "not merely the correction of a clerical error, or relief of a type wholly collateral to the judgment," and may include newly discovered or previously unavailable evidence.[20] "A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[21] The Nevada Supreme Court has concluded a decision is "clearly erroneous" where: 1) there exist material errors in the proceedings or a mistake in law; 2) the judicial order is unsupported by any substantial evidence; or 3) the judicial order is against the clear weight of evidence.[22] In addition, *United States v. United States Gypsum Co.*,[23] states: "A finding is 'clearly erroneous' when although there is evidence to support it, the reviewing court on the entire evidence is left with the definite and firm conviction that a mistake has been committed."

To meet the "substantially different evidence" prong, it is insufficient to merely raise additional facts or law; rather, the new facts or law must "support[ ] a ruling contrary to the

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[20] See *AA Primo Builders, LLC v. Washington*, 126 Nev. 578, 585-89, 245 P.3d 1190, 1195-97 (2010) and *Saticoy Bay, LLC, Series 34 Innisbrook v. Thornburg Mortgage Securities Trust 2007-3*, 138 Nev. 335, 343-44, 510 P.3d 139, 146 (2022).

[21] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997); see also *Moore v. City of Las Vegas*, 92 Nev. 402, 405, 551 P.2d 244, 246 (1976)("Only in very instances in which new issues of fact or law are raised supporting a ruling contrary to the ruling already reached should a motion for rehearing be granted.").

[22] *Russell v. Thompson*, 96 Nev. 830, 834, 619 P.2d 537, 539 (1980). See also 9 Wright and Miller, *Federal Practice and Procedures*; Civil Sec. 2605, and cases cited therein.

[23] 333 U.S. 364, 395, 68 S.Ct. 525, 542 (1948).

ruling already reached."[24] To meet the "clearly erroneous" prong, the district court must be "left with [a] definite and firm conviction that a mistake has been committed."[25]

ARGUMENT

In her motion for reconsideration, Luba requested the Court reconsider and vacate the August 29, 2025 order on the basis the Court applied the wrong legal standard in denying Luba's request for temporary sole medical decision-making authority. Luba alleged the Court is biased against her by ruling in Enrique's favor. Luba requested Court grant her initial requests and set the matter for evidentiary hearing. Luba further requested the Court reconsider the child support modification on the basis the Court did not consider Luba's income is variable nor did the Court consider Enrique's wife's income in the calculation. Luba also requested the new relief by requesting Enrique submit his wife's paystubs and proof of Enrique's insurance premium contributions.

In his opposition, Enrique first opposed reconsideration, arguing Luba argued her request for legal custody pursuant to *Rivero v. Rivero*[26], never addressing the *Kelley v. Kelley* factors. The Court, however, made an analysis pursuant to *Kelley* and denied Luba's request on the merits. Enrique also opposed Luba's statement the Court had to consider all of the best interest factors pursuant to NRS 125C.0035(4) because the factors set forth in *Kelley* are the relevant factors to Luba's request for temporary sole legal decision-making. Enrique opposed

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[24] *Moore v. City of Las Vegas*, 92 Nev. 402, 405, 551 P.2d 244, 246 (1976).

[25] *Unionamerica Mortg. & Equity Tr. v. McDonald*, 97 Nev. 210, 211-12, 626 P.2d 1272, 1273 (1981) (quoting United States v. Gypsum Co., 333 U.S. 364, 395 (1948)).

[26] 125 Nev. 410, 430, 216 P.3d 213, 227 (2009).

Luba's request to enforce the communication provisions of the Decree of Divorce. Enrique additionally opposed Luba's request to consider his income in calculating child support, as Enrique is the primary custodial parent. Enrique further opposed Luba's request to use her hourly wage and hours she says she works rather than her paystubs to calculate her GMI. Enrique requested attorney fees pursuant to NRS 125C.250 due to Luba's refusal to withdraw her motion.

In her Reply, Luba reiterated her arguments. Luba stated she does not intend for her statements claiming the Court is biased against her to be construed as a motion for disqualification or recusal. Luba clarified she made her allegations the Court is biased against her or appears to be biased against her solely as one basis for reconsideration under NRCP 59(e) to demonstrate clear error or manifest injustice.[27]

ANALYSIS AND ORDER

1. Luba's Request for Reconsideration: Misapplied Legal Standard

Luba requested reconsideration of the denial of temporary sole legal custody on the basis the Court did not apply the *Kelley* standard. Luba stated the Court denied her request according to *Rooney v. Rooney*[28] and *Myers v. Haskins*[29] by requiring her to demonstrate a substantial change of circumstances and best interest of the child as though she sought to modify custody. Luba stated the misapplication of the law to a higher standard is an abuse of discretion warranting reconsideration or an evidentiary hearing to apply the *Kelley* factors.

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[27] See Plaintiff's Reply to Defendant's Opposition et al. at p.8, ll.5-8 (filed October 14, 2025).

[28] 109 Nev. 540, 542, 853 P.2d 123, 124 (1993).

[29] 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

In his Opposition, Enrique opposed Luba's request on the basis Luba argued her request for legal custody pursuant to *Rivero v. Rivero*[30], never addressing the *Kelley* factors. The Court, however, made an analysis pursuant to *Kelley* and denied Luba's request on the merits. Enrique also opposed Luba's statement the Court had to consider all of the best interest factors pursuant to NRS 125C.0035(4) because the factors set forth in *Kelley* are the relevant factors to Luba's request for temporary sole legal decision-making.

In her Reply, Luba stated she "framed the dispute under *Kelley* from the outset; [t]he motion specifically cited *Kelley* and the non-exhaustive factors the DISTRICT COURT must weigh…."[31]

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[32] The Court FINDS, in her thirteen-page July 9, 2025 motion,[33] Luba requested temporary modification of legal custody, which had no references to *Kelley* and did not address the Kelley factors in any manner. The time for Luba to first address and analyze the *Kelley* factors was in her initial

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[30] 125 Nev. 410, 430, 216 P.3d 213, 227 (2009).

[31] See Plaintiff's Reply to Defendant's Opposition et al. at p.9, ll.4-8.

[32] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[33] The Court FINDS Luba referenced the *Kelley* decision in her Reply at p.5, ll.6-7 and fn.5 (citation)(filed August 14, 2025)(stating, without any analyses of the factors, "All factors in *Kelley v. Kelley* favor for the minor child to have two baby teeth extracted without further delay."). The nominal citation and conclusory statement appear in reference to Enrique's analyses of the *Kelley* factors in his July 31, 2025 Opposition. See Enrique's Opposition at pp.9-11 (filed July 31, 2025).

motion, not in a motion for reconsideration. The Court FURTHER FINDS the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. contains specific findings pursuant on each of the *Kelley* factors, which is the best interest of the child analysis.[34] The FINDS Luba's request for temporary sole legal custody pursuant solely to the *Kelley* factors was denied due to her failure to establish a *prima facie* case.[35] The Court further found Luba failed to establish adequate cause to set an evidentiary hearing for modification of temporary legal custody by establishing a substantial change of circumstances affecting the welfare of the child or that modification was in the child's best interest.[36]

Therefore, the Court FINDS Luba failed demonstrate findings are clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

The Court FINDS Luba did not demonstrate she discovered new facts or law that would support a ruling contrary to the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al.. The Court further FINDS Luba did not provide newly discovered evidence to support her request for reconsideration.[37] The Court also FINDS Luba failed to demonstrate the August 29,

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[34] See Order Denying Plaintiff's July 9, 2025 Motion et al. at p.8, ll.15 – p.11, ll.3 (filed August 29, 2025).

[35] Id. at p.11, 5-7.

[36] Id. at p.7, ll.8 – p.8, ll.1.

[37] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

2. Luba's Request for Reconsideration for Modification of Custody: Preventive Treatment

Luba requested reconsideration of the Court's order on the basis she believed the July 28, 2025 email from her preferred orthodontic provider, Dr. Dougherty, was material evidence the Court did not properly consider. Enrique opposed Luba's request for reconsideration. Luba reiterated her argument in her Reply.

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[38] The Court FINDS the Court specifically considered Dr. Dougherty's July 28, 2025 letter.[39] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

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[38] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[39] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9, ll.1-3 (filed August 29, 2025).

3. Luba's Request for Reconsideration for Modification of Custody: Mischaracterization of Preventive Treatment

Next, Luba requested reconsideration of this Court's order on the basis the Court did not give preventive orthodontic treatment the same weight as necessary treatment. Enrique opposed Luba's request for reconsideration. Luba did not address this issue in her Reply.

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[40] The Court FINDS there is a specific finding neither party provided evidence of risks involved with medically treating the child.[41] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

4. Luba's Request for Reconsideration of Modification of Custody: Best Interest Findings

Luba requested reconsideration of the Court's order on the basis the Court did not make specific findings regarding whether delaying treatment posed risk of harm to the child's dental health Enrique opposed Luba's request for reconsideration. Luba generally addressed this issue in her Reply.

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[40] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[41] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.10 ll.22-27 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[42] The Court FINDS the Court specifically FOUND Luba did not demonstrate the child suffered harm if she did not receive immediate orthodontic treatment as recommended, and Luba did not demonstrate a substantial likelihood of serious harm if the parties wait and monitor the child's oral development with a re-evaluation.[43] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

5. Luba's Request for Reconsideration of Modification of Custody: Misstatement Regarding In-Network Appointment

Luba requested reconsideration of order on the basis the Court erroneously credited Enrique with being prudent in pursuing in-network treatment and faulting Luba for being uncooperative. Enrique opposed Luba's request for reconsideration. Luba generally reargued her position in her Reply.

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[42] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[43] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9 ll.5-10 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[44] The Court FINDS it considered Luba's request for Dr. Dougherty's out-of-network cost of $8,000, Enrique's request for not one but two lower cost in-network treatment providers as a means to resolve the issue between the parties[45]. Therefore, the Court FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

6. Luba's Request for Reconsideration of Modification of Custody: Judicial Bias and Constitutional Rights Violations

Luba requested reconsideration of the Court's order on the basis there is a pattern or appearance of judicial bias against her in this case that create constitutional and due process concerns. Enrique opposed Luba's request on the basis a request for a ruling on judicial bias and impartiality must be raised in the district court pursuant to NRS 1.234(1) with a request for disqualification and noting Luba had not followed the statutory requirements.

In her Reply, Luba clarified she did not raise this issue for the purpose of disqualification or recusal of the Court, but rather to demonstrate the Court is biased against her or appears to be biased against her solely as one basis for reconsideration under NRCP 59(e) to

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[44] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[45] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9 ll.10-17 (filed August 29, 2025).

demonstrate clear error or manifest injustice.[46]

To that end, Luba alleged the Court showed bias against her in the July 11, 2025 Order Denying Order Shortening Time by stating it "appears Luba may have once again unilaterally made a medical or dental appointment without adequate consultation."[47] Luba stated the Court showed bias when it gave weight and credibility to selected parts of Enrique's exhibits but dismissed or failed to address material parts of hers. Luba asserted the Court showed bias by holding her to the *Rooney* and *Myer* standards to modify custody while Enrique was credited with an unstated lower threshold. Luba contended the Court demonstrated bias against her by emphasizing Enrique's concerns about the costs of out-of-network coverage over the child's dental needs. Luba also alleged the Court showed bias against her by finding: "based on the parties' Talking Parents communications, it appears Luba has been more communicative and Enrique has been more actively engaged than in the past, which is a positive co-parenting step,"[48] because the finding mischaracterizes the record.

The allegation of bias is serious and this Court does not take it lightly. The Court denies any bias or prejudice for or against either party. If Luba believes the Court is biased against her, the appropriate action is to file an Affidavit for Disqualification pursuant to NRS 1.234(1) and allow her request to be heard by the Chief Judge of the Eighth Judicial District Court.

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[46] See Plaintiff's Reply to Defendant's Opposition et al. at p.8, ll.5-8 (filed October 14, 2025).

[47] See Plaintiff's Motion to Reconsider at p.7, ll.9-12, citing Order Denying Movant's Ex Parte Request for Order [at p.2, ll.7-8] (filed July 11, 2025) [557].

[48] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.7 ll.14-17 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[49] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

7. Luba's Request for Reconsideration: Modification of Child Support

Last, Luba requested reconsideration of the Court's order modifying child support on the basis the Court miscalculated her GMI; to wit: if the Court would consider Luba's hourly wage as while as stated hours worked while also failing to consider Enrique's wife's income as a factor. Enrique opposed Luba's request on the basis the Court's calculation of Luba's GMI was accurate based on Luba's paystubs.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

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[49] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[50]

The Court FINDS Luba did not demonstrate a legal basis to demonstrate her paystubs do not show her accurate GMI. The Court FINDS Luba did not provide a legal basis to demonstrate the income of Enrique's wife is relevant to Luba's, the obligor's, child support calculation.

The Court further FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

Luba's Request for Enrique to Produce Verification of Insurance Premium Contributions

In her motion for reconsideration, Luba requested new relief: that Enrique provide verification of health insurance premium contributions. Enrique did not oppose this request.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

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[50] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba has the initial burden to demonstrate Enrique a periodic payment as ordered by moving for relief and filing a schedule of arrears pursuant to EDCR 5.508. The Court FINDS Luba has not filed a request for arrears or enforcement nor has she filed a schedule of arrears. Accordingly, the Court DENIES Luba's request for findings related to health insurance premium contributions. However, nothing in this Court's order precludes the parties from exchanging this information pursuant to this Court's order for the parties to share joint legal custody.

Luba's Request for Enrique to Produce His Wife's Paystubs

Also in her motion for reconsideration, Luba requested an additional form of new relief: that Enrique produce his wife's recent six (6) months of paystubs. Enrique opposed Luba's request on the basis his wife's income is not relevant to Luba's child support calculation. In her Reply, Luba asserted it is relevant to Enrique's claim he is in financial hardship.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba did not provide evidence to support her request for this findings or a basis to demonstrate why the finding is relevant to a specific order, i.e., for Enrique to have primary physical custody rendering Luba the sole obligor for child support purposes. Accordingly, the Court DENIES

Luba's request for Enrique to produce his wife's pay stubs.

Luba's Request for Findings Related to Health Insurance

In her Reply, Luba requested also requested new relief: that the Court make findings related to health insurance coverage for the child. Enrique did address Luba's new request for relief.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba did not provide evidence to support her request for this findings or a basis to demonstrate why the finding is relevant to a specific order. Accordingly, the Court DENIES Luba's request for findings related to health insurance coverage for the child.

Enrique's Countermotion for Award for Attorney Fees and Costs

Enrique requested Luba pay his attorney fees pursuant to NRS 125C.250. Luba opposed Enrique's request.

All motions and oppositions involving payment of money by a party must be supported by a Financial Disclosure Form (FDF) or an assertion in the motion or opposition there is no material change to the FDF filed within the prior 6 months.[51] Failure to file a timely, complete,

and accurate supporting FDF may be construed as an admission the positions asserted are not meritorious and grounds for adverse rulings and basis for sanctions pursuant to EDCR 5.507(g).

Notwithstanding the Court's denial of Luba's requests for reconsideration and the fact award for attorney fees and costs would be warranted, the Court FINDS Enrique did not file a FDF in support of his request. The Court FINDS the last FDF Enrique filed in this case was on August 1, 2025 [565] and there was no statement in his countermotion there were no material changes to that FDF. Accordingly, the Court DENIES Enrique's request for attorney fees as legally deficient pursuant to EDCR 5.507(g).

Enrique's Request to Clarify Winter Break Holiday Provision and Luba's Countermotion

In his November 15, 2025 motion, Enrique requested to clarify the Winter Break holiday provision pursuant to NRCP 60(a) on the basis the current custody orders make the current order confusing or unworkable. Enrique stated the *Court* intended for the break be split into two segments and for the child to return to the parent consistent with the normal exchange schedule at the end of the break. Enrique asserted the current Winter Break order concludes on the first Wednesday in January, the normal exchange day even though the normal weekly exchange day is now Monday. Enrique contended the current language creates confusion and conflict over the start and end dates. However, Enrique opposed changing current period rotation despite Luba having the past three (3) consecutive Christmases because he would receive more consecutive Christmases.

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[51] See EDCR 5.507(d) and EDCR 5.507(f)

At great length, Luba opposed Enrique's request to modify the Winter Break schedule on the basis there is no clerical error in the current Winter Break order warranting correcting pursuant to NRCP 60(a). Luba asserted Enrique's request was also barred by collateral estoppel because his to modify the schedule at the October 14, 2024 hearing was verbally denied. Finally, Luba argued Enrique did not demonstrate a substantial change of circumstances affecting the welfare of the child and the modification is in the child's best interest to permit modification of any visitation.

However, in her Countermotion, Luba requested the Court revise and clarify the entire holiday and vacation schedule, agreeing the current present schedule causes recurring disputes because it is insufficiently clear. Luba stated the current Winter Break schedule is inherently unfair to Enrique because it guarantees he will never have Christmas Day with the child, which is not what the parties intended when they entered the agreement. Luba asserted she will agree to the Department X Standard Holiday or her proposed schedule (at her exhibit 8) because they are the most fair and clear holiday and vacation schedules in her opinion.

In his Reply, Enrique reiterated he only wished to modify the termination of the Winter Break to end on a Monday in January when school resumes.

> "Parties in family law matters are free to contract regarding child custody and such agreements are generally "enforceable if they are not unconscionable, illegal, or in violation of public policy." *Rivero,* 125 Nev. at 429, 216 P.3d at 227. Indeed, even beyond the idea that parents are free to enter into such agreements, the Nevada Supreme Court has gone further and explained that public policy favors parenting agreements. *See Bluestein,* 131 Nev. at ——, 345 P.3d at 1047; *see also St. Mary v. Damon,* 129 Nev. ——, ——, 309 P.3d 1027, 1035–36 (2013) (recognizing a presumption "that fit parents act in the best interest of their children" and that public policy favors those parents entering into custody agreements). Thus, parents are encouraged to reach such agreements, and the court "will generally recognize the preclusive effect of such agreements if they are deemed final." *See Rennels v. Rennels,* 127 Nev. 564, 569, 257 P.3d 396, 399 (2011). Moreover, when parties enter into a parenting agreement, the terms of that agreement will control unless and until a party moves to modify those terms. *Rivero,* 125 Nev. at 429, 216 P.3d at 226; *see also Harrison v. Harrison,* 132

Nev. ——, ——, 376 P.3d 173, —— (2016) (explaining that the appellate court will not rewrite a contract to include terms not agreed to by the parties)."[52]

The Court FINDS Enrique's proposed Winter Break schedule stated: Winter Break will have two (2) segments. The first begins the day after school releases and ends December 26 at noon; the second begins December 26 at noon and ends at 9:00 AM on the first regular school day after Winter Break ends.

The Court FINDS Luba's proposed Winter Break schedule stated: Winter Break will have two (2) segments. The first segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break.

The Court FINDS the parties AGREE on the terms defining Winter Break and modifying the same. The Court FINDS the parties agree the current schedule is confusing regarding start and end dates. The Court FINDS that it is in the best interest of the child to reduce conflict between the parties by providing alternating years that prevent either party from monopolizing one period. To that end, the Court FINDS it is in the best interest of the child for the parties to alternate periods each year pursuant to the Department X Standard Holiday Schedule.

Accordingly, based on the foregoing, the Court GRANTS the STIPULATION of the parties and ORDERS Winter Break SHALL be modified as follows: The Winter Break holiday period will be divided into two segments based on the school calendar. Specifically, the first

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[52] *Mizrachi v. Mizrachi*, 132 Nev. 666, 671, 385 P.3d 982, 985–86 (Nev. App. 2016)(internal footnotes omitted).

segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break. The regular timeshare SHALL immediately begin when school resumes on the first day after Winter Break.

	Even Year	ODD YEAR
First Segment/Christmas	DAD	MOM
Second Segment/New Year's	MOM	DAD

Luba's Request to Modify All Holiday and Vacation Orders

Luba requested to modify all holiday and vacation orders. Luba stated the current holiday and vacation schedule awards Enrique most of the holidays by default, which is unfair. Likewise, the way the Winter Break schedule is drafted resulted in Luba receiving the past three (3) Christmases in a row, which is unfair to Enrique. Luba stated she wants a balanced and fair schedule that does not result in either parent receiving the same major holiday each year.

Enrique opposed Luba's proposed holiday schedule on the basis it narrows his holiday time with the child, particularly over Father's Day weekend, by including Juneteenth. Enrique also opposed Luba's proposals for three-day weekends, combining Easter and Spring Break, and Summer Vacation language.

In order to modify visitation, the movant is required to set forth a substantial change of circumstances affecting the child's welfare and in the child's best interest.[53] Further, the movant is required to demonstrate adequate cause for an evidentiary hearing on the request to

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[53] See *Romano v. Romano*, 138 Nev. 1, 2, 501 P.3d 980, 983 (2022).

modify custody.[54] In *Myers v. Haskins*, the Nevada Court of Appeals concluded as follows:

> "[W]hen a district court seeks to determine if the movant has demonstrated a prima facie case for modification under Rooney, it must generally consider only the properly alleged fact in the movant's verified pleadings, affidavits, or declarations. It must not consider the alleged facts or offers of proof the nonmovant provides.
>
> "Despite this general rule, we also announce an exception. We hold that a district court may look to the nonmovant's evidentiary support when it "conclusively establishes" the falsity of the movant's allegations. The rules we announce today will help align current practice with *Rooney*'s central purposes: discouraging challenges to temporary custody orders and preventing repeated and insubstantial motions to modify custody."[55]

A district court's order must be supported with specific findings which tie the child's best interest to the ultimate custody determination.[56] This Court further has authority to modify temporary orders in the best interest of the child.[57] In evaluating whether an evidentiary hearing is warranted on a motion to modify custody, the district court may not consider the moving parties' factual allegations and exhibits unless they are "supported by verified pleadings, declarations, or affidavits."[58]

The Court FINDS Luba, the moving party, did not allege or demonstrate a substantial change of circumstances affecting the welfare of the child. As has been widely documented

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[54] See *Rooney v. Rooney*, 109 Nev. 540, 542-3, 853 P.2d 123, 124-25 (1993).

[55] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[56] *Arcella v. Arcella*, 133 Nev. at 872, 407 P.3d at 346 (citing *Sims*, 109 Nev. at 1148, 865 P.2d at 330; *Rivero v. Rivero*, 125 Nev. 410, 430, 216 P.3d 213, 227 (2009); and *Davis v. Ewalefo*, 131 Nev. 445, 352 P.3d 1139, 1143 (2015)).

[57] See NRS 125C.0045(1)(a)(during the pendency of an action, at the final hearing or at any time thereafter during the minority of the child, a court may make sure order for the custody, care, education, maintenance and support of the minor child as appear in his/her best interest).

[58] *Myers v. Haskins*, 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

throughout the history of this case, the parties have a long history of disagreeing over holiday visitation. Luba does not claim, and the Court does not find, the current disagreements are significantly different from the parties' prior disagreements related holiday and vacation schedule . The Court FINDS Luba did not allege or demonstrate modification is the child's best interest. Because Luba did not make any allegations regarding a substantial change of circumstances or the child's best interest, the Court FINDS Luba failed to establish a *prima facie* case to modify legal custody and adequate cause for an evidentiary hearing.

Accordingly, the Court DENIES Luba's request to modify all holiday and vacation orders; only the Winter Break provision SHALL BE MODIFIED as ordered above pursuant to the STIPULATION of the parties.

Luba's Request to Modify Legal Custody Medical Decision-Making Authority

Luba requested sole legal custody for the purpose of medical and dental decision-making. Luba stated the substantial change of circumstances since the last order is the child was diagnosed with two (2) deep cavities and gingivitis for which she had scheduled dental appointments, but Enrique disagreed with the timing and providers, causing the child's treatment to be delayed. Luba alleged Enrique also refuses to cooperate with obtaining timely covered dental and orthodontic appointments despite Luba's good-faith scheduling efforts.[59] Luba also asserted Enrique demanded Luba obtain his written permission to attend school events and refuses to allow her to have extra video visitation with the child.

In particular, Luba argued the child has two deep cavities and a mouth full of gingivitis that requires prompt treatment. Luba stated she acted promptly to notify Enrique of the cavities

and the child's November 21, 2025 scheduled appointment, reasonably, and in accordance with provider and insurance constraints. Luba stated Enrique's obstruction and insistence on excluding her from the child's treatment resulted in the child not receiving treatment for the cavities and gingivitis from November 7, 2025 until at least early December 2025, and there is a risk of further delay in treatment.[60] Luba alleged Enrique made false allegations about her conduct at medical appointments to justify excluding her from future appointments. Luba stated Enrique demanded Luba obtain his written permission to attend school events, which demonstrates joint legal custody is unworkable and not in the child's best interest.[61]

Enrique opposed Luba's request. Enrique stated the child really had six (6) cavities, not two (2), and mild gingivitis. Enrique asserted Luba had not informed him the child had four (4) prior cavities until Luba disclosed the additional two (2) cavities on November 7, 2025. Enrique argued he requested Luba schedule the child's dental appointments on her own time, and he would schedule the child's dental appointments on his own time, so they could each attend separately and without the other's interference.[62] Enrique alleged Luba booked the child at four (4) different dental offices over six (6) months, scheduling overlapping appointments and duplicative care including x-rays, including with providers who were not covered by Culinary dental insurance.[63] Enrique stated he scheduled the child with Adventure Smiles, who

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[60] Id. at p.035-047.

[61] Id. at p.074, November 7, 2025 7:28:31 PM message.

[62] See Defendant's December 7, 2025 Exhibit Appendix at Exhibit 6, p.7 of 880, November 8, 2025 7:19:03 PM message.

[63] Id. at Exhibit 6, p.

accepted Culinary insurance and the child's current x-rays. Enrique asserted the child had all six (6) cavities filled and her regular dental cleaning performed on December 3, 3025 at Adventure Smiles.[64] Enrique stated Luba caused the delay, which was neither medically nor financially logical.

In order to modify visitation, the movant is required to set forth a substantial change of circumstances affecting the child's welfare and in the child's best interest.[65] Further, the movant is required to demonstrate adequate cause for an evidentiary hearing on the request to modify custody.[66] In *Myers v. Haskins*, the Nevada Court of Appeals concluded as follows:

> "[W]hen a district court seeks to determine if the movant has demonstrated a prima facie case for modification under Rooney, it must generally consider only the properly alleged fact in the movant's verified pleadings, affidavits, or declarations. It must not consider the alleged facts or offers of proof the nonmovant provides.
>
> "Despite this general rule, we also announce an exception. We hold that a district court may look to the nonmovant's evidentiary support when it "conclusively establishes" the falsity of the movant's allegations. The rules we announce today will help align current practice with *Rooney*'s central purposes: discouraging challenges to temporary custody orders and preventing repeated and insubstantial motions to modify custody."[67]

A district court's order must be supported with specific findings which tie the child's best interest to the ultimate custody determination.[68] This Court further has authority to modify

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[64] Id. at Exhibit 8, Proposed Treatment Plan, Adventure Smiles.

[65] See *Romano v. Romano*, 138 Nev. 1, 2, 501 P.3d 980, 983 (2022).

[66] See *Rooney v. Rooney*, 109 Nev. 540, 542-3, 853 P.2d 123, 124-25 (1993).

[67] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[68] *Arcella v. Arcella*, 133 Nev. at 872, 407 P.3d at 346 (citing *Sims*, 109 Nev. at 1148, 865 P.2d at 330; *Rivero v. Rivero*, 125 Nev. 410, 430, 216 P.3d 213, 227 (2009); and *Davis v. Ewalefo*, 131 Nev. 445, 352 P.3d 1139, 1143 (2015)).

temporary orders in the best interest of the child.[69] In evaluating whether an evidentiary hearing is warranted on a motion to modify custody, the district court may not consider the moving parties' factual allegations and exhibits unless they are "supported by verified pleadings, declarations, or affidavits."[70]

When parents with court-ordered joint legal custody of a minor child disagree on medical decisions regarding that child, the district court breaks the tie by determining which course of action is in the best interest of the child. "In determining which medical decision is in the child's best interest, the district court should consider (1) the seriousness of the harm the child is suffering or the substantial likelihood that the child will suffer serious harm; (2) the evaluation or recommendation by a medical professional; (3) the risks involved in medically treating the child; and (4) if the child is of a sufficient age and capacity to form an intelligent preference, the expressed preference of the child."[71] The Court emphasized the medical professional's opinion is not conclusive, but rather must be considered in the context of the individual circumstances of each case.[72]

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[69] See NRS 125C.0045(1)(a)(during the pendency of an action, at the final hearing or at any time thereafter during the minority of the child, a court may make sure order for the custody, care, education, maintenance and support of the minor child as appear in his/her best interest).

[70] *Myers v. Haskins*, 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

[71] *Kelley v. Kelley*,

[72] *Id*.

1. **The seriousness of the harm the child is suffering or the substantial likelihood that the child will suffer serious harm.**

The Court FINDS the child received the necessary dental work required in what appears to be a reasonably timely manner. The Court FINDS neither party provided evidence the child is suffering or substantial likelihood the child will suffer serious harm. The Court FINDS this factor does not favor either party.

2. **The evaluation or recommendation by a medical professional.**

The Court FINDS neither party provided an evaluation or recommendation by a medical professional. The Court FINDS the December 3, 2025 treatment plan from Adventure Smiles appears to show the child would be treated for six (6) cavities and have a dental cleaning.[73] The Court FINDS the parties stipulate to the fact the child had at least two (2) cavities that needed to be filled and required a dental cleaning as recommended by a dental health professional. The Court FINDS this factor does not favor either party.

3. **The risks involved in medically treating the child.**

The Court FINDS Enrique expressed concerns regarding the child receiving unnecessary radiation exposure due to multiple oral ex-rays. The Court FINDS neither party addressed any risks involved in medically treating the child. The Court FINDS this factor minimally favors Enrique.

4. **If the child is of a sufficient age and capacity to form an intelligent preference, the expressed preference of the child.**

The Court FINDS the minor child, [redacted] age (9), is of insufficient age and capacity to

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[73] See Defendant's Exhibit Appendix at Exhibit 8, Proposed Treatment Plan, Adventure Smiles (filed December 7, 2025).

form an intelligent preference. The Court FINDS this factor does not favor either party.

Based on the foregoing factors, the Court FINDS Luba did not establish it is in the best interest of the child to award her temporary sole legal custody for the purpose of sole medical decision-making authority. Accordingly, the Court DENIES WITHOUT PREJUDICE Luba's request to award her sole legal custody for the purpose of sole medical decision-making authority.

The Court FURTHER FINDS Luba did not establish a substantial change of circumstances affecting the welfare of the child to establish adequate cause for an evidentiary hearing. Specifically, Luba cited the ongoing conflict between the parties over medical appointments and school events as grounds for modification of legal custody. The Court FINDS the parties have an extended history of litigation over these same issues. The Court FINDS Luba did not establish modification is in the child's best interest as set forth above.

Based on the foregoing, the Court DENIES WITHOUT PREJUDICE Luba's request to set an evidentiary hearing to modify legal custody to award her sole legal custody for the purpose of sole medical decision-making authority because she did not establish a *prima facie* case.

Luba's Request to Modify Electronic Visitation

Luba requested the modification of her electronic visitation to occur each Tuesday and Thursday at 7:15 PM. Luba stated the current electronic visitation schedule occurs on her exchange days, Mondays and Fridays, so it is no longer reasonable because it occurs on her visitation days. Enrique opposed Luba's request on the basis Luba would not agree to a different arrangement without litigation, it does not harm the child to go for a few days without talking to Luba and Luba tries to keep the child on the phone too long, which upsets the child.

NRS 125C.0045 states in relevant part:

> 1. In any action for determining the custody of a minor child, the court may, except as otherwise provided in this section and NRS 125C.0601 to 125C.0693, inclusive, and chapter 130 of NRS:
>
> (a) During the pendency of the action, at the final hearing or at any time thereafter during the minority of the child, make such an order for the custody, care, education, maintenance and support of the minor child as appears in his or her best interest; and
>
> (b) At any time modify or vacate its order, even if custody was determined pursuant to an action for divorce and the divorce was obtained by default without an appearance in the action by one of the parties.
>
> Ê The party seeking such an order shall submit to the jurisdiction of the court for the purposes of this subsection. The court may make such an order upon the application of one of the parties or the legal guardian of the minor.

The Court FINDS the current electronic visitation schedule is not practicable in light of Luba's current visitation schedule. The Court FINDS Luba demonstrated electronic visitation with the child each Tuesday and Thursday at 7:15 PM is reasonable and in the best interest of the child to foster and facilitate the child's relationship with her mother. Accordingly, the Court ORDERS Luba's visitation SHALL occur each Tuesday and Thursday at 7:15 PM by Zoom, Facetime, or telephone for a period not to exceed fifteen (15) minutes. Luba shall place the call; Enrique SHALL make the child available and ensure the child has reasonable privacy. The parties are prohibited from discussing litigation with the child or recording the child's visitation with either parent for the purpose of litigation.

ACCORDINGLY, the Court ORDERS as follows:

1. The Court DENIES Luba's request to reconsider in its entirety. Luba's renewed requests for relief are further denied.
2. The Court DENIES Luba's request for new relief to order Enrique to produce his wife's income.

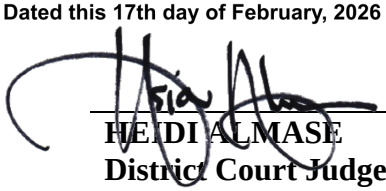
3. The Court DENIES Luba's request for new relief Luba's request for findings related to health insurance coverage for the child.
4. The Court DENIES the Court DENIES Enrique's request for attorney fees as legally deficient pursuant to EDCR 5.507(g).
5. The Court the Court GRANTS the stipulation of the parties and ORDERS Winter Break SHALL be modified as follows: The Winter Break holiday period will be divided into two segments based on the school calendar. Specifically, the first segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break. The regular timeshare SHALL immediately begin when school resumes on the first day after Winter Break.

	Even Year	ODD YEAR
First Segment/Christmas	DAD	MOM
Second Segment/New Year's	MOM	DAD

6. The Court the Court DENIES Luba's request to modify all holiday and vacation orders; only the Winter Break provision SHALL BE MODIFIED as ordered above pursuant to the STIPULATION of the parties.
7. The Court DENIES WITHOUT PREJUDICE Luba's request to award her sole legal custody for the purpose of sole medical decision-making authority.
8. The Court DENIES WITHOUT PREJUDICE Luba's request to set an evidentiary hearing to modify legal custody to award her sole legal custody for the purpose of sole medical decision-making authority because she did not establish a *prima facie* case.
9. The Court the Court ORDERS Luba's visitation SHALL occur each Tuesday and Thursday at 7:15 PM by Zoom, Facetime, or telephone for a period not to exceed fifteen

(15) minutes. Luba shall place the call; Enrique SHALL make the child available and ensure the child has privacy. The parties are prohibited from discussing litigation with the child or recording the child's visitation with either parent for the purpose of litigation.

Dated this 17th day of February, 2026



HEIDI ALMASE
District Court Judge

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Heidi Almase
District Court Judge

CSERV

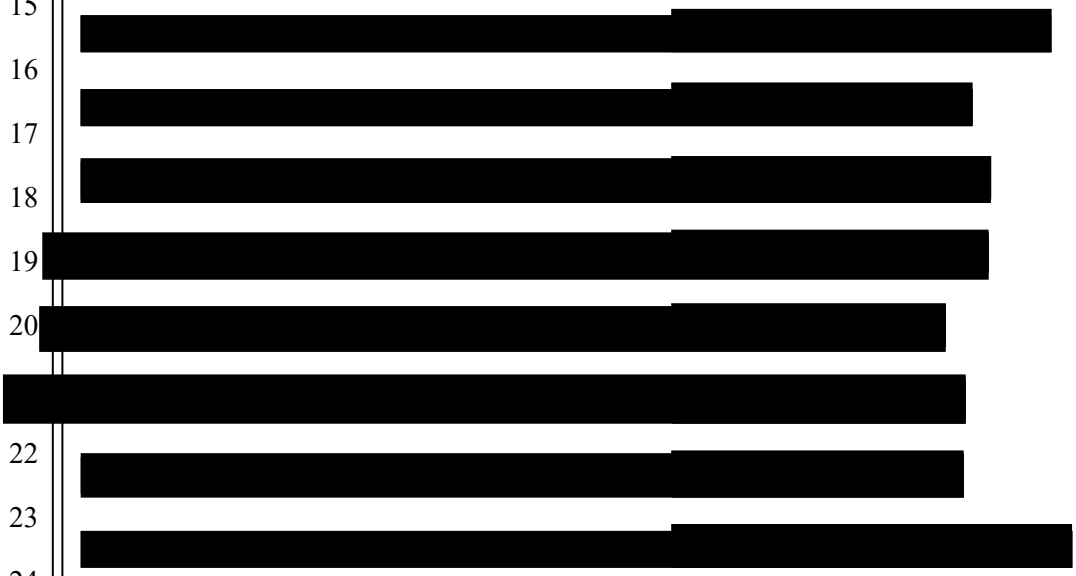
DISTRICT COURT
CLARK COUNTY, NEVADA

Luba Dace, Plaintiff vs. Enrique Ivan Velazquez-Gonzalez, Defendant.	CASE NO: D-18-575860-D DEPT. NO. Department X

AUTOMATED CERTIFICATE OF SERVICE

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

Service Date: 2/17/2026



If indicated below, a copy of the above mentioned filings were also served by mail via United States Postal Service, postage prepaid, to the parties listed below at their last known addresses on 2/18/2026

John Muije

John W. Muije & Associates
Attn: John W. Muije, Esq
[redacted]
North Las Vegas, NV, 89031

Electronically Filed
2/17/2026 1:14 PM
Steven D. Grierson
CLERK OF THE COURT

NEO

DISTRICT COURT
CLARK COUNTY, NEVADA
***

Luba Dace, Plaintiff vs. Enrique Ivan Velazquez-Gonzalez, Defendant.	Case No.: D-18-575860-D Department X

NOTICE OF ENTRY OF ORDER

TO ALL INTERESTED PARTIES:

PLEASE TAKE NOTICE that an Order was entered in the above-entitled matter on February 17, 2026, a true and correct copy of which is attached hereto.

Dated this 17th day of February, 2026.

/s/ Omynisha Green
Omynisha Green
Judicial Executive Assistant to the
HONORABLE HEIDI ALMASE

CERTIFICATE OF SERVICE

I hereby certify that on the above file stamped date:

☒ E-Served pursuant to NEFCR 9 on February 17, 2026.

Luba Gonzalez
Enrique Ivan Velazquez-Gonzalez
John W. Muije

☐ I mailed, via first-class mail, postage fully prepaid, the foregoing NOTICE OF ENTRY OF ORDER to:

/s/ Omynisha Green
Omynisha Green
Judicial Executive Assistant to the
HONORABLE HEIDI ALMASE

HEIDI ALMASE
DISTRICT JUDGE
FAMILY DIVISION, DEPT.X
LAS VEGAS, NV 89101-2408

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CLERK OF THE COURT

ORDR

DISTRICT COURT
CLARK COUNTY, NEVADA

LUBA DACE, Plaintiff, vs. ENRIQUE IVAN VELZQUEZ-GONZALEZ, Defendant.	Case No: D-18-575860-D Dept. No: X

ORDER DENYING PLAINTIFF'S SEPTEMBER 16, 2025 MOTION TO RECONSIDER ORDER DENYING PLAINTIFF'S MOTION FOR TEMPORARY SOLE MEDICAL DECISION-MAKING AUTHORITY ET AL. [578];
AND
DENYING DEFENDANT'S SEPTEMBER 30, 2025 COUNTERMOTION [582];
AND
GRANTING *IN PART* DEFENDANT'S NOVEMBER 15, 2025 MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION AND RELATED ORDERS [593];
AND
DENYING PLAINTIFF'S NOVEMBER 28, 2025 COUNTERMOTION [602];
AND
VACATING THE JANUARY 14, 2026 AND JANUARY 28, 2026 HEARINGS

This matter was scheduled for January 28, 2026 (Chambers/ NO appearances) hearing on Plaintiff Luba (Luba) Dace's September 16, 2025 Motion to Reconsider Order Denying Plaintiff's Motion for Temporary Sole Medical Decision-Making Authority [578]; Defendant Enrique (Enrique) Velazquez-Gonzalez's September 30, 2025 Opposition and Countermotion for Attorney Fees and Costs [582]; and Luba's October 14, 2025 Reply [583].

This matter was further scheduled for January 14, 2026 hearing (Chambers/ NO appearances) hearing on Enrique's November 15, 2025 Motion to Clarify Winter Break Holiday

Provision and for Related Orders [593]; Luba's November 28, 2025 Opposition and Countermotion [602]; and Enrique's December 7, 2025 Reply [607].

Both parties represent themselves in proper person. However, Enrique was represented by his attorney of record, Amanda Roberts, in this in his September 30, 2025 Opposition and Countermotion.

This Court exercises authority granted it pursuant to NRCP 1 and EDCR 1.10 which provide district court dockets shall be administered to secure speedy, efficient and inexpensive determinations in every action. Accordingly, this written order RESOLVES and VACATES the Chamber matters scheduled for January 14, 2026 and January 28, 2026.

Procedural History

This is a post-judgment divorce proceeding involving one (1) minor child: [redacted] Gonzalez, born [redacted] (9 years old). The parties currently share JOINT LEGAL CUSTODY.[1] Enrique was awarded PRIMARY PHYSICAL CUSTODY with Luba's regular visitation the first, second, fourth, and fifth weekends of each month from Friday after school or, 3:00 PM if no school, to Monday to school or, 9:00 AM if no school.[2] The parties stipulated to split Winter Break into two parts with the first part from the last day of school to December 26 at 12:00 PM and the second part from December 26 at 12:00 PM to the first Wednesday in January, the normal exchange day beginning 2022.[3] The parties further agreed, beginning 2022,

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[1] See Stipulated Decree of Divorce at Exhibit 1, pp.8-9, Articles 9.1, 9.2, and 9.3 (Marital Settlement Agreement) (filed December 8, 2021).

[2] See Findings of Fact, Conclusions of Law, and Orders (Post-Judgment) at p.37, ll.7-13 (filed January 2, 2025).

[3] See Stipulated Decree of Divorce at p.11-12, Article 9.4.7.

the parent having the child for the day of school before the Winter break would have the first segment of Winter Break; the other parent would have the second segment.[4] The parties stipulated Luba have Zoom video calls with the child during Enrique's custody time, including holiday and vacation, each Monday and Friday at 7:15 PM.[5]

Luba's child support obligation was ordered $301 per month effective January 1, 2025 based on her gross monthly income of $1,851.46.[6] Enrique was granted leave to claim the child for federal tax purposes each year beginning 2025.[7]

The Court declined Enrique's request to refer this matter for prosecution for parental abduction.[8] The Court found Luba in contempt and sanctioned her $500 for each of the two (2) counts for a total of $1,000 with a purge clause providing that, if Luba strictly abided by the vacation orders and joint legal custody orders for a period of twelve (12) months, the Court would purge the $1,000 sanction.[9]

On January 21, 2025, Luba requested the Court reconsider several findings and orders related to the January 2, 2025 order modifying physical custody, child support, contempt, and

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[4] Id.

[5] Id. at p.13, Article 9.6.

[6] See Findings of Fact, Conclusions of Law, and Orders (Post-Judgment) at p. 32, ll.3-6 (GMI calculation) and p.37, ll.17-18 (filed January 2, 2025).

[7] Id. at p.37, ll.19-20.

[8] Id. at p.37, ll.22-23.

[9] Id. at p.38, ll.7-14.

attorney fees, all of which were denied.[10]

On April 24, 2025, Luba filed a Notice of Appeal related to the January 2, 2025 Findings of Fact, Conclusions of Law and Order and April 11, 2025 Order Denying Plaintiff's January 21, 2025 Motion for Reconsideration and Granting Defendant's January 30, 2025 Countermotion et al. The matter is currently pending before the Nevada Supreme Court: Gonzalez v. Velazquez-Gonzalez, case number 90570.

On July 9, 2025 Luba, through counsel, filed a motion for an award of temporary sole legal custody for medical decision-making pursuant to *Rivero v. Rivero*[11] and *Wallace v. Wallace.*[12] Enrique timely opposed Luba's request on the basis she did not meet the *Kelley v. Kelley*[13] standard and asked the Court to defer ruling on the child's orthodontics until November, 2025 to allow the child to grow. After analysis pursuant *Myers v. Haskins*[14] and *Kelley v. Kelley*[15], the Court denied Luba's motion to modify temporary legal custody and request to set an evidentiary hearing on the basis she failed to establish adequate cause.[16] The

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[10] See April 11, 2025 Order Denying Plaintiff's January 21, 2025 Motion for Reconsideration and Granting Defendant's January 30, 2025 Countermotion et al. at p.21, ll. 11 (filed April 11, 2025).

[11] *Rivero v. Rivero*, 125 Nev. 410, 216 P.3d 213 (2009).

[12] *Wallace v. Wallace*, 112 Nev. 1015, 922 P.2d 541 (1996).

[13] *Kelley v. Kelley*, 139 Nev. 359, 366, 535 P.3d 1147, 1154 (2023).

[14] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[15] *Kelley v. Kelley*, 139 Nev. 359, 366, 535 P.3d 1147, 1154 (2023).

[16] See Order Denying Plaintiff's July 9, 2025 Motion for Temporary Sole Medical Decision-Making Authority et al. at p.7, ll.8- p.8, ll.1 (filed August 29, 2025).

Court further denied Luba's request to modify temporary legal custody to award her sole legal custody for the purpose of sole medical decision-making authority due to her failure to establish a *prima facie* case pursuant to *Kelley v. Kelley*.[17] Enrique's request to modify child support was granted upon a showing Luba's gross monthly income (GMI) increased more than twenty percent (20%), ordering Luba's child support obligation at $358 per month effective August 1, 2025.[18] Enrique was preliminarily awarded attorney fees upon the Court finding Luba's motion lacked legal points and authorities and significantly misstated the evidence and urgency of the matter.[19]

STANDARD OF REVIEW: TIMELINESS OF MOTION FOR RECONSIDERATION

On September 16, 2025, Luba filed her Motion for Reconsideration fourteen (14) days from service of the September 2, 2025 Notice of Entry of Order Denying Plaintiff's July 9, 2025 Motion for Temporary Sole Medical Decision-Making Authority et al. EDCR 5.516(a) requires a motion for reconsideration be filed "within 14 calendar days after service of notice of entry of order". In this case, the Court FINDS Luba timely filed her September 16, 2025 Motion for Reconsideration.

STANDARD OF REVIEW: SUBSTANTIVE MERITS

Motions for reconsideration are not procedural vehicles to express discontent or to obtain a 'second bite at the apple'. Though, often without consideration for the standard of review for which motions for reconsideration are based, such motions are, with increasing

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[17] Id. at p.11, ll.5-7.

[18] Id at p.16, ll.18-20.

[19] Id. at p.15, ll.8-20.

frequency, filed.

Motions for reconsideration must request a substantive alteration of a judgment and "not merely the correction of a clerical error, or relief of a type wholly collateral to the judgment," and may include newly discovered or previously unavailable evidence.[20] "A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[21] The Nevada Supreme Court has concluded a decision is "clearly erroneous" where: 1) there exist material errors in the proceedings or a mistake in law; 2) the judicial order is unsupported by any substantial evidence; or 3) the judicial order is against the clear weight of evidence.[22] In addition, *United States v. United States Gypsum Co.*,[23] states: "A finding is 'clearly erroneous' when although there is evidence to support it, the reviewing court on the entire evidence is left with the definite and firm conviction that a mistake has been committed."

To meet the "substantially different evidence" prong, it is insufficient to merely raise additional facts or law; rather, the new facts or law must "support[ ] a ruling contrary to the

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[20] See *AA Primo Builders, LLC v. Washington*, 126 Nev. 578, 585-89, 245 P.3d 1190, 1195-97 (2010) and *Saticoy Bay, LLC, Series 34 Innisbrook v. Thornburg Mortgage Securities Trust 2007-3*, 138 Nev. 335, 343-44, 510 P.3d 139, 146 (2022).

[21] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997); see also *Moore v. City of Las Vegas*, 92 Nev. 402, 405, 551 P.2d 244, 246 (1976)("Only in very instances in which new issues of fact or law are raised supporting a ruling contrary to the ruling already reached should a motion for rehearing be granted.").

[22] *Russell v. Thompson*, 96 Nev. 830, 834, 619 P.2d 537, 539 (1980). See also 9 Wright and Miller, *Federal Practice and Procedures*; Civil Sec. 2605, and cases cited therein.

[23] 333 U.S. 364, 395, 68 S.Ct. 525, 542 (1948).

ruling already reached."[24] To meet the "clearly erroneous" prong, the district court must be "left with [a] definite and firm conviction that a mistake has been committed."[25]

ARGUMENT

In her motion for reconsideration, Luba requested the Court reconsider and vacate the August 29, 2025 order on the basis the Court applied the wrong legal standard in denying Luba's request for temporary sole medical decision-making authority. Luba alleged the Court is biased against her by ruling in Enrique's favor. Luba requested Court grant her initial requests and set the matter for evidentiary hearing. Luba further requested the Court reconsider the child support modification on the basis the Court did not consider Luba's income is variable nor did the Court consider Enrique's wife's income in the calculation. Luba also requested the new relief by requesting Enrique submit his wife's paystubs and proof of Enrique's insurance premium contributions.

In his opposition, Enrique first opposed reconsideration, arguing Luba argued her request for legal custody pursuant to *Rivero v. Rivero*[26], never addressing the *Kelley v. Kelley* factors. The Court, however, made an analysis pursuant to *Kelley* and denied Luba's request on the merits. Enrique also opposed Luba's statement the Court had to consider all of the best interest factors pursuant to NRS 125C.0035(4) because the factors set forth in *Kelley* are the relevant factors to Luba's request for temporary sole legal decision-making. Enrique opposed

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[24] *Moore v. City of Las Vegas*, 92 Nev. 402, 405, 551 P.2d 244, 246 (1976).

[25] *Unionamerica Mortg. & Equity Tr. v. McDonald*, 97 Nev. 210, 211-12, 626 P.2d 1272, 1273 (1981) (quoting United States v. Gypsum Co., 333 U.S. 364, 395 (1948)).

[26] 125 Nev. 410, 430, 216 P.3d 213, 227 (2009).

Luba's request to enforce the communication provisions of the Decree of Divorce. Enrique additionally opposed Luba's request to consider his income in calculating child support, as Enrique is the primary custodial parent. Enrique further opposed Luba's request to use her hourly wage and hours she says she works rather than her paystubs to calculate her GMI. Enrique requested attorney fees pursuant to NRS 125C.250 due to Luba's refusal to withdraw her motion.

In her Reply, Luba reiterated her arguments. Luba stated she does not intend for her statements claiming the Court is biased against her to be construed as a motion for disqualification or recusal. Luba clarified she made her allegations the Court is biased against her or appears to be biased against her solely as one basis for reconsideration under NRCP 59(e) to demonstrate clear error or manifest injustice.[27]

ANALYSIS AND ORDER

1. Luba's Request for Reconsideration: Misapplied Legal Standard

Luba requested reconsideration of the denial of temporary sole legal custody on the basis the Court did not apply the *Kelley* standard. Luba stated the Court denied her request according to *Rooney v. Rooney*[28] and *Myers v. Haskins*[29] by requiring her to demonstrate a substantial change of circumstances and best interest of the child as though she sought to modify custody. Luba stated the misapplication of the law to a higher standard is an abuse of discretion warranting reconsideration or an evidentiary hearing to apply the *Kelley* factors.

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[27] See Plaintiff's Reply to Defendant's Opposition et al. at p.8, ll.5-8 (filed October 14, 2025).

[28] 109 Nev. 540, 542, 853 P.2d 123, 124 (1993).

[29] 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

In his Opposition, Enrique opposed Luba's request on the basis Luba argued her request for legal custody pursuant to *Rivero v. Rivero*[30], never addressing the *Kelley* factors. The Court, however, made an analysis pursuant to *Kelley* and denied Luba's request on the merits. Enrique also opposed Luba's statement the Court had to consider all of the best interest factors pursuant to NRS 125C.0035(4) because the factors set forth in *Kelley* are the relevant factors to Luba's request for temporary sole legal decision-making.

In her Reply, Luba stated she "framed the dispute under *Kelley* from the outset; [t]he motion specifically cited *Kelley* and the non-exhaustive factors the DISTRICT COURT must weigh...."[31]

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[32] The Court FINDS, in her thirteen-page July 9, 2025 motion,[33] Luba requested temporary modification of legal custody, which had no references to *Kelley* and did not address the Kelley factors in any manner. The time for Luba to first address and analyze the *Kelley* factors was in her initial

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[30] 125 Nev. 410, 430, 216 P.3d 213, 227 (2009).

[31] See Plaintiff's Reply to Defendant's Opposition et al. at p.9, ll.4-8.

[32] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[33] The Court FINDS Luba referenced the *Kelley* decision in her Reply at p.5, ll.6-7 and fn.5 (citation)(filed August 14, 2025)(stating, without any analyses of the factors, "All factors in *Kelley v. Kelley* favor for the minor child to have two baby teeth extracted without further delay."). The nominal citation and conclusory statement appear in reference to Enrique's analyses of the *Kelley* factors in his July 31, 2025 Opposition. See Enrique's Opposition at pp.9-11 (filed July 31, 2025).

motion, not in a motion for reconsideration. The Court FURTHER FINDS the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. contains specific findings pursuant on each of the *Kelley* factors, which is the best interest of the child analysis.[34] The FINDS Luba's request for temporary sole legal custody pursuant solely to the *Kelley* factors was denied due to her failure to establish a *prima facie* case.[35] The Court further found Luba failed to establish adequate cause to set an evidentiary hearing for modification of temporary legal custody by establishing a substantial change of circumstances affecting the welfare of the child or that modification was in the child's best interest.[36]

Therefore, the Court FINDS Luba failed demonstrate findings are clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

The Court FINDS Luba did not demonstrate she discovered new facts or law that would support a ruling contrary to the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al.. The Court further FINDS Luba did not provide newly discovered evidence to support her request for reconsideration.[37] The Court also FINDS Luba failed to demonstrate the August 29,

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[34] See Order Denying Plaintiff's July 9, 2025 Motion et al. at p.8, ll.15 – p.11, ll.3 (filed August 29, 2025).

[35] Id. at p.11, 5-7.

[36] Id. at p.7, ll.8 – p.8, ll.1.

[37] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

2. Luba's Request for Reconsideration for Modification of Custody: Preventive Treatment

Luba requested reconsideration of the Court's order on the basis she believed the July 28, 2025 email from her preferred orthodontic provider, Dr. Dougherty, was material evidence the Court did not properly consider. Enrique opposed Luba's request for reconsideration. Luba reiterated her argument in her Reply.

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[38] The Court FINDS the Court specifically considered Dr. Dougherty's July 28, 2025 letter.[39] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

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[38] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[39] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9, ll.1-3 (filed August 29, 2025).

3. Luba's Request for Reconsideration for Modification of Custody: Mischaracterization of Preventive Treatment

Next, Luba requested reconsideration of this Court's order on the basis the Court did not give preventive orthodontic treatment the same weight as necessary treatment. Enrique opposed Luba's request for reconsideration. Luba did not address this issue in her Reply.

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[40] The Court FINDS there is a specific finding neither party provided evidence of risks involved with medically treating the child.[41] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

4. Luba's Request for Reconsideration of Modification of Custody: Best Interest Findings

Luba requested reconsideration of the Court's order on the basis the Court did not make specific findings regarding whether delaying treatment posed risk of harm to the child's dental health Enrique opposed Luba's request for reconsideration. Luba generally addressed this issue in her Reply.

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[40] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[41] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.10 ll.22-27 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[42] The Court FINDS the Court specifically FOUND Luba did not demonstrate the child suffered harm if she did not receive immediate orthodontic treatment as recommended, and Luba did not demonstrate a substantial likelihood of serious harm if the parties wait and monitor the child's oral development with a re-evaluation.[43] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

5. Luba's Request for Reconsideration of Modification of Custody: Misstatement Regarding In-Network Appointment

Luba requested reconsideration of order on the basis the Court erroneously credited Enrique with being prudent in pursuing in-network treatment and faulting Luba for being uncooperative. Enrique opposed Luba's request for reconsideration. Luba generally reargued her position in her Reply.

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[42] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[43] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9 ll.5-10 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[44] The Court FINDS it considered Luba's request for Dr. Dougherty's out-of-network cost of $8,000, Enrique's request for not one but two lower cost in-network treatment providers as a means to resolve the issue between the parties[45]. Therefore, the Court FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

6. Luba's Request for Reconsideration of Modification of Custody: Judicial Bias and Constitutional Rights Violations

Luba requested reconsideration of the Court's order on the basis there is a pattern or appearance of judicial bias against her in this case that create constitutional and due process concerns. Enrique opposed Luba's request on the basis a request for a ruling on judicial bias and impartiality must be raised in the district court pursuant to NRS 1.234(1) with a request for disqualification and noting Luba had not followed the statutory requirements.

In her Reply, Luba clarified she did not raise this issue for the purpose of disqualification or recusal of the Court, but rather to demonstrate the Court is biased against her or appears to be biased against her solely as one basis for reconsideration under NRCP 59(e) to

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[44] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[45] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9 ll.10-17 (filed August 29, 2025).

demonstrate clear error or manifest injustice.[46]

To that end, Luba alleged the Court showed bias against her in the July 11, 2025 Order Denying Order Shortening Time by stating it "appears Luba may have once again unilaterally made a medical or dental appointment without adequate consultation."[47] Luba stated the Court showed bias when it gave weight and credibility to selected parts of Enrique's exhibits but dismissed or failed to address material parts of hers. Luba asserted the Court showed bias by holding her to the *Rooney* and *Myer* standards to modify custody while Enrique was credited with an unstated lower threshold. Luba contended the Court demonstrated bias against her by emphasizing Enrique's concerns about the costs of out-of-network coverage over the child's dental needs. Luba also alleged the Court showed bias against her by finding: "based on the parties' Talking Parents communications, it appears Luba has been more communicative and Enrique has been more actively engaged than in the past, which is a positive co-parenting step,"[48] because the finding mischaracterizes the record.

The allegation of bias is serious and this Court does not take it lightly. The Court denies any bias or prejudice for or against either party. If Luba believes the Court is biased against her, the appropriate action is to file an Affidavit for Disqualification pursuant to NRS 1.234(1) and allow her request to be heard by the Chief Judge of the Eighth Judicial District Court.

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[46] See Plaintiff's Reply to Defendant's Opposition et al. at p.8, ll.5-8 (filed October 14, 2025).

[47] See Plaintiff's Motion to Reconsider at p.7, ll.9-12, citing Order Denying Movant's Ex Parte Request for Order [at p.2, ll.7-8] (filed July 11, 2025) [557].

[48] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.7 ll.14-17 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[49] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

7. Luba's Request for Reconsideration: Modification of Child Support

Last, Luba requested reconsideration of the Court's order modifying child support on the basis the Court miscalculated her GMI; to wit: if the Court would consider Luba's hourly wage as while as stated hours worked while also failing to consider Enrique's wife's income as a factor. Enrique opposed Luba's request on the basis the Court's calculation of Luba's GMI was accurate based on Luba's paystubs.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

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[49] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[50]

The Court FINDS Luba did not demonstrate a legal basis to demonstrate her paystubs do not show her accurate GMI. The Court FINDS Luba did not provide a legal basis to demonstrate the income of Enrique's wife is relevant to Luba's, the obligor's, child support calculation.

The Court further FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

Luba's Request for Enrique to Produce Verification of Insurance Premium Contributions

In her motion for reconsideration, Luba requested new relief: that Enrique provide verification of health insurance premium contributions. Enrique did not oppose this request.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

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[50] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba has the initial burden to demonstrate Enrique a periodic payment as ordered by moving for relief and filing a schedule of arrears pursuant to EDCR 5.508. The Court FINDS Luba has not filed a request for arrears or enforcement nor has she filed a schedule of arrears. Accordingly, the Court DENIES Luba's request for findings related to health insurance premium contributions. However, nothing in this Court's order precludes the parties from exchanging this information pursuant to this Court's order for the parties to share joint legal custody.

Luba's Request for Enrique to Produce His Wife's Paystubs

Also in her motion for reconsideration, Luba requested an additional form of new relief: that Enrique produce his wife's recent six (6) months of paystubs. Enrique opposed Luba's request on the basis his wife's income is not relevant to Luba's child support calculation. In her Reply, Luba asserted it is relevant to Enrique's claim he is in financial hardship.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba did not provide evidence to support her request for this findings or a basis to demonstrate why the finding is relevant to a specific order, i.e., for Enrique to have primary physical custody rendering Luba the sole obligor for child support purposes. Accordingly, the Court DENIES

Luba's request for Enrique to produce his wife's pay stubs.

Luba's Request for Findings Related to Health Insurance

In her Reply, Luba requested also requested new relief: that the Court make findings related to health insurance coverage for the child. Enrique did address Luba's new request for relief.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba did not provide evidence to support her request for this findings or a basis to demonstrate why the finding is relevant to a specific order. Accordingly, the Court DENIES Luba's request for findings related to health insurance coverage for the child.

Enrique's Countermotion for Award for Attorney Fees and Costs

Enrique requested Luba pay his attorney fees pursuant to NRS 125C.250. Luba opposed Enrique's request.

All motions and oppositions involving payment of money by a party must be supported by a Financial Disclosure Form (FDF) or an assertion in the motion or opposition there is no material change to the FDF filed within the prior 6 months.[51] Failure to file a timely, complete,

and accurate supporting FDF may be construed as an admission the positions asserted are not meritorious and grounds for adverse rulings and basis for sanctions pursuant to EDCR 5.507(g).

Notwithstanding the Court's denial of Luba's requests for reconsideration and the fact award for attorney fees and costs would be warranted, the Court FINDS Enrique did not file a FDF in support of his request. The Court FINDS the last FDF Enrique filed in this case was on August 1, 2025 [565] and there was no statement in his countermotion there were no material changes to that FDF. Accordingly, the Court DENIES Enrique's request for attorney fees as legally deficient pursuant to EDCR 5.507(g).

Enrique's Request to Clarify Winter Break Holiday Provision and Luba's Countermotion

In his November 15, 2025 motion, Enrique requested to clarify the Winter Break holiday provision pursuant to NRCP 60(a) on the basis the current custody orders make the current order confusing or unworkable. Enrique stated the *Court* intended for the break be split into two segments and for the child to return to the parent consistent with the normal exchange schedule at the end of the break. Enrique asserted the current Winter Break order concludes on the first Wednesday in January, the normal exchange day even though the normal weekly exchange day is now Monday. Enrique contended the current language creates confusion and conflict over the start and end dates. However, Enrique opposed changing current period rotation despite Luba having the past three (3) consecutive Christmases because he would receive more consecutive Christmases.

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[51] See EDCR 5.507(d) and EDCR 5.507(f)

At great length, Luba opposed Enrique's request to modify the Winter Break schedule on the basis there is no clerical error in the current Winter Break order warranting correcting pursuant to NRCP 60(a). Luba asserted Enrique's request was also barred by collateral estoppel because his to modify the schedule at the October 14, 2024 hearing was verbally denied. Finally, Luba argued Enrique did not demonstrate a substantial change of circumstances affecting the welfare of the child and the modification is in the child's best interest to permit modification of any visitation.

However, in her Countermotion, Luba requested the Court revise and clarify the entire holiday and vacation schedule, agreeing the current present schedule causes recurring disputes because it is insufficiently clear. Luba stated the current Winter Break schedule is inherently unfair to Enrique because it guarantees he will never have Christmas Day with the child, which is not what the parties intended when they entered the agreement. Luba asserted she will agree to the Department X Standard Holiday or her proposed schedule (at her exhibit 8) because they are the most fair and clear holiday and vacation schedules in her opinion.

In his Reply, Enrique reiterated he only wished to modify the termination of the Winter Break to end on a Monday in January when school resumes.

> "Parties in family law matters are free to contract regarding child custody and such agreements are generally "enforceable if they are not unconscionable, illegal, or in violation of public policy." *Rivero,* 125 Nev. at 429, 216 P.3d at 227. Indeed, even beyond the idea that parents are free to enter into such agreements, the Nevada Supreme Court has gone further and explained that public policy favors parenting agreements. *See Bluestein,* 131 Nev. at ——, 345 P.3d at 1047; *see also St. Mary v. Damon,* 129 Nev. ——, ——, 309 P.3d 1027, 1035–36 (2013) (recognizing a presumption "that fit parents act in the best interest of their children" and that public policy favors those parents entering into custody agreements). Thus, parents are encouraged to reach such agreements, and the court "will generally recognize the preclusive effect of such agreements if they are deemed final." *See Rennels v. Rennels,* 127 Nev. 564, 569, 257 P.3d 396, 399 (2011). Moreover, when parties enter into a parenting agreement, the terms of that agreement will control unless and until a party moves to modify those terms. *Rivero,* 125 Nev. at 429, 216 P.3d at 226; *see also Harrison v. Harrison*, 132

Nev. ——, ——, 376 P.3d 173, —— (2016) (explaining that the appellate court will not rewrite a contract to include terms not agreed to by the parties)."[52]

The Court FINDS Enrique's proposed Winter Break schedule stated: Winter Break will have two (2) segments. The first begins the day after school releases and ends December 26 at noon; the second begins December 26 at noon and ends at 9:00 AM on the first regular school day after Winter Break ends.

The Court FINDS Luba's proposed Winter Break schedule stated: Winter Break will have two (2) segments. The first segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break.

The Court FINDS the parties AGREE on the terms defining Winter Break and modifying the same. The Court FINDS the parties agree the current schedule is confusing regarding start and end dates. The Court FINDS that it is in the best interest of the child to reduce conflict between the parties by providing alternating years that prevent either party from monopolizing one period. To that end, the Court FINDS it is in the best interest of the child for the parties to alternate periods each year pursuant to the Department X Standard Holiday Schedule.

Accordingly, based on the foregoing, the Court GRANTS the STIPULATION of the parties and ORDERS Winter Break SHALL be modified as follows: The Winter Break holiday period will be divided into two segments based on the school calendar. Specifically, the first

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[52] *Mizrachi v. Mizrachi*, 132 Nev. 666, 671, 385 P.3d 982, 985–86 (Nev. App. 2016)(internal footnotes omitted).

segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break. The regular timeshare SHALL immediately begin when school resumes on the first day after Winter Break.

	Even Year	ODD YEAR
First Segment/Christmas	DAD	MOM
Second Segment/New Year's	MOM	DAD

Luba's Request to Modify All Holiday and Vacation Orders

Luba requested to modify all holiday and vacation orders. Luba stated the current holiday and vacation schedule awards Enrique most of the holidays by default, which is unfair. Likewise, the way the Winter Break schedule is drafted resulted in Luba receiving the past three (3) Christmases in a row, which is unfair to Enrique. Luba stated she wants a balanced and fair schedule that does not result in either parent receiving the same major holiday each year.

Enrique opposed Luba's proposed holiday schedule on the basis it narrows his holiday time with the child, particularly over Father's Day weekend, by including Juneteenth. Enrique also opposed Luba's proposals for three-day weekends, combining Easter and Spring Break, and Summer Vacation language.

In order to modify visitation, the movant is required to set forth a substantial change of circumstances affecting the child's welfare and in the child's best interest.[53] Further, the movant is required to demonstrate adequate cause for an evidentiary hearing on the request to

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[53] See *Romano v. Romano*, 138 Nev. 1, 2, 501 P.3d 980, 983 (2022).

modify custody.[54] In *Myers v. Haskins*, the Nevada Court of Appeals concluded as follows:

> "[W]hen a district court seeks to determine if the movant has demonstrated a prima facie case for modification under Rooney, it must generally consider only the properly alleged fact in the movant's verified pleadings, affidavits, or declarations. It must not consider the alleged facts or offers of proof the nonmovant provides.
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> "Despite this general rule, we also announce an exception. We hold that a district court may look to the nonmovant's evidentiary support when it "conclusively establishes" the falsity of the movant's allegations. The rules we announce today will help align current practice with *Rooney*'s central purposes: discouraging challenges to temporary custody orders and preventing repeated and insubstantial motions to modify custody."[55]

A district court's order must be supported with specific findings which tie the child's best interest to the ultimate custody determination.[56] This Court further has authority to modify temporary orders in the best interest of the child.[57] In evaluating whether an evidentiary hearing is warranted on a motion to modify custody, the district court may not consider the moving parties' factual allegations and exhibits unless they are "supported by verified pleadings, declarations, or affidavits."[58]

The Court FINDS Luba, the moving party, did not allege or demonstrate a substantial change of circumstances affecting the welfare of the child. As has been widely documented

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[54] See *Rooney v. Rooney*, 109 Nev. 540, 542-3, 853 P.2d 123, 124-25 (1993).

[55] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[56] *Arcella v. Arcella*, 133 Nev. at 872, 407 P.3d at 346 (citing *Sims*, 109 Nev. at 1148, 865 P.2d at 330; *Rivero v. Rivero*, 125 Nev. 410, 430, 216 P.3d 213, 227 (2009); and *Davis v. Ewalefo*, 131 Nev. 445, 352 P.3d 1139, 1143 (2015)).

[57] See NRS 125C.0045(1)(a)(during the pendency of an action, at the final hearing or at any time thereafter during the minority of the child, a court may make sure order for the custody, care, education, maintenance and support of the minor child as appear in his/her best interest).

[58] *Myers v. Haskins*, 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

throughout the history of this case, the parties have a long history of disagreeing over holiday visitation. Luba does not claim, and the Court does not find, the current disagreements are significantly different from the parties' prior disagreements related holiday and vacation schedule . The Court FINDS Luba did not allege or demonstrate modification is the child's best interest. Because Luba did not make any allegations regarding a substantial change of circumstances or the child's best interest, the Court FINDS Luba failed to establish a *prima facie* case to modify legal custody and adequate cause for an evidentiary hearing.

Accordingly, the Court DENIES Luba's request to modify all holiday and vacation orders; only the Winter Break provision SHALL BE MODIFIED as ordered above pursuant to the STIPULATION of the parties.

Luba's Request to Modify Legal Custody Medical Decision-Making Authority

Luba requested sole legal custody for the purpose of medical and dental decision-making. Luba stated the substantial change of circumstances since the last order is the child was diagnosed with two (2) deep cavities and gingivitis for which she had scheduled dental appointments, but Enrique disagreed with the timing and providers, causing the child's treatment to be delayed. Luba alleged Enrique also refuses to cooperate with obtaining timely covered dental and orthodontic appointments despite Luba's good-faith scheduling efforts.[59] Luba also asserted Enrique demanded Luba obtain his written permission to attend school events and refuses to allow her to have extra video visitation with the child.

In particular, Luba argued the child has two deep cavities and a mouth full of gingivitis that requires prompt treatment. Luba stated she acted promptly to notify Enrique of the cavities

and the child's November 21, 2025 scheduled appointment, reasonably, and in accordance with provider and insurance constraints. Luba stated Enrique's obstruction and insistence on excluding her from the child's treatment resulted in the child not receiving treatment for the cavities and gingivitis from November 7, 2025 until at least early December 2025, and there is a risk of further delay in treatment.[60] Luba alleged Enrique made false allegations about her conduct at medical appointments to justify excluding her from future appointments. Luba stated Enrique demanded Luba obtain his written permission to attend school events, which demonstrates joint legal custody is unworkable and not in the child's best interest.[61]

Enrique opposed Luba's request. Enrique stated the child really had six (6) cavities, not two (2), and mild gingivitis. Enrique asserted Luba had not informed him the child had four (4) prior cavities until Luba disclosed the additional two (2) cavities on November 7, 2025. Enrique argued he requested Luba schedule the child's dental appointments on her own time, and he would schedule the child's dental appointments on his own time, so they could each attend separately and without the other's interference.[62] Enrique alleged Luba booked the child at four (4) different dental offices over six (6) months, scheduling overlapping appointments and duplicative care including x-rays, including with providers who were not covered by Culinary dental insurance.[63] Enrique stated he scheduled the child with Adventure Smiles, who

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[60] Id. at p.035-047.

[61] Id. at p.074, November 7, 2025 7:28:31 PM message.

[62] See Defendant's December 7, 2025 Exhibit Appendix at Exhibit 6, p.7 of 880, November 8, 2025 7:19:03 PM message.

[63] Id. at Exhibit 6, p.

accepted Culinary insurance and the child's current x-rays. Enrique asserted the child had all six (6) cavities filled and her regular dental cleaning performed on December 3, 3025 at Adventure Smiles.[64] Enrique stated Luba caused the delay, which was neither medically nor financially logical.

In order to modify visitation, the movant is required to set forth a substantial change of circumstances affecting the child's welfare and in the child's best interest.[65] Further, the movant is required to demonstrate adequate cause for an evidentiary hearing on the request to modify custody.[66] In *Myers v. Haskins*, the Nevada Court of Appeals concluded as follows:

> "[W]hen a district court seeks to determine if the movant has demonstrated a prima facie case for modification under Rooney, it must generally consider only the properly alleged fact in the movant's verified pleadings, affidavits, or declarations. It must not consider the alleged facts or offers of proof the nonmovant provides.
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> "Despite this general rule, we also announce an exception. We hold that a district court may look to the nonmovant's evidentiary support when it "conclusively establishes" the falsity of the movant's allegations. The rules we announce today will help align current practice with *Rooney*'s central purposes: discouraging challenges to temporary custody orders and preventing repeated and insubstantial motions to modify custody."[67]

A district court's order must be supported with specific findings which tie the child's best interest to the ultimate custody determination.[68] This Court further has authority to modify

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[64] Id. at Exhibit 8, Proposed Treatment Plan, Adventure Smiles.

[65] See *Romano v. Romano*, 138 Nev. 1, 2, 501 P.3d 980, 983 (2022).

[66] See *Rooney v. Rooney*, 109 Nev. 540, 542-3, 853 P.2d 123, 124-25 (1993).

[67] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[68] *Arcella v. Arcella*, 133 Nev. at 872, 407 P.3d at 346 (citing *Sims*, 109 Nev. at 1148, 865 P.2d at 330; *Rivero v. Rivero*, 125 Nev. 410, 430, 216 P.3d 213, 227 (2009); and *Davis v. Ewalefo*, 131 Nev. 445, 352 P.3d 1139, 1143 (2015)).

temporary orders in the best interest of the child.[69] In evaluating whether an evidentiary hearing is warranted on a motion to modify custody, the district court may not consider the moving parties' factual allegations and exhibits unless they are "supported by verified pleadings, declarations, or affidavits."[70]

When parents with court-ordered joint legal custody of a minor child disagree on medical decisions regarding that child, the district court breaks the tie by determining which course of action is in the best interest of the child. "In determining which medical decision is in the child's best interest, the district court should consider (1) the seriousness of the harm the child is suffering or the substantial likelihood that the child will suffer serious harm; (2) the evaluation or recommendation by a medical professional; (3) the risks involved in medically treating the child; and (4) if the child is of a sufficient age and capacity to form an intelligent preference, the expressed preference of the child."[71] The Court emphasized the medical professional's opinion is not conclusive, but rather must be considered in the context of the individual circumstances of each case.[72]

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[69] See NRS 125C.0045(1)(a)(during the pendency of an action, at the final hearing or at any time thereafter during the minority of the child, a court may make sure order for the custody, care, education, maintenance and support of the minor child as appear in his/her best interest).

[70] *Myers v. Haskins*, 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

[71] *Kelley v. Kelley*,

[72] *Id.*

1. **The seriousness of the harm the child is suffering or the substantial likelihood that the child will suffer serious harm.**

The Court FINDS the child received the necessary dental work required in what appears to be a reasonably timely manner. The Court FINDS neither party provided evidence the child is suffering or substantial likelihood the child will suffer serious harm. The Court FINDS this factor does not favor either party.

2. **The evaluation or recommendation by a medical professional.**

The Court FINDS neither party provided an evaluation or recommendation by a medical professional. The Court FINDS the December 3, 2025 treatment plan from Adventure Smiles appears to show the child would be treated for six (6) cavities and have a dental cleaning.[73] The Court FINDS the parties stipulate to the fact the child had at least two (2) cavities that needed to be filled and required a dental cleaning as recommended by a dental health professional. The Court FINDS this factor does not favor either party.

3. **The risks involved in medically treating the child.**

The Court FINDS Enrique expressed concerns regarding the child receiving unnecessary radiation exposure due to multiple oral ex-rays. The Court FINDS neither party addressed any risks involved in medically treating the child. The Court FINDS this factor minimally favors Enrique.

4. **If the child is of a sufficient age and capacity to form an intelligent preference, the expressed preference of the child.**

The Court FINDS the minor child, [redacted] age (9), is of insufficient age and capacity to

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[73] See Defendant's Exhibit Appendix at Exhibit 8, Proposed Treatment Plan, Adventure Smiles (filed December 7, 2025).

form an intelligent preference. The Court FINDS this factor does not favor either party.

Based on the foregoing factors, the Court FINDS Luba did not establish it is in the best interest of the child to award her temporary sole legal custody for the purpose of sole medical decision-making authority. Accordingly, the Court DENIES WITHOUT PREJUDICE Luba's request to award her sole legal custody for the purpose of sole medical decision-making authority.

The Court FURTHER FINDS Luba did not establish a substantial change of circumstances affecting the welfare of the child to establish adequate cause for an evidentiary hearing. Specifically, Luba cited the ongoing conflict between the parties over medical appointments and school events as grounds for modification of legal custody. The Court FINDS the parties have an extended history of litigation over these same issues. The Court FINDS Luba did not establish modification is in the child's best interest as set forth above.

Based on the foregoing, the Court DENIES WITHOUT PREJUDICE Luba's request to set an evidentiary hearing to modify legal custody to award her sole legal custody for the purpose of sole medical decision-making authority because she did not establish a *prima facie* case.

Luba's Request to Modify Electronic Visitation

Luba requested the modification of her electronic visitation to occur each Tuesday and Thursday at 7:15 PM. Luba stated the current electronic visitation schedule occurs on her exchange days, Mondays and Fridays, so it is no longer reasonable because it occurs on her visitation days. Enrique opposed Luba's request on the basis Luba would not agree to a different arrangement without litigation, it does not harm the child to go for a few days without talking to Luba and Luba tries to keep the child on the phone too long, which upsets the child.

NRS 125C.0045 states in relevant part:

> 1. In any action for determining the custody of a minor child, the court may, except as otherwise provided in this section and NRS 125C.0601 to 125C.0693, inclusive, and chapter 130 of NRS:
>
> (a) During the pendency of the action, at the final hearing or at any time thereafter during the minority of the child, make such an order for the custody, care, education, maintenance and support of the minor child as appears in his or her best interest; and
>
> (b) At any time modify or vacate its order, even if custody was determined pursuant to an action for divorce and the divorce was obtained by default without an appearance in the action by one of the parties.
>
> Ê The party seeking such an order shall submit to the jurisdiction of the court for the purposes of this subsection. The court may make such an order upon the application of one of the parties or the legal guardian of the minor.

The Court FINDS the current electronic visitation schedule is not practicable in light of Luba's current visitation schedule. The Court FINDS Luba demonstrated electronic visitation with the child each Tuesday and Thursday at 7:15 PM is reasonable and in the best interest of the child to foster and facilitate the child's relationship with her mother. Accordingly, the Court ORDERS Luba's visitation SHALL occur each Tuesday and Thursday at 7:15 PM by Zoom, Facetime, or telephone for a period not to exceed fifteen (15) minutes. Luba shall place the call; Enrique SHALL make the child available and ensure the child has reasonable privacy. The parties are prohibited from discussing litigation with the child or recording the child's visitation with either parent for the purpose of litigation.

ACCORDINGLY, the Court ORDERS as follows:

1. The Court DENIES Luba's request to reconsider in its entirety. Luba's renewed requests for relief are further denied.
2. The Court DENIES Luba's request for new relief to order Enrique to produce his wife's income.

3. The Court DENIES Luba's request for new relief Luba's request for findings related to health insurance coverage for the child.

4. The Court DENIES the Court DENIES Enrique's request for attorney fees as legally deficient pursuant to EDCR 5.507(g).

5. The Court the Court GRANTS the stipulation of the parties and ORDERS Winter Break SHALL be modified as follows: The Winter Break holiday period will be divided into two segments based on the school calendar. Specifically, the first segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break. The regular timeshare SHALL immediately begin when school resumes on the first day after Winter Break.

	Even Year	ODD YEAR
First Segment/Christmas	DAD	MOM
Second Segment/New Year's	MOM	DAD

6. The Court the Court DENIES Luba's request to modify all holiday and vacation orders; only the Winter Break provision SHALL BE MODIFIED as ordered above pursuant to the STIPULATION of the parties.

7. The Court DENIES WITHOUT PREJUDICE Luba's request to award her sole legal custody for the purpose of sole medical decision-making authority.

8. The Court DENIES WITHOUT PREJUDICE Luba's request to set an evidentiary hearing to modify legal custody to award her sole legal custody for the purpose of sole medical decision-making authority because she did not establish a *prima facie* case.

9. The Court the Court ORDERS Luba's visitation SHALL occur each Tuesday and Thursday at 7:15 PM by Zoom, Facetime, or telephone for a period not to exceed fifteen

(15) minutes. Luba shall place the call; Enrique SHALL make the child available and ensure the child has privacy. The parties are prohibited from discussing litigation with the child or recording the child's visitation with either parent for the purpose of litigation.

Dated this 17th day of February, 2026

HEIDI ALMASE
District Court Judge

F9F 810 DC0A D344
Heidi Almase
District Court Judge

CSERV

DISTRICT COURT
CLARK COUNTY, NEVADA

Luba Dace, Plaintiff vs. Enrique Ivan Velazquez-Gonzalez, Defendant.	CASE NO: D-18-575860-D DEPT. NO. Department X

AUTOMATED CERTIFICATE OF SERVICE

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

Service Date: 2/17/2026

[redacted]

If indicated below, a copy of the above mentioned filings were also served by mail via United States Postal Service, postage prepaid, to the parties listed below at their last known addresses on 2/18/2026

John Muije

John W. Muije & Associates
Attn: John W. Muije, Esq
[redacted]
North Las Vegas, NV, 89031

Electronically Filed
2/17/2026 3:42 PM
Steven D. Grierson
CLERK OF THE COURT

NEO
LUBA SNOW DACE
[redacted]
Las Vegas NV, 89178
[redacted]

EIGHTH JUDICIAL DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

LUBA SNOW DACE, Plaintiff, v. ENRIQUE IVAN VELAZQUEZ-GONZALEZ, Defendant.	Case No.: D-18-575860-D Dept. No.: X

NOTICE OF ENTRY OF ORDER

ORDER DENYING PLAINTIFF'S SEPTEMBER 16, 2025 MOTION TO RECONSIDER ORDER DENYING PLAINTIFF'S MOTION FOR TEMPORARY SOLE MEDICAL DECISION-MAKING AUTHORITY ET AL. [578];
AND
DENYING DEFENDANT'S SEPTEMBER 30, 2025 COUNTERMOTION [582];
AND
GRANTING *IN PART* DEFENDANT'S NOVEMBER 15, 2025 MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION AND RELATED ORDERS [593];
AND
DENYING PLAINTIFF'S NOVEMBER 28, 2025 COUNTERMOTION [602];
AND
VACATING THE JANUARY 14, 2026 AND JANUARY 28, 2026 HEARINGS

PLEASE TAKE NOTICE that on February 17, 2026, the Order denying Plaintiff's RMOT [578]; denying Defendant's CMOT [582]; granting in part Defendant's MOT [593]; denying Plaintiff's CMOT [602] was entered, a copy of which is attached hereto and by

reference fully incorporated herein.

DATED this 17th day of February 2026.

/s/Luba Snow Dace
LUBA SNOW DACE
[redacted]
Las Vegas NV, 89178
T: [redacted]
[redacted]
In Proper Person

CERTIFICATE OF SERVICE

The undersigned, Luba Snow Dace, hereby certifies that on this 17th day of February 2026, I served a true and correct copy of the foregoing Notice of Entry of Order denying Plaintiff's RMOT [578]; denying Defendant's CMOT [582]; granting in part Defendant's MOT [593]; denying Plaintiff's CMOT [602] as follows:

☒ By mandatory electronic service using the Eighth Judicial District Court's E-File and E-Service System to:

- Enrique Velazquez-Gonzalez [redacted]
  (registered e-service contact in this case)

DATED this 17th day of February 2026.

/s/*Luba Snow Dace*
LUBA SNOW DACE

ELECTRONICALLY SERVED
2/17/2026 11:39 AM

Electronically Filed
02/17/2026 11:38 AM
CLERK OF THE COURT

ORDR

DISTRICT COURT
CLARK COUNTY, NEVADA

LUBA DACE, Plaintiff, vs. ENRIQUE IVAN VELZQUEZ-GONZALEZ, Defendant.	Case No: D-18-575860-D Dept. No: X

ORDER DENYING PLAINTIFF'S SEPTEMBER 16, 2025 MOTION TO RECONSIDER ORDER DENYING PLAINTIFF'S MOTION FOR TEMPORARY SOLE MEDICAL DECISION-MAKING AUTHORITY ET AL. [578];
AND
DENYING DEFENDANT'S SEPTEMBER 30, 2025 COUNTERMOTION [582];
AND
GRANTING *IN PART* DEFENDANT'S NOVEMBER 15, 2025 MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION AND RELATED ORDERS [593];
AND
DENYING PLAINTIFF'S NOVEMBER 28, 2025 COUNTERMOTION [602];
AND
VACATING THE JANUARY 14, 2026 AND JANUARY 28, 2026 HEARINGS

This matter was scheduled for January 28, 2026 (Chambers/ NO appearances) hearing on Plaintiff Luba (Luba) Dace's September 16, 2025 Motion to Reconsider Order Denying Plaintiff's Motion for Temporary Sole Medical Decision-Making Authority [578]; Defendant Enrique (Enrique) Velazquez-Gonzalez's September 30, 2025 Opposition and Countermotion for Attorney Fees and Costs [582]; and Luba's October 14, 2025 Reply [583].

This matter was further scheduled for January 14, 2026 hearing (Chambers/ NO appearances) hearing on Enrique's November 15, 2025 Motion to Clarify Winter Break Holiday

Provision and for Related Orders [593]; Luba's November 28, 2025 Opposition and Countermotion [602]; and Enrique's December 7, 2025 Reply [607].

Both parties represent themselves in proper person. However, Enrique was represented by his attorney of record, Amanda Roberts, in this in his September 30, 2025 Opposition and Countermotion.

This Court exercises authority granted it pursuant to NRCP 1 and EDCR 1.10 which provide district court dockets shall be administered to secure speedy, efficient and inexpensive determinations in every action. Accordingly, this written order RESOLVES and VACATES the Chamber matters scheduled for January 14, 2026 and January 28, 2026.

Procedural History

This is a post-judgment divorce proceeding involving one (1) minor child: [redacted] Gonzalez, born [redacted] (9 years old). The parties currently share JOINT LEGAL CUSTODY.[1] Enrique was awarded PRIMARY PHYSICAL CUSTODY with Luba's regular visitation the first, second, fourth, and fifth weekends of each month from Friday after school or, 3:00 PM if no school, to Monday to school or, 9:00 AM if no school.[2] The parties stipulated to split Winter Break into two parts with the first part from the last day of school to December 26 at 12:00 PM and the second part from December 26 at 12:00 PM to the first Wednesday in January, the normal exchange day beginning 2022.[3] The parties further agreed, beginning 2022,

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[1] See Stipulated Decree of Divorce at Exhibit 1, pp.8-9, Articles 9.1, 9.2, and 9.3 (Marital Settlement Agreement) (filed December 8, 2021).

[2] See Findings of Fact, Conclusions of Law, and Orders (Post-Judgment) at p.37, ll.7-13 (filed January 2, 2025).

[3] See Stipulated Decree of Divorce at p.11-12, Article 9.4.7.

the parent having the child for the day of school before the Winter break would have the first segment of Winter Break; the other parent would have the second segment.[4] The parties stipulated Luba have Zoom video calls with the child during Enrique's custody time, including holiday and vacation, each Monday and Friday at 7:15 PM.[5]

Luba's child support obligation was ordered $301 per month effective January 1, 2025 based on her gross monthly income of $1,851.46.[6] Enrique was granted leave to claim the child for federal tax purposes each year beginning 2025.[7]

The Court declined Enrique's request to refer this matter for prosecution for parental abduction.[8] The Court found Luba in contempt and sanctioned her $500 for each of the two (2) counts for a total of $1,000 with a purge clause providing that, if Luba strictly abided by the vacation orders and joint legal custody orders for a period of twelve (12) months, the Court would purge the $1,000 sanction.[9]

On January 21, 2025, Luba requested the Court reconsider several findings and orders related to the January 2, 2025 order modifying physical custody, child support, contempt, and

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[4] Id.

[5] Id. at p.13, Article 9.6.

[6] See Findings of Fact, Conclusions of Law, and Orders (Post-Judgment) at p. 32, ll.3-6 (GMI calculation) and p.37, ll.17-18 (filed January 2, 2025).

[7] Id. at p.37, ll.19-20.

[8] Id. at p.37, ll.22-23.

[9] Id. at p.38, ll.7-14.

attorney fees, all of which were denied.[10]

On April 24, 2025, Luba filed a Notice of Appeal related to the January 2, 2025 Findings of Fact, Conclusions of Law and Order and April 11, 2025 Order Denying Plaintiff's January 21, 2025 Motion for Reconsideration and Granting Defendant's January 30, 2025 Countermotion et al. The matter is currently pending before the Nevada Supreme Court: Gonzalez v. Velazquez-Gonzalez, case number 90570.

On July 9, 2025 Luba, through counsel, filed a motion for an award of temporary sole legal custody for medical decision-making pursuant to *Rivero v. Rivero*[11] and *Wallace v. Wallace.*[12] Enrique timely opposed Luba's request on the basis she did not meet the *Kelley v. Kelley*[13] standard and asked the Court to defer ruling on the child's orthodontics until November, 2025 to allow the child to grow. After analysis pursuant *Myers v. Haskins*[14] and *Kelley v. Kelley*[15], the Court denied Luba's motion to modify temporary legal custody and request to set an evidentiary hearing on the basis she failed to establish adequate cause.[16] The

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[10] See April 11, 2025 Order Denying Plaintiff's January 21, 2025 Motion for Reconsideration and Granting Defendant's January 30, 2025 Countermotion et al. at p.21, ll. 11 (filed April 11, 2025).

[11] *Rivero v. Rivero*, 125 Nev. 410, 216 P.3d 213 (2009).

[12] *Wallace v. Wallace*, 112 Nev. 1015, 922 P.2d 541 (1996).

[13] *Kelley v. Kelley*, 139 Nev. 359, 366, 535 P.3d 1147, 1154 (2023).

[14] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[15] *Kelley v. Kelley*, 139 Nev. 359, 366, 535 P.3d 1147, 1154 (2023).

[16] See Order Denying Plaintiff's July 9, 2025 Motion for Temporary Sole Medical Decision-Making Authority et al. at p.7, ll.8- p.8, ll.1 (filed August 29, 2025).

Court further denied Luba's request to modify temporary legal custody to award her sole legal custody for the purpose of sole medical decision-making authority due to her failure to establish a *prima facie* case pursuant to *Kelley v. Kelley*.[17] Enrique's request to modify child support was granted upon a showing Luba's gross monthly income (GMI) increased more than twenty percent (20%), ordering Luba's child support obligation at $358 per month effective August 1, 2025.[18] Enrique was preliminarily awarded attorney fees upon the Court finding Luba's motion lacked legal points and authorities and significantly misstated the evidence and urgency of the matter.[19]

STANDARD OF REVIEW: TIMELINESS OF MOTION FOR RECONSIDERATION

On September 16, 2025, Luba filed her Motion for Reconsideration fourteen (14) days from service of the September 2, 2025 Notice of Entry of Order Denying Plaintiff's July 9, 2025 Motion for Temporary Sole Medical Decision-Making Authority et al. EDCR 5.516(a) requires a motion for reconsideration be filed "within 14 calendar days after service of notice of entry of order". In this case, the Court FINDS Luba timely filed her September 16, 2025 Motion for Reconsideration.

STANDARD OF REVIEW: SUBSTANTIVE MERITS

Motions for reconsideration are not procedural vehicles to express discontent or to obtain a 'second bite at the apple'. Though, often without consideration for the standard of review for which motions for reconsideration are based, such motions are, with increasing

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[17] Id. at p.11, ll.5-7.

[18] Id at p.16, ll.18-20.

[19] Id. at p.15, ll.8-20.

frequency, filed.

Motions for reconsideration must request a substantive alteration of a judgment and "not merely the correction of a clerical error, or relief of a type wholly collateral to the judgment," and may include newly discovered or previously unavailable evidence.[20] "A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[21] The Nevada Supreme Court has concluded a decision is "clearly erroneous" where: 1) there exist material errors in the proceedings or a mistake in law; 2) the judicial order is unsupported by any substantial evidence; or 3) the judicial order is against the clear weight of evidence.[22] In addition, *United States v. United States Gypsum Co.*,[23] states: "A finding is 'clearly erroneous' when although there is evidence to support it, the reviewing court on the entire evidence is left with the definite and firm conviction that a mistake has been committed."

To meet the "substantially different evidence" prong, it is insufficient to merely raise additional facts or law; rather, the new facts or law must "support[ ] a ruling contrary to the

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[20] See *AA Primo Builders, LLC v. Washington*, 126 Nev. 578, 585-89, 245 P.3d 1190, 1195-97 (2010) and *Saticoy Bay, LLC, Series 34 Innisbrook v. Thornburg Mortgage Securities Trust 2007-3*, 138 Nev. 335, 343-44, 510 P.3d 139, 146 (2022).

[21] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997); see also *Moore v. City of Las Vegas*, 92 Nev. 402, 405, 551 P.2d 244, 246 (1976)("Only in very instances in which new issues of fact or law are raised supporting a ruling contrary to the ruling already reached should a motion for rehearing be granted.").

[22] *Russell v. Thompson*, 96 Nev. 830, 834, 619 P.2d 537, 539 (1980). See also 9 Wright and Miller, *Federal Practice and Procedures*; Civil Sec. 2605, and cases cited therein.

[23] 333 U.S. 364, 395, 68 S.Ct. 525, 542 (1948).

ruling already reached."[24] To meet the "clearly erroneous" prong, the district court must be "left with [a] definite and firm conviction that a mistake has been committed."[25]

ARGUMENT

In her motion for reconsideration, Luba requested the Court reconsider and vacate the August 29, 2025 order on the basis the Court applied the wrong legal standard in denying Luba's request for temporary sole medical decision-making authority. Luba alleged the Court is biased against her by ruling in Enrique's favor. Luba requested Court grant her initial requests and set the matter for evidentiary hearing. Luba further requested the Court reconsider the child support modification on the basis the Court did not consider Luba's income is variable nor did the Court consider Enrique's wife's income in the calculation. Luba also requested the new relief by requesting Enrique submit his wife's paystubs and proof of Enrique's insurance premium contributions.

In his opposition, Enrique first opposed reconsideration, arguing Luba argued her request for legal custody pursuant to *Rivero v. Rivero*[26], never addressing the *Kelley v. Kelley* factors. The Court, however, made an analysis pursuant to *Kelley* and denied Luba's request on the merits. Enrique also opposed Luba's statement the Court had to consider all of the best interest factors pursuant to NRS 125C.0035(4) because the factors set forth in *Kelley* are the relevant factors to Luba's request for temporary sole legal decision-making. Enrique opposed

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[24] *Moore v. City of Las Vegas*, 92 Nev. 402, 405, 551 P.2d 244, 246 (1976).

[25] *Unionamerica Mortg. & Equity Tr. v. McDonald*, 97 Nev. 210, 211-12, 626 P.2d 1272, 1273 (1981) (quoting United States v. Gypsum Co., 333 U.S. 364, 395 (1948)).

[26] 125 Nev. 410, 430, 216 P.3d 213, 227 (2009).

Luba's request to enforce the communication provisions of the Decree of Divorce. Enrique additionally opposed Luba's request to consider his income in calculating child support, as Enrique is the primary custodial parent. Enrique further opposed Luba's request to use her hourly wage and hours she says she works rather than her paystubs to calculate her GMI. Enrique requested attorney fees pursuant to NRS 125C.250 due to Luba's refusal to withdraw her motion.

In her Reply, Luba reiterated her arguments. Luba stated she does not intend for her statements claiming the Court is biased against her to be construed as a motion for disqualification or recusal. Luba clarified she made her allegations the Court is biased against her or appears to be biased against her solely as one basis for reconsideration under NRCP 59(e) to demonstrate clear error or manifest injustice.[27]

ANALYSIS AND ORDER

1. Luba's Request for Reconsideration: Misapplied Legal Standard

Luba requested reconsideration of the denial of temporary sole legal custody on the basis the Court did not apply the *Kelley* standard. Luba stated the Court denied her request according to *Rooney v. Rooney*[28] and *Myers v. Haskins*[29] by requiring her to demonstrate a substantial change of circumstances and best interest of the child as though she sought to modify custody. Luba stated the misapplication of the law to a higher standard is an abuse of discretion warranting reconsideration or an evidentiary hearing to apply the *Kelley* factors.

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[27] See Plaintiff's Reply to Defendant's Opposition et al. at p.8, ll.5-8 (filed October 14, 2025).

[28] 109 Nev. 540, 542, 853 P.2d 123, 124 (1993).

[29] 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

In his Opposition, Enrique opposed Luba's request on the basis Luba argued her request for legal custody pursuant to *Rivero v. Rivero*[30], never addressing the *Kelley* factors. The Court, however, made an analysis pursuant to *Kelley* and denied Luba's request on the merits. Enrique also opposed Luba's statement the Court had to consider all of the best interest factors pursuant to NRS 125C.0035(4) because the factors set forth in *Kelley* are the relevant factors to Luba's request for temporary sole legal decision-making.

In her Reply, Luba stated she "framed the dispute under *Kelley* from the outset; [t]he motion specifically cited *Kelley* and the non-exhaustive factors the DISTRICT COURT must weigh…."[31]

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[32] The Court FINDS, in her thirteen-page July 9, 2025 motion,[33] Luba requested temporary modification of legal custody, which had no references to *Kelley* and did not address the Kelley factors in any manner. The time for Luba to first address and analyze the *Kelley* factors was in her initial

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[30] 125 Nev. 410, 430, 216 P.3d 213, 227 (2009).

[31] See Plaintiff's Reply to Defendant's Opposition et al. at p.9, ll.4-8.

[32] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[33] The Court FINDS Luba referenced the *Kelley* decision in her Reply at p.5, ll.6-7 and fn.5 (citation)(filed August 14, 2025)(stating, without any analyses of the factors, "All factors in *Kelley v. Kelley* favor for the minor child to have two baby teeth extracted without further delay."). The nominal citation and conclusory statement appear in reference to Enrique's analyses of the *Kelley* factors in his July 31, 2025 Opposition. See Enrique's Opposition at pp.9-11 (filed July 31, 2025).

motion, not in a motion for reconsideration. The Court FURTHER FINDS the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. contains specific findings pursuant on each of the *Kelley* factors, which is the best interest of the child analysis.[34] The FINDS Luba's request for temporary sole legal custody pursuant solely to the *Kelley* factors was denied due to her failure to establish a *prima facie* case.[35] The Court further found Luba failed to establish adequate cause to set an evidentiary hearing for modification of temporary legal custody by establishing a substantial change of circumstances affecting the welfare of the child or that modification was in the child's best interest.[36]

Therefore, the Court FINDS Luba failed demonstrate findings are clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

The Court FINDS Luba did not demonstrate she discovered new facts or law that would support a ruling contrary to the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al.. The Court further FINDS Luba did not provide newly discovered evidence to support her request for reconsideration.[37] The Court also FINDS Luba failed to demonstrate the August 29,

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[34] See Order Denying Plaintiff's July 9, 2025 Motion et al. at p.8, ll.15 – p.11, ll.3 (filed August 29, 2025).

[35] Id. at p.11, 5-7.

[36] Id. at p.7, ll.8 – p.8, ll.1.

[37] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

2. Luba's Request for Reconsideration for Modification of Custody: Preventive Treatment

Luba requested reconsideration of the Court's order on the basis she believed the July 28, 2025 email from her preferred orthodontic provider, Dr. Dougherty, was material evidence the Court did not properly consider. Enrique opposed Luba's request for reconsideration. Luba reiterated her argument in her Reply.

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[38] The Court FINDS the Court specifically considered Dr. Dougherty's July 28, 2025 letter.[39] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

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[38] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[39] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9, ll.1-3 (filed August 29, 2025).

3. Luba's Request for Reconsideration for Modification of Custody: Mischaracterization of Preventive Treatment

Next, Luba requested reconsideration of this Court's order on the basis the Court did not give preventive orthodontic treatment the same weight as necessary treatment. Enrique opposed Luba's request for reconsideration. Luba did not address this issue in her Reply.

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[40] The Court FINDS there is a specific finding neither party provided evidence of risks involved with medically treating the child.[41] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

4. Luba's Request for Reconsideration of Modification of Custody: Best Interest Findings

Luba requested reconsideration of the Court's order on the basis the Court did not make specific findings regarding whether delaying treatment posed risk of harm to the child's dental health Enrique opposed Luba's request for reconsideration. Luba generally addressed this issue in her Reply.

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[40] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[41] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.10 ll.22-27 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[42] The Court FINDS the Court specifically FOUND Luba did not demonstrate the child suffered harm if she did not receive immediate orthodontic treatment as recommended, and Luba did not demonstrate a substantial likelihood of serious harm if the parties wait and monitor the child's oral development with a re-evaluation.[43] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

5. Luba's Request for Reconsideration of Modification of Custody: Misstatement Regarding In-Network Appointment

Luba requested reconsideration of order on the basis the Court erroneously credited Enrique with being prudent in pursuing in-network treatment and faulting Luba for being uncooperative. Enrique opposed Luba's request for reconsideration. Luba generally reargued her position in her Reply.

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[42] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[43] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9 ll.5-10 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[44] The Court FINDS it considered Luba's request for Dr. Dougherty's out-of-network cost of $8,000, Enrique's request for not one but two lower cost in-network treatment providers as a means to resolve the issue between the parties[45]. Therefore, the Court FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

6. Luba's Request for Reconsideration of Modification of Custody: Judicial Bias and Constitutional Rights Violations

Luba requested reconsideration of the Court's order on the basis there is a pattern or appearance of judicial bias against her in this case that create constitutional and due process concerns. Enrique opposed Luba's request on the basis a request for a ruling on judicial bias and impartiality must be raised in the district court pursuant to NRS 1.234(1) with a request for disqualification and noting Luba had not followed the statutory requirements.

In her Reply, Luba clarified she did not raise this issue for the purpose of disqualification or recusal of the Court, but rather to demonstrate the Court is biased against her or appears to be biased against her solely as one basis for reconsideration under NRCP 59(e) to

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[44] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

[45] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.9 ll.10-17 (filed August 29, 2025).

demonstrate clear error or manifest injustice.[46]

To that end, Luba alleged the Court showed bias against her in the July 11, 2025 Order Denying Order Shortening Time by stating it "appears Luba may have once again unilaterally made a medical or dental appointment without adequate consultation."[47] Luba stated the Court showed bias when it gave weight and credibility to selected parts of Enrique's exhibits but dismissed or failed to address material parts of hers. Luba asserted the Court showed bias by holding her to the *Rooney* and *Myer* standards to modify custody while Enrique was credited with an unstated lower threshold. Luba contended the Court demonstrated bias against her by emphasizing Enrique's concerns about the costs of out-of-network coverage over the child's dental needs. Luba also alleged the Court showed bias against her by finding: "based on the parties' Talking Parents communications, it appears Luba has been more communicative and Enrique has been more actively engaged than in the past, which is a positive co-parenting step,"[48] because the finding mischaracterizes the record.

The allegation of bias is serious and this Court does not take it lightly. The Court denies any bias or prejudice for or against either party. If Luba believes the Court is biased against her, the appropriate action is to file an Affidavit for Disqualification pursuant to NRS 1.234(1) and allow her request to be heard by the Chief Judge of the Eighth Judicial District Court.

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[46] See Plaintiff's Reply to Defendant's Opposition et al. at p.8, ll.5-8 (filed October 14, 2025).

[47] See Plaintiff's Motion to Reconsider at p.7, ll.9-12, citing Order Denying Movant's Ex Parte Request for Order [at p.2, ll.7-8] (filed July 11, 2025) [557].

[48] See August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. at p.7 ll.14-17 (filed August 29, 2025).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[49] The Court also FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

7. Luba's Request for Reconsideration: Modification of Child Support

Last, Luba requested reconsideration of the Court's order modifying child support on the basis the Court miscalculated her GMI; to wit: if the Court would consider Luba's hourly wage as while as stated hours worked while also failing to consider Enrique's wife's income as a factor. Enrique opposed Luba's request on the basis the Court's calculation of Luba's GMI was accurate based on Luba's paystubs.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

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[49] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

"A district court may reconsider a previously decided issue if substantially different evidence is subsequently introduced or the decision is clearly erroneous."[50]

The Court FINDS Luba did not demonstrate a legal basis to demonstrate her paystubs do not show her accurate GMI. The Court FINDS Luba did not provide a legal basis to demonstrate the income of Enrique's wife is relevant to Luba's, the obligor's, child support calculation.

The Court further FINDS Luba failed to demonstrate the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is clearly erroneous, that material errors exist in the proceedings or a mistake in law exists or that the August 29, 2025 Order Denying Plaintiff's July 9, 2025 Motion et al. is unsupported by any substantial evidence or against the clear weight of evidence. For the foregoing reasons, the Court DENIES Luba's request for reconsideration on this ground.

Luba's Request for Enrique to Produce Verification of Insurance Premium Contributions

In her motion for reconsideration, Luba requested new relief: that Enrique provide verification of health insurance premium contributions. Enrique did not oppose this request.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

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[50] *Masonry & Tile Contractors Ass'n of S. Nev. v. Jolley, Urga & Wirth Ltd.*, 113 Nev. 737, 741, 941 P.2d 486, 489 (1997).

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba has the initial burden to demonstrate Enrique a periodic payment as ordered by moving for relief and filing a schedule of arrears pursuant to EDCR 5.508. The Court FINDS Luba has not filed a request for arrears or enforcement nor has she filed a schedule of arrears. Accordingly, the Court DENIES Luba's request for findings related to health insurance premium contributions. However, nothing in this Court's order precludes the parties from exchanging this information pursuant to this Court's order for the parties to share joint legal custody.

Luba's Request for Enrique to Produce His Wife's Paystubs

Also in her motion for reconsideration, Luba requested an additional form of new relief: that Enrique produce his wife's recent six (6) months of paystubs. Enrique opposed Luba's request on the basis his wife's income is not relevant to Luba's child support calculation. In her Reply, Luba asserted it is relevant to Enrique's claim he is in financial hardship.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba did not provide evidence to support her request for this findings or a basis to demonstrate why the finding is relevant to a specific order, i.e., for Enrique to have primary physical custody rendering Luba the sole obligor for child support purposes. Accordingly, the Court DENIES

Luba's request for Enrique to produce his wife's pay stubs.

Luba's Request for Findings Related to Health Insurance

In her Reply, Luba requested also requested new relief: that the Court make findings related to health insurance coverage for the child. Enrique did address Luba's new request for relief.

EDCR 5.503(a) requires that every motion shall include points and authorities supporting each position asserted, and the absence of such may be construed as an admission the filing lacks merit and as cause for denial; "[p]oints and authorities lacking citation to relevant authority, or consisting of bare citations to statutes, rules, or case authority, do not comply with this rule."

The Court FINDS Luba did not provide legal points and authorities in support of her request. The Court FINDS *even if* Luba had provided points and authorities, Luba did not provide evidence to support her request for this findings or a basis to demonstrate why the finding is relevant to a specific order. Accordingly, the Court DENIES Luba's request for findings related to health insurance coverage for the child.

Enrique's Countermotion for Award for Attorney Fees and Costs

Enrique requested Luba pay his attorney fees pursuant to NRS 125C.250. Luba opposed Enrique's request.

All motions and oppositions involving payment of money by a party must be supported by a Financial Disclosure Form (FDF) or an assertion in the motion or opposition there is no material change to the FDF filed within the prior 6 months.[51] Failure to file a timely, complete,

and accurate supporting FDF may be construed as an admission the positions asserted are not meritorious and grounds for adverse rulings and basis for sanctions pursuant to EDCR 5.507(g).

Notwithstanding the Court's denial of Luba's requests for reconsideration and the fact award for attorney fees and costs would be warranted, the Court FINDS Enrique did not file a FDF in support of his request. The Court FINDS the last FDF Enrique filed in this case was on August 1, 2025 [565] and there was no statement in his countermotion there were no material changes to that FDF. Accordingly, the Court DENIES Enrique's request for attorney fees as legally deficient pursuant to EDCR 5.507(g).

Enrique's Request to Clarify Winter Break Holiday Provision and Luba's Countermotion

In his November 15, 2025 motion, Enrique requested to clarify the Winter Break holiday provision pursuant to NRCP 60(a) on the basis the current custody orders make the current order confusing or unworkable. Enrique stated the *Court* intended for the break be split into two segments and for the child to return to the parent consistent with the normal exchange schedule at the end of the break. Enrique asserted the current Winter Break order concludes on the first Wednesday in January, the normal exchange day even though the normal weekly exchange day is now Monday. Enrique contended the current language creates confusion and conflict over the start and end dates. However, Enrique opposed changing current period rotation despite Luba having the past three (3) consecutive Christmases because he would receive more consecutive Christmases.

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[51] See EDCR 5.507(d) and EDCR 5.507(f)

At great length, Luba opposed Enrique's request to modify the Winter Break schedule on the basis there is no clerical error in the current Winter Break order warranting correcting pursuant to NRCP 60(a). Luba asserted Enrique's request was also barred by collateral estoppel because his to modify the schedule at the October 14, 2024 hearing was verbally denied. Finally, Luba argued Enrique did not demonstrate a substantial change of circumstances affecting the welfare of the child and the modification is in the child's best interest to permit modification of any visitation.

However, in her Countermotion, Luba requested the Court revise and clarify the entire holiday and vacation schedule, agreeing the current present schedule causes recurring disputes because it is insufficiently clear. Luba stated the current Winter Break schedule is inherently unfair to Enrique because it guarantees he will never have Christmas Day with the child, which is not what the parties intended when they entered the agreement. Luba asserted she will agree to the Department X Standard Holiday or her proposed schedule (at her exhibit 8) because they are the most fair and clear holiday and vacation schedules in her opinion.

In his Reply, Enrique reiterated he only wished to modify the termination of the Winter Break to end on a Monday in January when school resumes.

> "Parties in family law matters are free to contract regarding child custody and such agreements are generally "enforceable if they are not unconscionable, illegal, or in violation of public policy." *Rivero,* 125 Nev. at 429, 216 P.3d at 227. Indeed, even beyond the idea that parents are free to enter into such agreements, the Nevada Supreme Court has gone further and explained that public policy favors parenting agreements. *See Bluestein,* 131 Nev. at ——, 345 P.3d at 1047; *see also St. Mary v. Damon,* 129 Nev. ——, ——, 309 P.3d 1027, 1035–36 (2013) (recognizing a presumption "that fit parents act in the best interest of their children" and that public policy favors those parents entering into custody agreements). Thus, parents are encouraged to reach such agreements, and the court "will generally recognize the preclusive effect of such agreements if they are deemed final." *See Rennels v. Rennels,* 127 Nev. 564, 569, 257 P.3d 396, 399 (2011). Moreover, when parties enter into a parenting agreement, the terms of that agreement will control unless and until a party moves to modify those terms. *Rivero,* 125 Nev. at 429, 216 P.3d at 226; *see also Harrison v. Harrison,* 132

Nev. ——, ——, 376 P.3d 173, —— (2016) (explaining that the appellate court will not rewrite a contract to include terms not agreed to by the parties)."[52]

The Court FINDS Enrique's proposed Winter Break schedule stated: Winter Break will have two (2) segments. The first begins the day after school releases and ends December 26 at noon; the second begins December 26 at noon and ends at 9:00 AM on the first regular school day after Winter Break ends.

The Court FINDS Luba's proposed Winter Break schedule stated: Winter Break will have two (2) segments. The first segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break.

The Court FINDS the parties AGREE on the terms defining Winter Break and modifying the same. The Court FINDS the parties agree the current schedule is confusing regarding start and end dates. The Court FINDS that it is in the best interest of the child to reduce conflict between the parties by providing alternating years that prevent either party from monopolizing one period. To that end, the Court FINDS it is in the best interest of the child for the parties to alternate periods each year pursuant to the Department X Standard Holiday Schedule.

Accordingly, based on the foregoing, the Court GRANTS the STIPULATION of the parties and ORDERS Winter Break SHALL be modified as follows: The Winter Break holiday period will be divided into two segments based on the school calendar. Specifically, the first

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[52] *Mizrachi v. Mizrachi*, 132 Nev. 666, 671, 385 P.3d 982, 985–86 (Nev. App. 2016)(internal footnotes omitted).

segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break. The regular timeshare SHALL immediately begin when school resumes on the first day after Winter Break.

	Even Year	ODD YEAR
First Segment/Christmas	DAD	MOM
Second Segment/New Year's	MOM	DAD

Luba's Request to Modify All Holiday and Vacation Orders

Luba requested to modify all holiday and vacation orders. Luba stated the current holiday and vacation schedule awards Enrique most of the holidays by default, which is unfair. Likewise, the way the Winter Break schedule is drafted resulted in Luba receiving the past three (3) Christmases in a row, which is unfair to Enrique. Luba stated she wants a balanced and fair schedule that does not result in either parent receiving the same major holiday each year.

Enrique opposed Luba's proposed holiday schedule on the basis it narrows his holiday time with the child, particularly over Father's Day weekend, by including Juneteenth. Enrique also opposed Luba's proposals for three-day weekends, combining Easter and Spring Break, and Summer Vacation language.

In order to modify visitation, the movant is required to set forth a substantial change of circumstances affecting the child's welfare and in the child's best interest.[53] Further, the movant is required to demonstrate adequate cause for an evidentiary hearing on the request to

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[53] See *Romano v. Romano*, 138 Nev. 1, 2, 501 P.3d 980, 983 (2022).

modify custody.[54] In *Myers v. Haskins*, the Nevada Court of Appeals concluded as follows:

> "[W]hen a district court seeks to determine if the movant has demonstrated a prima facie case for modification under Rooney, it must generally consider only the properly alleged fact in the movant's verified pleadings, affidavits, or declarations. It must not consider the alleged facts or offers of proof the nonmovant provides.
>
> "Despite this general rule, we also announce an exception. We hold that a district court may look to the nonmovant's evidentiary support when it "conclusively establishes" the falsity of the movant's allegations. The rules we announce today will help align current practice with *Rooney*'s central purposes: discouraging challenges to temporary custody orders and preventing repeated and insubstantial motions to modify custody."[55]

A district court's order must be supported with specific findings which tie the child's best interest to the ultimate custody determination.[56] This Court further has authority to modify temporary orders in the best interest of the child.[57] In evaluating whether an evidentiary hearing is warranted on a motion to modify custody, the district court may not consider the moving parties' factual allegations and exhibits unless they are "supported by verified pleadings, declarations, or affidavits."[58]

The Court FINDS Luba, the moving party, did not allege or demonstrate a substantial change of circumstances affecting the welfare of the child. As has been widely documented

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[54] See *Rooney v. Rooney*, 109 Nev. 540, 542-3, 853 P.2d 123, 124-25 (1993).

[55] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[56] *Arcella v. Arcella*, 133 Nev. at 872, 407 P.3d at 346 (citing *Sims*, 109 Nev. at 1148, 865 P.2d at 330; *Rivero v. Rivero*, 125 Nev. 410, 430, 216 P.3d 213, 227 (2009); and *Davis v. Ewalefo*, 131 Nev. 445, 352 P.3d 1139, 1143 (2015)).

[57] See NRS 125C.0045(1)(a)(during the pendency of an action, at the final hearing or at any time thereafter during the minority of the child, a court may make sure order for the custody, care, education, maintenance and support of the minor child as appear in his/her best interest).

[58] *Myers v. Haskins*, 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

throughout the history of this case, the parties have a long history of disagreeing over holiday visitation. Luba does not claim, and the Court does not find, the current disagreements are significantly different from the parties' prior disagreements related holiday and vacation schedule . The Court FINDS Luba did not allege or demonstrate modification is the child's best interest. Because Luba did not make any allegations regarding a substantial change of circumstances or the child's best interest, the Court FINDS Luba failed to establish a *prima facie* case to modify legal custody and adequate cause for an evidentiary hearing.

Accordingly, the Court DENIES Luba's request to modify all holiday and vacation orders; only the Winter Break provision SHALL BE MODIFIED as ordered above pursuant to the STIPULATION of the parties.

Luba's Request to Modify Legal Custody Medical Decision-Making Authority

Luba requested sole legal custody for the purpose of medical and dental decision-making. Luba stated the substantial change of circumstances since the last order is the child was diagnosed with two (2) deep cavities and gingivitis for which she had scheduled dental appointments, but Enrique disagreed with the timing and providers, causing the child's treatment to be delayed. Luba alleged Enrique also refuses to cooperate with obtaining timely covered dental and orthodontic appointments despite Luba's good-faith scheduling efforts.[59] Luba also asserted Enrique demanded Luba obtain his written permission to attend school events and refuses to allow her to have extra video visitation with the child.

In particular, Luba argued the child has two deep cavities and a mouth full of gingivitis that requires prompt treatment. Luba stated she acted promptly to notify Enrique of the cavities

and the child's November 21, 2025 scheduled appointment, reasonably, and in accordance with provider and insurance constraints. Luba stated Enrique's obstruction and insistence on excluding her from the child's treatment resulted in the child not receiving treatment for the cavities and gingivitis from November 7, 2025 until at least early December 2025, and there is a risk of further delay in treatment.[60] Luba alleged Enrique made false allegations about her conduct at medical appointments to justify excluding her from future appointments. Luba stated Enrique demanded Luba obtain his written permission to attend school events, which demonstrates joint legal custody is unworkable and not in the child's best interest.[61]

Enrique opposed Luba's request. Enrique stated the child really had six (6) cavities, not two (2), and mild gingivitis. Enrique asserted Luba had not informed him the child had four (4) prior cavities until Luba disclosed the additional two (2) cavities on November 7, 2025. Enrique argued he requested Luba schedule the child's dental appointments on her own time, and he would schedule the child's dental appointments on his own time, so they could each attend separately and without the other's interference.[62] Enrique alleged Luba booked the child at four (4) different dental offices over six (6) months, scheduling overlapping appointments and duplicative care including x-rays, including with providers who were not covered by Culinary dental insurance.[63] Enrique stated he scheduled the child with Adventure Smiles, who

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[60] Id. at p.035-047.

[61] Id. at p.074, November 7, 2025 7:28:31 PM message.

[62] See Defendant's December 7, 2025 Exhibit Appendix at Exhibit 6, p.7 of 880, November 8, 2025 7:19:03 PM message.

[63] Id. at Exhibit 6, p.

accepted Culinary insurance and the child's current x-rays. Enrique asserted the child had all six (6) cavities filled and her regular dental cleaning performed on December 3, 3025 at Adventure Smiles.[64] Enrique stated Luba caused the delay, which was neither medically nor financially logical.

In order to modify visitation, the movant is required to set forth a substantial change of circumstances affecting the child's welfare and in the child's best interest.[65] Further, the movant is required to demonstrate adequate cause for an evidentiary hearing on the request to modify custody.[66] In *Myers v. Haskins*, the Nevada Court of Appeals concluded as follows:

> "[W]hen a district court seeks to determine if the movant has demonstrated a prima facie case for modification under Rooney, it must generally consider only the properly alleged fact in the movant's verified pleadings, affidavits, or declarations. It must not consider the alleged facts or offers of proof the nonmovant provides.
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> "Despite this general rule, we also announce an exception. We hold that a district court may look to the nonmovant's evidentiary support when it "conclusively establishes" the falsity of the movant's allegations. The rules we announce today will help align current practice with *Rooney*'s central purposes: discouraging challenges to temporary custody orders and preventing repeated and insubstantial motions to modify custody."[67]

A district court's order must be supported with specific findings which tie the child's best interest to the ultimate custody determination.[68] This Court further has authority to modify

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[64] Id. at Exhibit 8, Proposed Treatment Plan, Adventure Smiles.

[65] See *Romano v. Romano*, 138 Nev. 1, 2, 501 P.3d 980, 983 (2022).

[66] See *Rooney v. Rooney*, 109 Nev. 540, 542-3, 853 P.2d 123, 124-25 (1993).

[67] *Myers v. Haskins*, 138 Nev. Adv. Op 51, 513 P.3d 527 (Nev. Ct. App. 2022).

[68] *Arcella v. Arcella*, 133 Nev. at 872, 407 P.3d at 346 (citing *Sims*, 109 Nev. at 1148, 865 P.2d at 330; *Rivero v. Rivero*, 125 Nev. 410, 430, 216 P.3d 213, 227 (2009); and *Davis v. Ewalefo*, 131 Nev. 445, 352 P.3d 1139, 1143 (2015)).

temporary orders in the best interest of the child.[69] In evaluating whether an evidentiary hearing is warranted on a motion to modify custody, the district court may not consider the moving parties' factual allegations and exhibits unless they are "supported by verified pleadings, declarations, or affidavits."[70]

When parents with court-ordered joint legal custody of a minor child disagree on medical decisions regarding that child, the district court breaks the tie by determining which course of action is in the best interest of the child. "In determining which medical decision is in the child's best interest, the district court should consider (1) the seriousness of the harm the child is suffering or the substantial likelihood that the child will suffer serious harm; (2) the evaluation or recommendation by a medical professional; (3) the risks involved in medically treating the child; and (4) if the child is of a sufficient age and capacity to form an intelligent preference, the expressed preference of the child."[71] The Court emphasized the medical professional's opinion is not conclusive, but rather must be considered in the context of the individual circumstances of each case.[72]

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[69] See NRS 125C.0045(1)(a)(during the pendency of an action, at the final hearing or at any time thereafter during the minority of the child, a court may make sure order for the custody, care, education, maintenance and support of the minor child as appear in his/her best interest).

[70] *Myers v. Haskins*, 138 Nev. Adv. Op. 51, 513 P.3d 527, 534 (Ct. App. 2022).

[71] *Kelley v. Kelley*,

[72] *Id*.

1. **The seriousness of the harm the child is suffering or the substantial likelihood that the child will suffer serious harm.**

The Court FINDS the child received the necessary dental work required in what appears to be a reasonably timely manner. The Court FINDS neither party provided evidence the child is suffering or substantial likelihood the child will suffer serious harm. The Court FINDS this factor does not favor either party.

2. **The evaluation or recommendation by a medical professional.**

The Court FINDS neither party provided an evaluation or recommendation by a medical professional. The Court FINDS the December 3, 2025 treatment plan from Adventure Smiles appears to show the child would be treated for six (6) cavities and have a dental cleaning.[73] The Court FINDS the parties stipulate to the fact the child had at least two (2) cavities that needed to be filled and required a dental cleaning as recommended by a dental health professional. The Court FINDS this factor does not favor either party.

3. **The risks involved in medically treating the child.**

The Court FINDS Enrique expressed concerns regarding the child receiving unnecessary radiation exposure due to multiple oral ex-rays. The Court FINDS neither party addressed any risks involved in medically treating the child. The Court FINDS this factor minimally favors Enrique.

4. **If the child is of a sufficient age and capacity to form an intelligent preference, the expressed preference of the child.**

The Court FINDS the minor child, [redacted] age (9), is of insufficient age and capacity to

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[73] See Defendant's Exhibit Appendix at Exhibit 8, Proposed Treatment Plan, Adventure Smiles (filed December 7, 2025).

form an intelligent preference. The Court FINDS this factor does not favor either party.

Based on the foregoing factors, the Court FINDS Luba did not establish it is in the best interest of the child to award her temporary sole legal custody for the purpose of sole medical decision-making authority. Accordingly, the Court DENIES WITHOUT PREJUDICE Luba's request to award her sole legal custody for the purpose of sole medical decision-making authority.

The Court FURTHER FINDS Luba did not establish a substantial change of circumstances affecting the welfare of the child to establish adequate cause for an evidentiary hearing. Specifically, Luba cited the ongoing conflict between the parties over medical appointments and school events as grounds for modification of legal custody. The Court FINDS the parties have an extended history of litigation over these same issues. The Court FINDS Luba did not establish modification is in the child's best interest as set forth above.

Based on the foregoing, the Court DENIES WITHOUT PREJUDICE Luba's request to set an evidentiary hearing to modify legal custody to award her sole legal custody for the purpose of sole medical decision-making authority because she did not establish a *prima facie* case.

Luba's Request to Modify Electronic Visitation

Luba requested the modification of her electronic visitation to occur each Tuesday and Thursday at 7:15 PM. Luba stated the current electronic visitation schedule occurs on her exchange days, Mondays and Fridays, so it is no longer reasonable because it occurs on her visitation days. Enrique opposed Luba's request on the basis Luba would not agree to a different arrangement without litigation, it does not harm the child to go for a few days without talking to Luba and Luba tries to keep the child on the phone too long, which upsets the child.

NRS 125C.0045 states in relevant part:

> 1. In any action for determining the custody of a minor child, the court may, except as otherwise provided in this section and NRS 125C.0601 to 125C.0693, inclusive, and chapter 130 of NRS:
>
> (a) During the pendency of the action, at the final hearing or at any time thereafter during the minority of the child, make such an order for the custody, care, education, maintenance and support of the minor child as appears in his or her best interest; and
>
> (b) At any time modify or vacate its order, even if custody was determined pursuant to an action for divorce and the divorce was obtained by default without an appearance in the action by one of the parties.
>
> Ê The party seeking such an order shall submit to the jurisdiction of the court for the purposes of this subsection. The court may make such an order upon the application of one of the parties or the legal guardian of the minor.

The Court FINDS the current electronic visitation schedule is not practicable in light of Luba's current visitation schedule. The Court FINDS Luba demonstrated electronic visitation with the child each Tuesday and Thursday at 7:15 PM is reasonable and in the best interest of the child to foster and facilitate the child's relationship with her mother. Accordingly, the Court ORDERS Luba's visitation SHALL occur each Tuesday and Thursday at 7:15 PM by Zoom, Facetime, or telephone for a period not to exceed fifteen (15) minutes. Luba shall place the call; Enrique SHALL make the child available and ensure the child has reasonable privacy. The parties are prohibited from discussing litigation with the child or recording the child's visitation with either parent for the purpose of litigation.

ACCORDINGLY, the Court ORDERS as follows:

1. The Court DENIES Luba's request to reconsider in its entirety. Luba's renewed requests for relief are further denied.
2. The Court DENIES Luba's request for new relief to order Enrique to produce his wife's income.

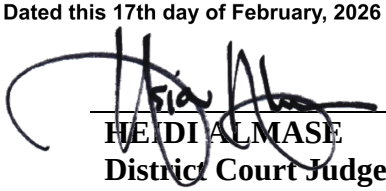
3. The Court DENIES Luba's request for new relief Luba's request for findings related to health insurance coverage for the child.
4. The Court DENIES the Court DENIES Enrique's request for attorney fees as legally deficient pursuant to EDCR 5.507(g).
5. The Court the Court GRANTS the stipulation of the parties and ORDERS Winter Break SHALL be modified as follows: The Winter Break holiday period will be divided into two segments based on the school calendar. Specifically, the first segment will begin on the day the school calendar releases for the break and shall continue until December 26th at 12:00 p.m. (noon), when the other parent's timeshare shall begin, to continue until school resumes following the Winter Break. The regular timeshare SHALL immediately begin when school resumes on the first day after Winter Break.

	Even Year	ODD YEAR
First Segment/Christmas	DAD	MOM
Second Segment/New Year's	MOM	DAD

6. The Court the Court DENIES Luba's request to modify all holiday and vacation orders; only the Winter Break provision SHALL BE MODIFIED as ordered above pursuant to the STIPULATION of the parties.
7. The Court DENIES WITHOUT PREJUDICE Luba's request to award her sole legal custody for the purpose of sole medical decision-making authority.
8. The Court DENIES WITHOUT PREJUDICE Luba's request to set an evidentiary hearing to modify legal custody to award her sole legal custody for the purpose of sole medical decision-making authority because she did not establish a *prima facie* case.
9. The Court the Court ORDERS Luba's visitation SHALL occur each Tuesday and Thursday at 7:15 PM by Zoom, Facetime, or telephone for a period not to exceed fifteen

(15) minutes. Luba shall place the call; Enrique SHALL make the child available and ensure the child has privacy. The parties are prohibited from discussing litigation with the child or recording the child's visitation with either parent for the purpose of litigation.

Dated this 17th day of February, 2026



HEIDI ALMASE
District Court Judge

F9F 810 DC0A D344
Heidi Almase
District Court Judge

CSERV

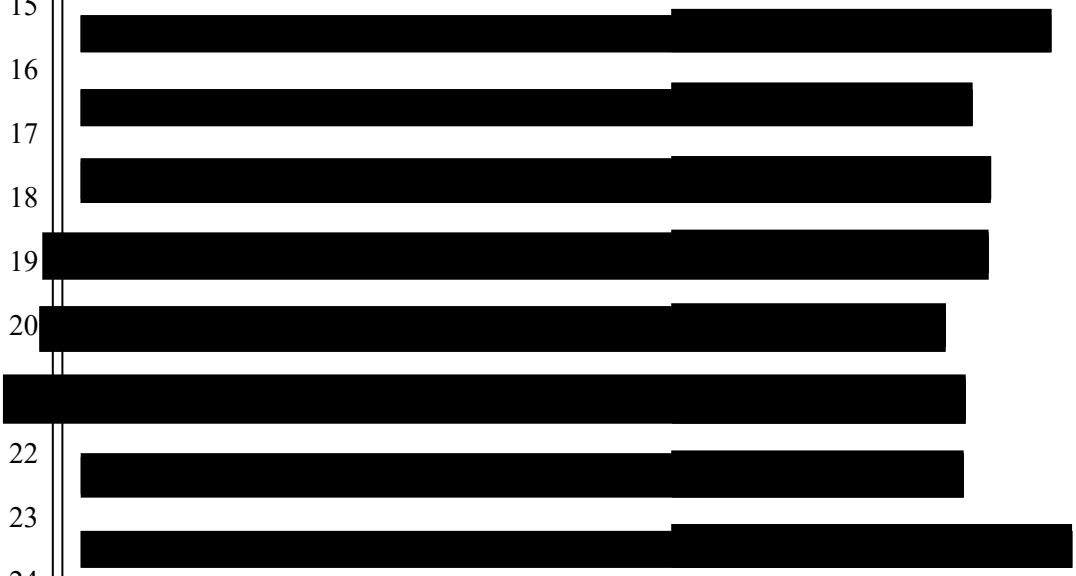
DISTRICT COURT
CLARK COUNTY, NEVADA

Luba Dace, Plaintiff vs. Enrique Ivan Velazquez-Gonzalez, Defendant.	CASE NO: D-18-575860-D DEPT. NO. Department X

AUTOMATED CERTIFICATE OF SERVICE

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

Service Date: 2/17/2026



If indicated below, a copy of the above mentioned filings were also served by mail via United States Postal Service, postage prepaid, to the parties listed below at their last known addresses on 2/18/2026

John Muije

John W. Muije & Associates
Attn: John W. Muije, Esq
[redacted]
North Las Vegas, NV, 89031

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** December 05, 2018

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

December 05, 2018 10:00 AM **All Pending Motions**

HEARD BY: Moss, Cheryl B. **COURTROOM:** Courtroom 13

COURT CLERK: Carol Foley

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, present
John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Dawn Lozano, Attorney, present

JOURNAL ENTRIES

- RETURN HEARING: FMC MEDIATION...CASE MANAGEMENT CONFERENCE

Plaintiff and Defendant sworn and testified.

With regard to FMC Mediation, Ms. Lozano noted there was a paragraph in the draft that she would like to add with regard to temporary timeshare. Court noted that is not in the Partial Parenting Agreement the Court received, and Ms. Lozano may draft an order from today's hearing with that information.

Upon Court's inquiry, Defendant advised he is working as a bartender at a restaurant, and he does not have a car and has been using Uber. Defendant advised he is renting a room in a four bedroom house and he can rent another room for the child.

Upon Court's inquiry, Defendant advised Plaintiff has been to the house. Ms. Lozano noted Plaintiff is concerned about marijuana and alcohol use around the baby and there has already been a break-in

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at the house. Defendant advised the house is safe. Defendant advised he stopped drinking about three months ago. Upon Court's inquiry, Plaintiff advised she smokes marijuana at night before she goes to bed. Court noted it would like to see six months or one year of responsible use. Ms. Lozano suggested testing for levels to keep it down.

Ms. Lozano requested a child support order today. Upon Court's inquiry, Defendant advised he earns minimum wage plus about $150 in tips per week, and he works three days a week.

Partial Parenting Agreement with regard to Joint Legal Custody, holidays, and temporary transportation signed and FILED IN OPEN COURT. COURT ORDERED, Partial Parenting Agreement AFFIRMED and ADOPTED.

PER STIPULATION,

Plaintiff will have PRIMARY PHYSICAL CUSTODY of the minor child.

Defendant's VISITATION SCHEDULE will be Sunday and Monday from 10:00 a.m. to 7:00 p.m. each day.

There will be no overnights until Defendant has a place and a crib.

Defendant will have to get a car seat for the child.

Defendant is to pay $100 per month towards child support ARREARS.

Parties are to cooperate regarding transfer of State Farm life insurance with the child as a beneficiary.

With regard to Thanksgiving, with the exception of 2019, the child will reside with Plaintiff in even years and with Defendant in odd years. The child will be with Plaintiff for Thanksgiving in 2019.

COURT FURTHER ORDERED,

Non-Jury Trial SET. Case and Non-Jury Trial Management Order FILED IN OPEN COURT.

18% of Defendant's represented gross monthly income of $1,560 is $281. TEMPORARILY, Defendant is to pay Plaintiff CHILD SUPPORT in the amount of $281 PER MONTH. Amount is to be transferred into Plaintiff's bank account.

There is to be NO ALCOHOL or SMOKING MARIJUANA by either party when they are driving with the child or taking care of the child.

Either parent may call for a random drug test of the other parent for up to one year. The party being tested will have to report the same day unless they are notified too late in the day and have to go in

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the morning. Additionally, Plaintiff may request an alcohol assessment for Defendant at Options. ATI Drug Testing Referral forms for random drug urinalysis and Options referral for random alcohol urinalysis provided to the parties. Referrals expire 12/5/19.

Defendant is required to file a Financial Disclosure Form. Blank form provided to Defendant in open court.

As the primary physical custodian, Plaintiff may claim the child each year for tax purposes.

Parties are to use the Talking Parents App to communicate.

Parties are to take the COPE class.

Ms. Lozano is to prepare the order.

3/25/19 1:30 PM NON-JURY TRIAL (STACK #2)

Clerk's note: Clerk placed a copy of Partial Parenting Agreement, Case and Non-Jury Trial Management Order, and ATI and Options referrals in the attorney folder of Dawn Lozano, Esq. and sent a copy to Defendant by mail.

INTERIM CONDITIONS:

FUTURE HEARINGS: Mar 25, 2019 1:30PM Non-Jury Trial
Non-Jury Trial - Stack #2
Courtroom 13 Moss, Cheryl B.

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** March 25, 2019

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

March 25, 2019 1:30 PM Non-Jury Trial

HEARD BY: Moss, Cheryl B. **COURTROOM:** Courtroom 13

COURT CLERK: Erica Jimenez

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, present
John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Dawn Lozano, Attorney, present

JOURNAL ENTRIES

- NON-JURY TRIAL: STACK 2

Attorney Lozano's paralegal, Kathryn Njus, present with Attorney Lozano.

Discussion regarding Father's oral motion to continue the trial.

Resident Witness, Philip Dace, sworn and testified for the purposes of the parties' divorce.

COURT ORDERED the following:

1. Mother shall retain PRIMARY PHYSICAL CUSTODY.

2. Father shall pay Mother CHILD SUPPORT in the amount of $372.00 per month, effective 2/1/19.

3. The following people are approved to pick-up the child on behalf of Mother:

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A. Maternal Grandmother, Nadia
B. Maternal Aunt, Katerina
C. Katerina's husband, Michael
D. Mother's significant other, Philip
E. Mother's friend, Canan, pronounced "Janan"
F. Mother's friend, Fernanda

4. Father's significant other, Jennifer, is approved to pick up the child on behalf of Father.

5. Parties shall file updated FINANCIAL DISCLOSURE FORMS (FDF's).

6. Father is directed to go to the State Farm office on Blue Diamond, today, 3/25/19, and transfer ownership of the LIFE INSURANCE POLICY to Mother.

7. Father owes Mother ATTORNEY'S FEES for today's hearing, 3/25/19, in the amount of $500.00 due by 12:00 p.m. (noon) on 3/29/19. The remaining amount of Mother's requested Attorney's Fees in the amount of $2,000.00 is DEFERRED to trial.

8. Father's Motion to continue trial set for 5/8/19 at 2:30 a.m. is VACATED.

9. Discovery closes on 10/24/19.

10. Pre-Trial Memos are due on 6/1/19.

11. Evidentiary Hearing re: custody and divorce (Stack #1) is SET for 11/25/19 at 1:30 p.m. Parties shall be placed on the priority list for 7/1/19, forward.

12. Case Management Order SIGNED and FILED IN OPEN COURT. A copy of the Case Management Order was provided to both Counsel IN OPEN COURT.

Attorney Grimes shall prepare the Order from today's hearing; Attorney Lozano shall review and countersign.

INTERIM CONDITIONS:

FUTURE HEARINGS: Mar 25, 2019 1:30PM Non-Jury Trial
Non-Jury Trial - Stack #2
Courtroom 13 Moss, Cheryl B.

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** November 15, 2019

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

November 15, 2019 **1:00 PM** **All Pending Motions**

HEARD BY: Fic, Holly **COURTROOM:** Courtroom 15

COURT CLERK: Helen Green

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- PLAINTIFF'S MOTION TO COMPEL DISCOVERY AND FOR ATTORNEY'S FEES AND SANCTIONS...DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL DISCOVERY AND FOR ATTORNEY'S FEES AND SANCTIONS

The Court reviewed the case.

Argument by counsel.

COMMISSIONER RECOMMENDED:

COMMISSIONER FINDS that EDCR 5.602 was not met as counsel attempted to contact opposing counsel after the motion was filed.

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Plaintiff's motion is DENIED. Plaintiff can re-notice the motion and advise of the deficiencies.

Each side reserves their right to request attorney fees before the Judge.

Attorney Throne shall submit the Report and Recommendation and attorney Grimes need not countersign.

Status Check SET for 12/6/19 at 1:30 P.M. If the Court receives the Report and Recommendation by next week counsel shall not need to appear for the Status Check.

INTERIM CONDITIONS:

FUTURE HEARINGS: Dec 06, 2019 1:30PM Status Check
Courtroom 15 Fic, Holly

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** November 25, 2019

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez, Defendant.

November 25, 2019 **1:30 PM** **Evidentiary Hearing**

HEARD BY: Moss, Cheryl B. **COURTROOM:** Courtroom 13

COURT CLERK: Michelle Cunningham

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, present
John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Dawn Lozano, Attorney, present

JOURNAL ENTRIES

- EVIDENTIARY HEARING (STACK #1) RE: DIVORCE AND CUSTODY

Court Certified Spanish Interpreter, Soledad Garcia, present with Defendant/Father. Court Certified Russian Interpreter, Tatyana Vargason, present with Plaintiff's Witness, Nadia [redacted]

Paralegal, Kathryn Njus, also present with Attorney Lozano.

Testimony and exhibits presented (see worksheets).

Attorney Lozano objected to Attorney Grime's exhibits because she only received them today at the start of court. Argument and discussion. Court overruled and allowed the exhibits. Attorney Lozano objected to custody being an issue during today's trial. Court reviewed the tape and further discussion. After reviewing the tape, Court overruled and will hear testimony for custody. Attorney Lozano stated Child Support needs to be properly set. Attorney Lozano further stated Attorney

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Grimes was to file a Motion to Strike his Admissions and it was not done. Attorney Lozano further stated the Pre-Trial Memorandum (PTM) was due 6/1/2019 and it was not filed until 11/18/2019 and asks it be stricken. Attorney Lozano further stated Discovery closed 10/24/2019 and the request for admissions/request for production of documents was received 11/4/2019 and the interrogatories came at the same time not signed by Plaintiff/Father as required by the rules and asks they be stricken as well. Further discussion Court will not strike anything but will consider monetary sanctions.

Discussion regarding the Schedule of Arrears. Further discussion regarding Attorney's fees. The EXCLUSIONARY RULE shall be invoked. Counsel waives opening statements.

Discussion regarding Contempt for Defendant/Father not signing the Life Insurance policy over. As a matter of procedure, Attorney Lozano shall submit an Order to Show Cause, have Attorney Grimes served and it will be addressed on day two (2) of the trial.

Attorney Grimes STIPULATES to the admission of Plaintiff's Exhibits 1 - 19. Attorney Lozano STIPULATES to the admission of Defendant's Exhibits A - NN.

Attorney Grimes objected to Attorney Lozano's witnesses after the first witness testified and after the second witness was sworn in and had begun testifying because they were not disclosed on her initial Pre-Trial Memorandum. Court overruled and permitted the testimony.

Discussion regarding Thanksgiving. Parties STIPULATE to Plaintiff/Mother receiving Thanksgiving in ODD YEARS and Defendant/Father receiving Thanksgiving in EVEN YEARS.

COURT ORDERED the following:

1. Order from 3/25/2019 hearing SIGNED and FILED IN OPEN COURT interlineated TEMPORARY into the Custody Order. Copies provided to counsel.

2. Evidentiary Hearing CONTINUED to 1/2/2020 from 9:00 a.m. to 12:00 p.m. and 1/3/2020 from 9:00 a.m. to 12:00 p.m.

3. Plaintiff/Mother shall meet Defendant/Father at the front desk at the Venetian tonight, 11/25/19, at 6:00 p.m. to exchange the child for a dinner visit. Plaintiff/Mother shall return the child to Defendant/Father's house at 9:00 p.m.

4. Defendant/Father shall have the child until Wednesday, 11/27/19, at 1:00 p.m. Defendant/Father shall take the minor child to Russian school tomorrow morning, 11/26/19. Plaintiff/Mother shall pick the child up from Defendant/Father's house. Normal visitation shall resume 12/1/19.

5. Starting tomorrow night, every night at 5:00 - 5:15 p.m. the custodial parent shall initiate a video call using the WHATSUP App. to the non-custodial parent. If there is an emergency and a video call

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is missed the call must be made up within 24 hours.

Department I's Judicial Executive Assistant (JEA) shall send out an Amended Scheduling Order to counsel/parties.

CLERK'S NOTE: Following a review of the video from the hearing at the request of the JEA, the Minute Order is being amended to include the following ruling: The Court will issue a BEHAVIOR ORDER. (12/13/2019 - mlc)

INTERIM CONDITIONS:

FUTURE HEARINGS: Dec 06, 2019 1:30PM Status Check
Courtroom 15 Fic, Holly

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** December 06, 2019

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

December 06, 2019 1:30 PM **Status Check**

HEARD BY: Fic, Holly **COURTROOM:** Courtroom 15

COURT CLERK: Neida Parker

PARTIES:

Dawm Lozano, Claimant, not present

Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present

[redacted] Gonzalez, Subject Minor, not present

Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present

Melvin Grimes, Attorney, not present

Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- STATUS CHECK: SUBMISSION OF REPORT AND RECOMMENDATION

Per Hearing Master, Report and Recommendation was received today, December 6, 2019; therefore, matter taken OFF CALENDAR.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** January 15, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

January 15, 2020 9:30 AM Evidentiary Hearing

HEARD BY: Moss, Cheryl B. **COURTROOM:** Courtroom 13

COURT CLERK: Erica Jimenez

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, present
John Muije, Attorney, not present
Melvin Grimes, Attorney, present

JOURNAL ENTRIES

- EVIDENTIARY HEARING: DAY 2 (MORNING SESSION)

Attorney Nathan Gibbs, Bar #5968, present for the Plaintiff/Mother. Attorney Melvin Grimes, Bar # 12972, present for the Defendant/Father. Court Interpreter, Magdalena Becerra, present for the Father.

Discussion regarding an Order to Show Cause to be submitted by Mother per Day 1 of trial. Further discussion regarding Mother's exhibits for Volume 2.

Testimony and Exhibits presented.

Plaintiff's Exhibit 20, 26, 30, 34-1, and 34-2 admitted. Defendant's Exhibit OO and SS admitted. Attorney Grimes will provide a copy of the video marked "Exhibit SS" at the next hearing.

COURT ORDERED the following:

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1. The Order to Show Cause submitted by Attorney Gibbs is rejected this morning and shall be resubmitted in the afternoon for a more specific Order to Show Cause with page numbers and line numbers of the violations.

MATTER TRAILED for lunch recess. MATTER RECALLED.

EVIDENTIARY HEARING: DAY 3 (AFTERNOON SESSION)

Court labeled the afternoon session as Day 3. All Parties present.

The video marked as "Exhibit SS" was received by the Court Clerk.

Discussion regarding future trial dates. Testimony and Exhibits presented.

COURT FURTHER ORDERED the following:

2. Order to Show Cause SIGNED and FILED IN OPEN COURT, parties served in open court.

3. Parties STIPULATE the child's medical bill from Southern Hills Hospital Medical Center in exhibit #13 will be split equally, however, both parents should have a reasonable time to negotiate a reduction in the amount and the final amount shall be split equally. The Court reserves jurisdiction. The Court excuses the 30/30 Rule as it is an outstanding marital debt.

4. On a trial basis, effective 1/18/20, Father shall have expanded VISITATION from Saturday at 10:00 a.m. until Monday at 7:00 p.m. Mother shall keep an eye on the child if the child does not have a stomach ache or the child is fine. Sending parent drops off the child. Parties shall follow the honk and text rule, however, the sending parent will unbuckle the child and wait on the sidewalk, the receiving parent will accompany the child back to the household.

5. Parents are admonished not to engage in any drama or conflict at exchanges. Parties may continue to video record each other at exchanges.

6. The custodial parent shall initiate a video call to the non-custodial parent between a time window of 5:00 p.m. and 5:15 p.m. for approximately three (3) minutes. Mother shall receive a phone call from Father on Saturday and Sunday, but not on Monday.

7. The RUSSIAN SCHOOL is exclusively for Mother, Mother's household, and child to be allowed on the premises. Temporarily and without prejudice, Father shall not come within 100 yards of the Russian School until further order of the Court. A stand alone order regarding the Russian school shall be prepared by Attorney Gibbs and Attorney Grimes shall review and countersign.

8. Day 4 of trial is set for 2/19/20 at 1:30 p.m.

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9. Pursuant to EDCR 7.50, the Order shall be enforceable, effective immediately.

Attorney Grimes shall prepare the Order from today's hearing; Attorney Gibbs shall review and countersign.

INTERIM CONDITIONS:

FUTURE HEARINGS:

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** February 19, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

February 19, 2020 1:30 PM All Pending Motions

HEARD BY: Moss, Cheryl B. **COURTROOM:** Courtroom 13

COURT CLERK: Erica Jimenez

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, present
John Muije, Attorney, not present
Melvin Grimes, Attorney, present

JOURNAL ENTRIES

- EVIDENTIARY HEARING (DAY 4)...PLAINTIFF'S MOTION TO REDUCE ATTORNEY'S LIEN TO JUDGMENT...DEFENDANT'S REPLY TO PLAINTIFF'S OPPOSITION TO NOTICE OF ATTORNEY'S LIEN AND MOTION TO REDUCE ATTORNEY'S LIEN TO JUDGMENT....PLAINTIFF'S MOTION TO STRIKE EXHIBIT 1 TO DAWN LOZANO, ESQ'S REPLY TO OPPOSITION TO MOTION TO REDUCE LIEN TO JUDGMENT...DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO STRIKE EXHIBIT 1 TO DAWN M. LOZANO, ESQ'S REPLY TO OPPOSITION TO MOTION TO REDUCE ATTORNEY'S LIEN TO JUDGMENT...OPPOSITION TO NOTICE OF ATTORNEY'S LIEN AND MOTION TO REDUCE ATTORNEY'S LIEN TO JUDGMENT

Attorney Nathan Gibbs, Bar #5965, present for the Plaintiff/Mother. Attorney Melvin Grimes, Bar #12972, present for the Defendant/Father with Court Interpreter, Estela Castro. Former Counsel to Mother, Attorney Dawn Lozano, Bar #3475, present with paralegal, Kathryn Njus.

Discussion regarding Attorney Lozano's request for an Attorney's Lien and Motion to Reduce Attorney's Lien. Upon Court's inquiry, Attorney Lozano represented she is owed $18,390.50 in

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attorney's fees.

COURT ORDERED the following:

1. Attorney Lozano's Motion to WITHDRAW is MOOT as Attorney Gibbs has filed a Substitution of Attorney.

2. Motion to strike Exhibit 1 is DENIED, however, it shall be SEALED.

3. Court is inclined to grant Attorney Lozano's request for a lien, however, the amount shall be set for an informal Evidentiary Hearing on the reasonableness of the fees.

4. An informal Evidentiary Hearing is set for 5/1/20 at 1:30 p.m. Attorney Lozano shall submit redacted billing statements and Attorney Gibbs shall submit a list of disputed items. Case Management Order SIGNED and FILED IN OPEN COURT.

Attorney Lozano shall prepare the Order from today's hearing; Attorney Gibbs shall review and countersign; Attorney Grimes WAIVES his signature.

Attorney Lozano exited the courtroom.

Court labeled, today as Day 3 of the Evidentiary Hearing.

Attorney Grimes represented the exclusionary rule is in effect.

Testimony and Exhibits presented.

Plaintiff's Exhibit 23 admitted.

COURT FURTHER ORDERED the following:

5. Father shall have CUSTODIAL TIMESHARE from Saturday at 2:00 p.m. until Tuesday at 8:30 a.m., sending parent shall drop off the child.

6. The non-custodial parent shall receive a daily VIDEO CALL for three (3) minutes at 5:00 p.m. Parties shall remove all distractions.

7. MATTER CONTINUED TO Day 4 set for 4/1/20 at 9:00 a.m. for a FULL DAY and Day 5 set for 4/2/20 at 9:00 a.m. for a FULL DAY. Department I's Judicial Executive Assistant (JEA) shall prepare a Trial Management Order.

INTERIM CONDITIONS:

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FUTURE HEARINGS:

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

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** May 15, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

May 15, 2020 **2:15 PM** **Minute Order**

HEARD BY: Moss, Cheryl B. **COURTROOM:** Chambers

COURT CLERK: Kendall Williams

PARTIES:

Dawm Lozano, Claimant, not present

Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present

[redacted] Gonzalez, Subject Minor, not present

Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present

Melvin Grimes, Attorney, not present

Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER - NO HEARING HELD AND NO APPEARANCES

NRCP 1 and EDCR 1.10 state that the procedures in district court shall be administered to secure efficient, just, and inexpensive determinations in every action and proceeding.

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

Pursuant to EDCR 2.23(c), the judge may consider the motion on its merits at any time with or without oral argument, and grant or deny it.

On May 2, 2020 Plaintiff/Mother represented by R. Nathan Gibbs, Esq. filed a Motion for Relief from the February 19, 2020 Hearing; For Continuance of Attorney s Fees Hearing.

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On May 04, 2020 a Notice of Hearing was generated by the Clerk of Court and served electronically.

On May 12, 2020 Plaintiff filed an Ex Parte Application for Order Shortening Time for Hearing on Motion and Notice of Motion for Trial Date to be Vacated and Reset to a Later Date.

The COURT NOTES that the parties both have email addresses on file with the Court.

The COURT NOTES that the Evidentiary Hearing on the Divorce/Custody is set to be heard on June 19, 2020 at 9:00AM.

The COURT FINDS that the matter of the divorce/custody SHALL require final adjudication before the matter of attorney s fees may be considered.

Pursuant to Administrative Order 20-09 and 20-13 re no in-person deposition absent a stipulation or agreement amongst the parties, the Informal Evidentiary Hearing on attorney s fees set for June 01, 2020 at 1:30PM SHALL be CONTINUED to JULY 14, 2020 at 1:30PM.

IT IS FURTHER ORDERED that Discovery on the issue of Attorney Lozano s Fees SHALL close June 30, 2020 by 5pm.

IT IS FURTHER ORDERED that Plaintiff s Motion currently set for June 8, 2020 at 9:30am is VACATED as MOOT.

The Evidentiary Hearing on Divorce/Custody set for JUNE 19, 2020 at 9:00AM STANDS.

Pursuant to Administrative Order 20-10 re Paper Elimination in response to the COVID-19 outbreak, a copy of this minute order shall be served electronically.

SO ORDERED.

CLERK'S NOTE: A copy of this minute order shall be emailed to the parties/counsel. (kw 5/15/2020)

INTERIM CONDITIONS:

FUTURE HEARINGS:

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** July 27, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

July 27, 2020 **2:00 PM** **Status Check**

HEARD BY: Moss, Cheryl B. **COURTROOM:** Courtroom 13

COURT CLERK: Jefferyann Rouse

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- STATUS CHECK:

Due to Governor Sisolak's Stay Home for Nevada directive, Plaintiff/Mom appeared with her Attorney of Record Nathan Gibbs. Attorney Melvin Grimes appeared on behalf of client Defendant/Dad and requested the Court excuse his appearance for today's court proceedings.

Upon the matter being called, the Court advised Counsel as to issues related to a trial being set in this matter.

Attorney Grimes stated concerns as to the trial being continued to January, Counsel further stated concerns as to witnesses coaching.

Attorney Gibbs stated concerns as to the courts order from the previous hearing as to Plaintiff/Mom's having visitation with the minor child one (1) weekend per month with the minor

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child.

The Court held a discussion as to the trial being heard by (bluejeans) audio equipment.

THE COURT NOTED it's still Plaintiff/Mom's Case in Chief and there one (1) POSSIBLE rebuttal witness.

THE COURT NOTED Defendant/Dad s has four (4) WITNESSES to call in his Case in Chief.

THE COURT ORDERED,

CUSTODY shall REMAIN STATUS QUO.

Counsel STIPULATED to an IN-PERSON TRIAL being held.

Should the COURTHOUSE OPEN SOON this COURT hall NOTIFY Counsel as to the hearing being held in the courtroom.

TEMPORARILY if the Maternal Grandmother wants (48) hours of VISITATION, Defendant/Dad shall receive COMPENSATORY 48 HOURS. The Maternal Grandmothers (48) hours shall be on Saturday and Sunday. The monthly visitation shall remain If the child's Maternal Grandmother with the minor child, parties shall TRADE custodial days therefore, Defendant/Dad will have (2) COMPENSATORY DAYS with the minor child on (2) Tuesday's of the month.

The NON-JURY TRIAL shall be CONTINUED to 2-2-2021 at 1:30 pm, subject to the New Judge ADJUSTING their calendar.

The New Judge shall have TRIAL TRANSCRIPTS since day 1, if feasible, video DVD for the New Judge shall be also made for the file.

Department I's JEA shall PREPARE and AMENDED ORDER SETTING TRIAL.

Attorney Grimes shall prepare the order of the court. Attorney Gibbs shall review and sign off.

INTERIM CONDITIONS:

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FUTURE HEARINGS:

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

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** September 01, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

September 01, 2020 **12:30 AM** **Minute Order**

HEARD BY: Bailey, Soonhee **COURTROOM:** Chambers

COURT CLERK: Diana Gonzales

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER WITHOUT HEARING.

Upon review of the request for an Order Shortening Time regarding the Motion to Compel Production of Documents, Court noted this matter is currently set for hearing on October 13, 2020 in Department I.

Therefore, COURT RECOMMENDED:

Order Shortening Time is DENIED, as there is no pending Motion before the Discovery Commissioner.

CLERK'S NOTE: Court clerk provided a copy of this Minute Order to all parties by email. dg

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INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** September 02, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

September 02, 2020 **12:30 AM** **Minute Order**

HEARD BY: Bailey, Soonhee **COURTROOM:** Chambers

COURT CLERK: Diana Gonzales

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present
John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER WITHOUT HEARING.

After a meeting between Judge Moss and the Discovery Commissioner, the Court decided the hearing regarding the Motion to Compel Production of Documents should be heard by Judge Moss on September 15, 2020.

Therefore, COURT RECOMMENDED:

Hearing on the Motion to Compel Production of Documents set for 10-13-20 at 9:00 a.m. will be VACATED and RESET for 9-15-20 at 1:30 p.m. in Department I.

CLERK'S NOTE: Clerk provided a copy of this Minute Order to all parties. dg

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INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** September 15, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez, Defendant.

September 15, 2020 **1:30 PM** **All Pending Motions**

HEARD BY: Moss, Cheryl B. **COURTROOM:** Courtroom 13

COURT CLERK: Helen Green

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present
John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- INFORMAL EVIDENTIARY HEARING RE AMOUNT OF ATTORNEY'S FEES FOR DAWN LOZANO/STATUS CHECK HEARING...PLAINTIFF'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS PURSUANT TO DULY SERVE SUBPOENA DEUCES TECUM

Attorney Gibbs appeared by video for Plaintiff.
Plaintiff appeared by video.
Attorney Lozano appeared by video for Defendant.

The Court reviewed the case.

Argument by counsel.

The Court noted that on 1/29/20 attorney Lozano filed her billing statements.

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The COURT FINDS that NRS 18.015 grants an attorney a lien if they meet all requirements of the statue; the Argentena case discusses the Court's jurisdiction to hear a lien, attorneys have since updated their Retainer Agreements to address the Court's jurisdiction by providing for client consent to jurisdiction if they have an outstanding balance due; a retaining lien is proper in NV, see Friedanelli case, if NRS 18.015 requirements are properly met; here, there's just a dispute as to reasonableness of fees, a final judgment amount needs to be adjudicated. From Nevada case law, it is apparent that a client may get their file turned over if they put up some type of collateral or security for the disputed amount or pay off the bill.

COURT ORDERED:

Attorney Gibbs' Motion to Compel is DENIED to the extent that the retaining lien on the client file is proper. Mom would need to put up collateral or pay the balance off to obtain her client file.

The Motion for 60b is GRANTED to the extent that the Court shall amend to have the Court acknowledge the state bar fee dispute policy language.

Attorney Lozano has already produced her retainer agreement, she can file a supplemental billing statement for the additional proceedings up through today.

Attorney Lozano requested disputed line items. Attorney Lozano and attorney Gibbs should file their line item disputes in the D-file. Counsel may respond.

Bluejeans Evidentiary Hearing on ATTORNEY FEES lien SET for October 5, 2020 at 1:30 P.M. Each side shall have 1 hour, 10 minutes for closing arguments. Attorney Gibbs shall go first in his case in chief.

Attorney Lozano's office shall e-mail the downloaded chat with fiance' Phil to attorney gibbs.

Attorney Gibbs shall serve attorney Lozano any final discovery for trial no later than 9/29/20. Discovery is closed except for updated FDF'S, new events that did not exist, recent documents that did not exist, etc.

Non-Jury Trial SET for February 1, 2021 at 9:00 A.M. to noon (Day 1 - 1/2 Day) and for February 2, 2021 at 9:00 A.M. to noon (Day 2 - 1/2 Day).

The Court's staff shall prepare an Amended Order Setting Trial.

Attorney Lozano shall prepare the Order from today's hearing and attorney Gibbs shall review and sign off.

INTERIM CONDITIONS:

FUTURE HEARINGS: Oct 05, 2020 1:30PM Evidentiary Hearing
Courtroom 13 Moss, Cheryl B.

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** October 05, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

October 05, 2020 1:30 PM Evidentiary Hearing

HEARD BY: Moss, Cheryl B. **COURTROOM:** Courtroom 13

COURT CLERK: Jefferyann Rouse

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present

Pro Se

JOURNAL ENTRIES

- INFORMAL EVIDENTIARY HEARING RE AMOUNT OF ATTORNEY'S FEES FOR DAWN LOZANO/STATUS CHECK HEARING

COURT CLERKS: Jefferyann Rouse, Michelle Cunningham (JAVS only for minute preparation) (mlc)

COURT NOTED it read Plaintiff's Pro Per Pre-Trial Memorandum. Further discussion regarding the contents and attorney/client privilege. COURT NOTED both sides previously stipulated to have trial in person in 2021.

Matter Trailed.

Matter Recalled.

Attorney Gibbs had a sidebar discussion with his client, Plaintiff, and Court went back on the record. Attorney GIbbs stated Plaintiff requests this trial be set after the divorce/custody trial is concluded,

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her pretrial memorandum (PTM) be stricken, and that the exhibits be stricken that were attached to her PTM. Attorney Lozano stated the PTM should be stricken because the Court did not order it and it is irrelevant. Further, Plaintiff's PTM was already filed and everyone has a copy. Attorney Grimes stated he has legally obtained these documents, does not view them as overly relevant regarding custody except to impeach contrary to the contents of the document and has no position on whether they should be stricken. Plaintiff stated her concerns about attorney client privilege information and requests this trial be put over till after the divorce/custody trial. Attorney Lozano argued interest is racking up on her retainer agreement, there is also prejudice to her law firm for waiting months to get paid. Attorney Lozano also argued she doesn't see any prejudice with proceeding today, Attorney Gibbs argued that it is prejudicial to Plaintiff since Attorney Lozano can get a video copy of today's trial.

COURT ORDERED the following:

1. This trial shall be POSTPONED until after the divorce/custody trial. The Matter shall be SET for 4/6/2021 at 1:30 p.m.

2. Non-Jury Trial currently scheduled 2/1/2021 and 2/2/2021 at 9:00 a.m. STANDS. STACK 1 is confirmed, HOWEVER, with the new incoming judge there is a possibility of reassignment to dates nearby.

3. Based upon Plaintiff's request and no opposition from either counsel, Plaintiff's Pre-Trial Memorandum shall be STRICKEN.

4. DISCOVERY is CLOSED.

Plaintiff shall prepare the order from today's hearing and Attorney Lozano shall review and sign off.

INTERIM CONDITIONS:

FUTURE HEARINGS: Oct 05, 2020 1:30PM Evidentiary Hearing
Courtroom 13 Moss, Cheryl B.

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** November 23, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez, Defendant.

November 23, 2020 **1:30 PM** **Motion**

HEARD BY: Hardcastle, Gerald W. **COURTROOM:** Courtroom 13

COURT CLERK: Michelle Cunningham; Jamile Vazquez

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present

Pro Se

JOURNAL ENTRIES

- PLAINTIFF'S VERIFIED MOTION FOR AN ORDER TO SHOW CAUSE WHY DEFENDANT SHOULD NOT BE HELD IN CONTEMPT OF COURT AND TO REVISE PROTOCOL FOR DROP OFFS AND FOR ADDING SPECIFIC INSTRUCTION TO THE VIDEO CALL ORDER

COURT CLERKS: Michelle Cunningham (mlc), Jamile Vazquez

Parties appeared via BLUEJEANS.

COURT NOTED it received the Motion to Consolidate late yesterday, it was not timely filed but the Court is inclined to consider it.

Plaintiff stated there are some issues that she would like to address today regarding Defendant conspiring with her boyfriend's child's mother and Attorney Grimes to take Plaintiff's child and her boyfriend's child.

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Attorney Grimes stated the October motion before the Court today does not comply with AWOD, the child is not being withheld and the motion is moot.

COURT ORDERED the Matter shall be taken UNDER ADVISEMENT. If the Court grants the Order to Show Cause (OSC), the Court will have the OSC issued and will set a hearing date.

INTERIM CONDITIONS:

FUTURE HEARINGS:

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** November 30, 2020

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez, Defendant.

November 30, 2020 **3:20 PM** **Minute Order**

HEARD BY: Moss, Cheryl B. **COURTROOM:** Chambers

COURT CLERK: Antoria Pickens;

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER - NO HEARING HELD

The Court reviewed all pleadings on file and issued the following ruling.

Based on the pleadings on file, the Court FINDS there were NO specific violations from Defendant addressed or supported in the Plaintiff's request for an Order to Show Cause. The Court further FINDS Plaintiff's request was VAGUE.

COURT ORDERED,

Plaintiff's request for an Order to Show Cause shall be DENIED. However, the Motion's remaining requests shall be CONTINUED and HEARD on January 5, 2021, at 10:00 AM.

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INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** February 17, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

February 17, 2021 10:00 AM All Pending Motions

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Silvia Avena

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, present
R. Gibbs, Unbundled Attorney, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present

Pro Se

JOURNAL ENTRIES

- OPPOSITION & COUNTERMOTION: DEFENDANT'S OPPOSITION TO PLAINTIFF'S AMENDED MOTION AND NOTICE OF MOTION FOR AN ORDER TO SHOW CAUSE REGARDING CONTEMPT AND COUNTERMOTION TO HAVE PLAINTIFF DECLARED A VEXATIOUS LITIGANT, FOR ATTORNEY'S FEES AND FOR EXCLUSIVE POSSESSION ON THE MARTIAL RESIDENCE... MOTION: AMENDED MOTION AND NOTICE OF MOTION FOR AN ORDER TO SHOW CAUSE REGARDING CONTEMPT... MOTION TO MODIFY CUSTODY: DEFENDANT'S EMERGENCY MOTION TO MODIFY CUSTODY... OPPOSITION: PLAINTIFF'S MOTION AND NOTICE OF MOTION FOR AN ORDER TO SHOW CAUSE REGARDING CONTEMPT... OPPOSITION & COUNTERMOTION: PLAINTIFF'S OPPOSITION T EX PARTE MOTION TO CONSOLIDATE HEARINGS... OPPOSITION: DEFENDANT'S OMNIBUS OPPOSITION AND RE;REPLY TO PLAINTIFFS VERIFIED MOTION FOR AN ORDER TO SHOW CAUSE WHY DEFENDANT SHOULD NOT BE HELD IN CONTEMPT OF COURT AND TO REVISE PROTOCOL OF FOR DROP OFFS AND FOR ADDING SPECIFIC INSTRUCTIONS TO THE VIDEO CALL ORDER, PLAINTIFFS E PARTE MOTION FOR RETURN OR CHILD, PLAINTIFF OPPOSITION TO

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DEFENDANT'S EMERGENCY MOTION TO MODIFY CUSTODY, PLAINTIFF'S EX PARE MOTION FOR RETURN OF CHILD, PLAINTIFF'S OPPOSITION TO DEFENDANT'S EMERGENCY MOTION MODIFY CUSTODY, PLAINTIFF'S EX PARTE MOTION FOR RETURN OF A CHILD, LUBAS OBJECTION TO AUTHENTICITY AND RELEVANCE OF ENRIQUE'S EXHIBITS, PLAINTIFF'S MOTION FOR AN ORDER TO SHOW CAUSE REGARDING CONTEMPT, AND PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER TO SHOW CAUSE.

BlueJeans/video hearing.

The Court noted the papers and pleadings on file.

Discussion/argument regarding Child Protective Services (CPS) issues, visitation, and child related matters.

COURT ADMONISHED the parties that if the parties do not act appropriately, the Court shall consider a third (3rd) party to care for the minor child.

The Court stated that any more long line of Motions as previously filed, shall be deemed vexatious litigant and therefore, COURT ORDERED, TEMPORARILY as follows:

The parties shall share JOINT LEGAL CUSTODY of the minor child.

The parties shall share JOINT PHYSICAL CUSTODY of the minor child.

Defendant shall have PARENTAL TIMESHARE with the minor child on Sundays at 8:00 a.m. until Wednesday at 5:00 p.m.

The CHILD EXCHANGES shall be at Family Court front gate/Marshall area. If any issues arise, Donna's House shall be ordered.

Plaintiff shall sign all pleadings as Gonzalez (legal name) until Plaintiff's name is legally changed.

Both of the parents shall submit to a PSYCH EVALUATION within sixty (60) days. Counsel shall work together to determine who shall complete the PSYCH EVALUATIONS and provider must be a Ph.D. level and with knowledge as to writing reports to the Court. The psychologist shall have access to all of the pleadings in this case.

The minor child shall not be told that her last name is "Snow", as the minor child's last name is Gonzalez.

The minor child shall not be enrolled/not attend a Russian school.

Plaintiff may hire a tutor to come to Plaintiff's house for minor child to learn Russian.

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All phone call communications with the minor child shall be in English (no Russian shall be used).

The phone call communications with the minor child may be recorded STANDS.

There shall be no phone call communications during the other parent's custodial time with the minor child.

DISCOVERY is OPEN.

Return hearing (psych eval) SET 4-28-21 at 11:30 a.m.

Trial shall be set at next hearing.

Grandmother's VISITATION is SUSPENDED. Grandmother may see the minor child when the minor child is in Plaintiff's care.

MOTION/OPPOSITION/COUNTERMOTION ISSUES PENDING are HELD IN ABEYANCE.

Mr. Grimes shall prepare the Order from today's hearing and Mr. Gibbs shall countersign.

INTERIM CONDITIONS:

FUTURE HEARINGS: Apr 28, 2021 11:30AM Return Hearing
(psych evaluation)
Courtroom 23 Perry, Mary

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** April 28, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

April 28, 2021 **11:30 AM** **Return Hearing**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Helen Green

PARTIES:

Dawm Lozano, Claimant, not present

Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present

[redacted] Gonzalez, Subject Minor, not present

Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present

Melvin Grimes, Attorney, not present

Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- RETURN HEARING: (PSYCH EVALUATION)

Attorney Gibbs appeared by Bluejeans video in an unbundled capacity for Plaintiff.
Plaintiff appeared by Bluejeans video.
Attorney Grimes appeared by Bluejeans video for Defendant.
Defendant appeared by Bluejeans video.

The Court noted that it had received the psychological evaluations and further noted that the parties should have used the same person.

Upon the Court's inquiry, Plaintiff stated that she paid $700.00 for her report. Attorney Grimes stated that dad paid the doctor that he used about $2,500.00.

Attorney Grimes stated that there were only two issues: custody and the marital home.

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Argument by counsel regarding traveling out of state and to Mexico with the child.

Attorney Grimes stated that dad's psychologist received all of the pleadings, but that he was not duplicative if the same facts were asserted in more than one document. Attorney Gibbs stated he sent pleadings to mom's psychologist as well.

Argument by counsel regarding the child's school and cost. Attorney Grimes stated that mom had enrolled the child in a private school over dad's objection and that the school was 45 minutes from dad's residence and 15 minutes from mom's residence.

Attorney Gibbs stated that both parties preferred a 3-2-2 schedule.

COURT ORDERED:

Per STIPULATION of counsel attorney Grimes may amend Defendant's Answer and Counterclaim and attorney Gibbs may amend his Reply.

The current location for child exchanges is at the courthouse. Per STIPULATION of counsel the parties shall exchange the child at the gas station on I-215 and Charleston and attorney Grimes shall include the address in the Order. The parties shall stay 10 feet apart and there shall be no communication between the adults at the exchange and they shall not leave their cars.

Dad shall go to mom's psychiatrist and the parties shall split the $700.00.

Mr. Gonzalez shall meet with Dr. Paglini and Dr. Paglini shall be used as the rebuttal for both mom and dad. The Court does not need recommendations.

Both parties shall have 14 days vacation and dad may take the child to Mexico and mom shall turn over the child's passport. The parties vacation time could be longer than 14 days when custodial days are attached. If dad does not return with the child the Court shall have him criminally prosecuted.

Mom may call the child on Tuesdays and Fridays when she is gone. If travel days are Tuesday and Friday then the parties shall change the days and that applies to both parties and the child is allowed to call whenever the child wishes.

As mom has already enrolled the child in private school over dad's objection mom shall pay the entire amount for the school and the Court shall have a small evidentiary hearing on that issue. Counsel shall fully brief the Court on the Arcela factors and include the numbers, standings for the schools, costs, etc. If the Court rules in dad's favor, dad shall be awarded attorney fees.

Attorney Gibbs shall provide counsel with mom's proposed custody schedule for review.

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Discovery closes on 9/13/21.

Any expert witnesses will be due on 6/14/21. Rebuttal experts are due on 7/14/21. Pre-Trial Memorandums and exhibits are due on 10/4/21.

Evidentiary Hearing SET for 10/11/21 @ 9:30 A.M. (Day 1) and for 10/12/21 @ 9:30 (Day 2). The Evidentiary Hearing shall be IN PERSON.

Evidentiary Hearing SET for 7/9/21 @ 1:30 P.M. (school issue) IN PERSON

Attorney Grimes shall prepare the Order from today's hearing and include the Trial Management Order.

INTERIM CONDITIONS:

FUTURE HEARINGS: Apr 28, 2021 11:30AM Return Hearing
(psych evaluation)
Courtroom 23 Perry, Mary

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** July 09, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

July 09, 2021 **1:30 PM** **Evidentiary Hearing**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present
R. Gibbs, Unbundled Attorney, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present

Pro Se

JOURNAL ENTRIES

- EVIDENTIARY HEARING: RE SCHOOL

The parties stated they have a stipulated agreement. Parties put under OATH and CANVASSED by the Court.

PARTIES STIPULATED and the COURT ORDERED the following:

The Minor Child shall be enrolled in the [redacted] The Minor Child shall participate at least 2 days of the week and Wednesday shall be on of those days. Both parties shall have the right to attend the Minor Child's first day of school. Both parties shall have a back up school that is equal distance from the parties residence if Bloom is determined to not be in the Minor Child's best interest.

The parties shall temporarily have a week on week off timeshare schedule with the Minor Child. The

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exchanges shall be on Wednesday at

The Defendant shall receive the Minor Child today July 9, 2021 at 6:30 pm with the Minor Child's passport for the planned vacation to Mexico

The parties shall have video communication through Zoom with the Minor Child on Fridays and Mondays at 7:00 pm.

The Plaintiff shall have vacation time with the Minor Child from July 28, 2021 to Massachusetts and shall provide the Defendant with a copy of the itinerary.

The parties shall not withhold the Minor Child's passport.

The Defendant shall notify the Plaintiff if he will be more than twenty four hours away from the scheduled exchanged and the Plaintiff shall keep the Minor Child in her custody.

Status Check SET for November 9, 2021 at 9:00 am.

Attorney Gibbs shall prepare the Order, send it to Attorney Grimes shall sign off and submit it to the Court.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** September 22, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

September 22, 2021 **3:00 PM** **Calendar Call - HM**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present
R. Gibbs, Unbundled Attorney, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Pro Se

JOURNAL ENTRIES

- CALENDAR CALL-HM

In the interest of public safety due to the Coronavirus pandemic, all parties were present via VIDEO CONFERENCE through the BlueJeans application.

Counsel stated that they are ready to proceed with the Trial dates given. Counsel agreed that 9:00 am would work for both parties instead of starting at 9:30 am.

Court discussed the quick claim deed from the Defendant to the Plaintiff. Court noted that the payments made towards the marital residence is from community income and the Court may be inclined to equally split the amount.

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COURT ORDERED the following:

Evidentiary Hearing SET for October 11, 2021 and October 12, 2021 shall start at 9:00 am.

The Minute Order shall suffice, and a written Order is not required.

INTERIM CONDITIONS:

FUTURE HEARINGS: Nov 09, 2021 9:00AM Status Check
STATUS CHECK RE:SCHOOLING
Courtroom 23 Perry, Mary

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** October 11, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

October 11, 2021 9:00 AM Evidentiary Hearing

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present
R. Gibbs, Unbundled Attorney, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present

Pro Se

JOURNAL ENTRIES

- EVIDENTIARY HEARING

Counsel noted that the parties have stipulated to custody and financial's are the only remaining issues.

Parties put under OATH. Testimony from the Defendant and Exhibits presented.

Parties STIPULATED to and the Court ORDERED the following:

The parties shall have JOINT LEGAL JOINT PHYSICAL custody of the Minor Child.

The parties shall have a week on week off timeshare schedule with the Minor Child. The child

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exchanges shall be on Wednesdays.

The Defendant shall notify the Plaintiff if he will be more than twenty four hours away from the Minor Child and the Plaintiff shall keep the Minor Child in her custody until the Defendant arrives back into the Country.

The non custodial parent shall have video communication with the Minor Child on Monday's and Friday's at 7:15 pm. The parties shall not monitor or record the calls.

Each party shall take a vacation period with the Minor Child for no less than seven days per year for a total of seven days but shall not interfere with the Minor Child's school. The parties shall notify one another where they will be traveling with the Minor Child anywhere outside of Clark county.

The Defendant shall have timeshare with the Minor Child for Thanksgiving day in the year 2021 and the Plaintiff shall have Thanksgiving day with the Minor Child in 2022. The Defendant shall have timeshare with the Minor Child for Halloween 2021 from and the Plaintiff shall have Halloween 2022 with the Minor Child.

The Plaintiff shall have timeshare with the Minor Child from December 17, 2021 to December 26, 2021 for winter break. The Defendant shall have timeshare with the Minor Child from December 26, 2021 to January 5, 2022 for winter break. The child exchanges shall be at 12:00 pm.

The Plaintiff shall have timeshare with the Minor Child each year for the Plaintiff's birthday and on Mother's Day. The Defendant shall have timeshare with the Minor Child each year for the Defendant's birthday and on Father's Day. The holiday times shall be described as starting at 10:00 am to 12:00 pm the following day.

The parties shall alternate Easter with the Minor Child each year.

Staring in 2022 the party that has the last week of school during their custodial time with the Minor Child shall also have the first week of winter break with the Minor Child.

The Plaintiff shall select a suitable counselor for the Minor Child. The Counseling sessions shall be during the Plaintiff's custodial time with the Minor Child. The Plaintiff shall bear all costs for the counseling. Both parties shall participate in Counseling as needed. Counseling itself shall not have any part in building the case unless it is a mandatory reporting situation.

The Plaintiff shall claim the Minor Child for the Dependent tax credit in odd years and the Defendant shall claim the Minor Child in even years.

Child Support shall be DEFERRED.

The parties' custodial stipulation shall be in effect pursuant to rule 7.50.

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Evidentiary Hearing SET for October 12, 2021 at 9:30 am STANDS.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** October 12, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

October 12, 2021 9:30 AM Evidentiary Hearing

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present
R. Gibbs, Unbundled Attorney, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present

Pro Se

JOURNAL ENTRIES

- EVIDENTIARY HEARING

Parties Put under Oath.

Plaintiff's Sworn Testimony given, Exhibits presented (see worksheet).

Counsel stated that the parties have stipulated to the remaining financial issues.

Parties Canvassed by Counsel.

Parties STIPULATED to and the Court ORDERED the following:

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

COURT FINDS that it has subject matter jurisdiction over this case, personal jurisdiction over the parties, and child custody subject matter jurisdiction over the minor child.

Upon submission of Decree, an absolute DECREE OF DIVORCE is GRANTED, pursuant to the stipulation outlined in Trial. The Parties are returned to the status of SINGLE and UNMARRIED.

The parties' stipulation shall be in effect pursuant to rule 7.50.

The parties shall have JOINT LEGAL JOINT PHYSICAL custody of the Minor Child.

The parties shall have a week on week off timeshare schedule with the Minor Child. The child exchanges shall be on Wednesdays.

The Defendant shall notify the Plaintiff if he will be more than twenty four hours away from the Minor Child and the Plaintiff shall keep the Minor Child in her custody until the Defendant arrives back into the Country.

The non custodial parent shall have video communication with the Minor Child on Monday's and Friday's at 7:15 pm. The parties shall not monitor or record the calls.

Each party shall take a vacation period with the Minor Child for no less than seven days per year for a total of seven days but shall not interfere with the Minor Child's school. The parties shall notify one another where they will be traveling with the Minor Child anywhere outside of Clark county.

The Defendant shall have timeshare with the Minor Child for Thanksgiving day in the year 2021 and the Plaintiff shall have Thanksgiving day with the Minor Child in 2022. The Defendant shall have timeshare with the Minor Child for Halloween 2021 from and the Plaintiff shall have Halloween 2022 with the Minor Child.

The Plaintiff shall have timeshare with the Minor Child from December 17, 2021 to December 26, 2021 for winter break. The Defendant shall have timeshare with the Minor Child from December 26, 2021 to January 5, 2022 for winter break. The child exchanges shall be at 12:00 pm.

The Plaintiff shall have timeshare with the Minor Child each year for the Plaintiff's birthday and on Mother's Day. The Defendant shall have timeshare with the Minor Child each year for the Defendant's birthday and on Father's Day. The holiday times shall be described as starting at 10:00 am to 12:00 pm the following day.

The parties shall alternate Easter with the Minor Child each year.

Staring in 2022 the party that has the last week of school during their custodial time with the Minor Child shall also have the first week of winter break with the Minor Child.

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

The Plaintiff shall select a suitable counselor for the Minor Child. The Counseling sessions shall be during the Plaintiff's custodial time with the Minor Child. The Plaintiff shall bear all costs for the counseling. Both parties shall participate in Counseling as needed. Counseling itself shall not have any part in building the case unless it is a mandatory reporting situation.

All and any Child Support and Arrears shall be WAIVED and shall be revisited in eighteen months as of today October 12, 2021.

The Plaintiff shall claim the Minor Child for the Dependent tax credit in odd years and the Defendant shall claim the Minor Child in even years.

The marital residence shall be listed for sale. Attorney Grimes shall provide Attorney Gibbs with three names of realtors and Attorney Gibbs shall select one of the three. If the realtor chosen is not sufficient in selling the home in timely matter the parties shall stipulate on choosing a different realtor. The parties shall participate and cooperate with the realtors recommendations.

The money from the sale of the home shall be used to pay off the balance on the Mortgage and whatever fees are associated with "Exhibit A" the quick claim deed.

The remaining balance from the sale of the home shall be equally split between the parties.

The parties shall keep any and all assets and bank accounts in their name as their sole and separate property.

The parties shall bear their own Attorney's fees and costs.

Status Check SET for November 9, 2021 at 9:00 am STANDS.

Attorney Gibbs shall prepare the Divorce Decree, send it to Attorney Grimes for review and signature and submit it to the Court.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** November 09, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez, Defendant.

November 09, 2021 **9:00 AM** **Status Check**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present
R. Gibbs, Unbundled Attorney, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Pro Se

JOURNAL ENTRIES

- STATUS CHECK: STATUS CHECK RE: SCHOOLING

In the interest of public safety due to the Coronavirus pandemic, all parties were present via VIDEO CONFERENCE through the BlueJeans application.

Court inquired on why additional names of schools were provided for the Court's consideration. Attorney Gibbs stated that the [redacted] previously chosen has no curriculum and that volunteer parents are teaching the children. Counsel stated argument regarding home schooling the Minor Child until a school is chosen.

Court discussed the additional schooling options that are equal distance from the parties' residence.

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Court further discussed setting a Trial based on the schools provided.

COURT ORDERED the following:

The parties shall each present three schools to the Court.

Attorney Grimes shall being the passport paperwork on the Trial date to be signed in open Court.

Non Jury Trial SET for November 18, 2021 at 1:30 pm.

The Minute Order shall suffice, and a written Order is not required.

INTERIM CONDITIONS:

FUTURE HEARINGS:

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** November 18, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

November 18, 2021 **1:30 PM** **Non-Jury Trial**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present
R. Gibbs, Unbundled Attorney, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present

Pro Se

JOURNAL ENTRIES

- NON JURY TRIAL: NON JURY TRIAL (1/2 DAY) : SCHOOLING

Court noted that today's setting was to decide on school for the Minor Child to attend. Court further noted that the parties have narrowed down to two schools that is equal distant from both residences but that the Defendant is opposed to the charter school.

Parties put under OATH. Plaintiff's TESTIMONY presented. Exhibits presented/admitted (see worksheet).

Parties STIPULATED to the following:

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Plaintiff's Exhibits 1 through 19 shall be ADMITTED.

Temporarily the Minor Child shall be enrolled into [redacted] school without prejudice.

COURT ORDERED the following:

The parties shall be allowed to take the Minor Child out of the Country during their timeshare during the summer months as long as the party notifies the other party in advance.

Counsel shall exchange the school statistics no later than November 29, 2021.

The Defendant shall keep the passport in his possession during the even years and the Plaintiff shall keep the passport in her possession during the odd years. The passport shall follow the Minor Child during the summer months.

The Defendant shall keep the passport for the remainder of the year 2020.

The Non Jury Trial (Day 2) SET for December 7, 2021 at 9:00 am.

INTERIM CONDITIONS:

FUTURE HEARINGS: Nov 18, 2021 1:30PM Non-Jury Trial
NON JURY TRIAL (1/2 DAY) : SCHOOLING
Courtroom 23 Perry, Mary

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** December 07, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

December 07, 2021 9:00 AM **Non-Jury Trial**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present
R. Gibbs, Unbundled Attorney, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present

Pro Se

JOURNAL ENTRIES

- NON-JURY TRIAL: NON JURY TRIAL (HALF DAY) (DAY 2)

Parties put under OATH. Sworn testimony and Exhibits presented (see worksheet).

COURT stated its FINDINGS and ORDERED the following:

The Minor Child shall continue to attend and stay enrolled in [redacted] School.

The Plaintiff shall be allowed to apply at the [redacted] Elementary School in February of 2023. The parties shall work together and research the [redacted] to decide if it is in the best interest of the Minor Child.

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The parties STIPULATE to attending family therapy. They shall agree on a therapist and shall attend therapy for a minimum of six months.

Attorney Grimes shall prepare the final Order, send it to Attorney Gibbs for review and signature and submit it to the Court.

Case shall be CLOSED.

INTERIM CONDITIONS:

FUTURE HEARINGS: Dec 07, 2021 9:00AM Non-Jury Trial
NON JURY TRIAL (HALF DAY) (DAY 2)
Courtroom 23 Perry, Mary

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** December 20, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

December 20, 2021 8:00 AM **Minute Order**

HEARD BY: Perry, Mary **COURTROOM:** Chambers

COURT CLERK: Kyle Medina

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER NO HEARING HELD
D-18-575860-D
Luba Gonzalez vs. Enrique Ivan Velazquez-Gonzalez

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

In the interest of Judicial Economy, both Plaintiff and Defendant s Motions filed on December 17, 2021 will be ADVANCED to be heard on December 22, 2021 at 11:30am in conjunction with the required hearing on the Temporary Restraining Order.

Copies of this Minute Order to be provided to the parties and their counsel.

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INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** December 22, 2021

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

December 22, 2021 11:30 AM **All Pending Motions**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:

Dawm Lozano, Claimant, not present

Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present

[redacted] Gonzalez, Subject Minor, not present

Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present

Melvin Grimes, Attorney, present

Benjamin Childs, Attorney, present

JOURNAL ENTRIES

- HEARING REQUIRED FOR TPO: & ORDER TO SHOW CAUSE...MOTION: LUBA SNOW MOTION TO SET ASIDE

In the interest of public safety due to the Coronavirus pandemic, Attorney Grimes, Attorney Burke and the Defendant were present via VIDEO CONFERENCE through the BlueJeans application. Attorney Child's and the Plaintiff were present in person.

Court noted that the bankruptcy Court needs a clear record of the findings of the case. Court further noted that the Plaintiff's share could have been placed in the Attorney's trust account until the bankruptcy Court reached a decision so that it would have not adversely affected the new buyers of the property or the Defendant of the property.

Attorney Grimes stated that for the record he did not mislead the Court or violate any sections.

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COURT stated its FINDINGS and ORDERED the following:

There is an automatic stay on the proceedings therefore the Matter shall be taken OFF CALENDAR.

Attorney Grimes shall prepare the Final Order and submit it to the Court.

INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** March 16, 2022

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

March 16, 2022 **11:00 AM** **All Pending Motions**

HEARD BY: Hardcastle, Gerald W. **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina; Kimberly Morehead

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Benjamin Childs, Attorney, present

JOURNAL ENTRIES

- MOTION: PLAINTIFF'S MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACTS [NRCP 52 (B) AND/ OR TO ALTER OR AMEND JUDGEMENT [NRCP 59(E)] AN/OR CORRECT CLERICAL ERROR [NRCP 0(A) AND (B)]...OPPOSITION & COUNTERMOTION: DEFENDANT'S OPPOSITION TO PLAINTIFFS OPPOSITION TO PLAINTIFFS'S MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACT AND/OR AMEND JUDGEMENT AND/OR CORRECT CLERICAL ERROR AND COUNTERMOTION FOR ATTORNEY'S FEES...MOTION: PLAINTIFF'S REPLY TO OPPOSITION MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACTS [NRCP 52 (B) AND/ OR TO ALTER OR AMEND JUDGEMENT [NRCP 59(E)] AN/OR CORRECT CLERICAL ERROR [NRCP 0(A) AND (B)]

In the interest of public safety due to the Coronavirus pandemic, all parties were present via VIDEO CONFERENCE through the BlueJeans application.

Court noted that the pleadings have been reviewed. Court stated that due to the history of the case

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the pleadings shall be heard by Judge Perry. Counsel agreed with the Court's suggestion.

COURT ORDERED the following:

The Motion and Opposition hearings shall be CONTINUED to March 30, 2022 at 11:00 am.

The Minute Order shall suffice, and a written Order is not required.

INTERIM CONDITIONS:

FUTURE HEARINGS:

Mar 30, 2022 11:00AM Motion
MOTION:PLAINTIFF'S MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACTS [NRCP 52 B AND/OR TO ALTER OR AMEND JUDGMENT...(CONTINUED FROM 03/16/2022)
Courtroom 23 Perry, Mary

Mar 30, 2022 11:00AM Opposition & Countermotion
OPPOSITION & COUNTERMOTION: DEFENDANT'S MOTION (CONTINUED FROM 03/16/2022)
Courtroom 23 Perry, Mary

Mar 30, 2022 11:00AM Motion
MOTION: PLAINTIFF'S REPLY TO OPPOSITION TO MOTION TO AMEND (CONTINUED FROM 03/16/2022)
Courtroom 23 Perry, Mary

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** March 30, 2022

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

March 30, 2022 **11:00 AM** **All Pending Motions**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina; Kimberly Morehead

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Benjamin Childs, Attorney, present

JOURNAL ENTRIES

- MOTION: MOTION: PLAINTIFF'S MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACTS [NRCP 52 B AND/OR TO ALTER OR AMEND JUDGMENT...(CONTINUED FROM 03/16/2022)...OPPOSITION & COUNTERMOTION: OPPOSITION & COUNTERMOTION: DEFENDANT'S MOTION (CONTINUED FROM 03/16/2022)...MOTION: MOTION: PLAINTIFF'S REPLY TO OPPOSITION TO MOTION TO AMEND (CONTINUED FROM 03/16/2022)

In the interest of public safety due to the Coronavirus pandemic, all parties were present via VIDEO CONFERENCE through the BlueJeans application.

Court reviewed the pleadings on file and the history of the case. Attorney Child's stated that bankruptcy has been filed and court noted that there is an automatic stay.

Court stated that the Department reviewed the competing Orders that were submitted and the Court chose the correct Order. Court further noted that the Court will not force someone to attend therapy.

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COURT ORDERED the following:

The Plaintiff's Motions shall be DENIED.

Attorney's fees shall be GRANTED. Attorney Grimes shall submit a memorandum of fees and costs to the Court.

Attorney Grimes shall submit the December 22, 2022 Order to the Court.

Attorney Grimes shall prepare the Final Order, send it to Attorney Child's for review and signature and submit it to the Court.

Case shall be CLOSED.

INTERIM CONDITIONS:

FUTURE HEARINGS:

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** May 17, 2022

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

May 17, 2022 **8:00 AM** **Minute Order**

HEARD BY: Perry, Mary **COURTROOM:** Courtroom 23

COURT CLERK: Kyle Medina

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present

John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER NO HEARING HELD
D-18-575860-D
Luba Gonzalez vs. Enrique Ivan Velazquez-Gonzalez

This case was reassigned to Department P from Department I after the 2020 election. When Department P took over this case there was already a lengthy history of game playing and manipulation between the Parties dating back to 2018. These games and the need to win did not cease once Department P took over. At the time of the October Evidentiary Hearing there were already 260 filings within the matter.

On October 11 and October 12, 2021, the Court held the Evidentiary Hearing for Divorce in this matter. Testimony was taken, but the Parties ultimately entered into a Marital Settlement agreement after Counsel for both Parties engaged in a side bar with Judge Perry. Judge Perry had made it clear to Counsel that after hearing testimony regarding the transfer of the marital party, she found that

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Plaintiff had committed fraud upon Defendant in the transfer of the property and did not find Plaintiff credible. Plaintiff s Counsel advised his client based off this information and the Marital Property was stipulated to being Community Property and proceeds from the sale to be equally divided.

After once again reviewing the entirety of the case, at the end of the October 12 , 2021 Evidentiary Hearing the Court gave warning to both Parties to put their differences aside and start working on developing a friendship for the sake of their child. Judge Perry noted how many times the Parties had appeared before her in a short period of time because of their insistence to win over the other Party at all costs. Similar sentiments were made after the November 18, 2021 and December 7, 2021 Evidentiary Hearing dates to determine the child s school.

Shortly thereafter on December 15, 2021 Plaintiff filed for Bankruptcy. The Bankruptcy paperwork alleged that Plaintiff was the only person with an interest in the home, and that she was still in fact married with the divorce pending. However, the Stipulated Decree of Divorce was signed on December 8, 2021 and a Notice of Entry was filed December 10, 2021. Therefore, this was not true, Plaintiff had been divorced for a week and the property had been ordered to be divided. This appeared to be another stab at winning on behalf of Plaintiff. Seeing that Plaintiff was attempting to commit fraud in another Court, at the hearing on December 22, 2021, the Court did state the adverse findings it would have made in October 2021 as to the property and Plaintiff s credibility had the Parties not entered into the Martial Settlement Agreement.

One more hearing occurred in this case on March 30, 2022 regarding Plaintiff s Motion to Amend of Make Additional Findings, which was denied. Plaintiff has since filed one more Motion to Amend, Make Additional Findings or Order a New Trial. It appears to the Court that Plaintiff s game-playing and insistence at winning continues. Before this final Motion could be heard, Plaintiff filed an Affidavit to Disqualify based on bias or prejudice.

This Court FINDS that after presiding over this case for almost a year and a half, and having watched Plaintiff attempt to defraud the other Party as well as attempt to defraud another Court, the Court has now developed a personal bias against Plaintiff and therefore should not remain on this case.

This Court voluntarily recuses from future hearings in D-18-575860-D and hereby ORDERS that the Clerk of the Court randomly reassign D-18-575860-D to another department. The Motion hearing set for May 18, 2022 at 11:00am on the Department P Calendar for PLAINTIFF S MOTION TO AMEND OR MAKE ADDITIONAL FINDINGS OF FACTS [NRCP52(b)] AND/OR FOR A NEW TRIAL [NRCP 59(a)] AND/OR TO ALTER OR AMENDS JUDGMENT [NRCP 59(e)] AND/OR CORRECT CLERICAL ERROR [NRCP 60(a) AND (b)] filed April 12, 2022 and Defendants subsequent OPPOSITION AND COUNTERMOTION filed April 22, 2022 shall be vacated and rescheduled upon re-noticing on the new Department Calendar, as well as Plaintiff s Claim of Exemption and Defendant s Objection.

Pursuant to the Model Code of Judicial Conduct: Canon 2, Rule 2.11(A)(1): A judge shall disqualify

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herself in any proceeding in which the judge s impartiality might reasonably be questioned, including but not limited to the following circumstances: (1) The judge has a personal bias or prejudice concerning a party or a party s lawyer.

NOW THEREFORE; IT IS HEREBY ORDERED, that this Court voluntarily recuse itself on D-18-575860-D, pursuant to:

Model Code of Judicial Conduct: Canon 2
Rule 2.11. Disqualification.
(A) A judge shall disqualify himself or herself in any proceeding in which the judge s impartiality might reasonably be questioned, including but not limited to the following circumstances:
(1) The judge has a personal bias or prejudice concerning a party or a party s lawyer, or personal knowledge of facts that are in dispute in the proceeding.

IT IS FURTHER ORDERED, that this case be immediately be transferred to another department pursuant to:

NRS 1.235(5)(a):
(5) Except as otherwise provided in subsection 6, the judge against whom an affidavit alleging bias or prejudice is filed shall proceed no further with the matter and shall:
(a) If the judge is a district judge, immediately transfer the case to another department of the court, if there is more than one department of the court in the district, or request the judge of another district court to preside at the trial or hearing of the matter.

A copy of this minute order shall be served on the parties and their attorneys, as well as the Department 7 Law Clerk.

INTERIM CONDITIONS:

FUTURE HEARINGS:

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** March 21, 2023

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

March 21, 2023 **8:15 AM** **All Pending Motions**

HEARD BY: Almase, Heidi **COURTROOM:** RJC Courtroom 03B

COURT CLERK: Omynisha Green

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Benjamin Childs, Attorney, present

JOURNAL ENTRIES

- PLAINTIFF'S MOTION TO CLARIFY ORDERS AND MAKE ADDITIONAL ORDERS REGARDING TRAVEL OF MINOR CHILD...DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION TO CLARIFY ORDER AND MAKE ADDITIONAL ORDERS REGARDING TRAVEL OF MINOR CHILD AND COUNTERMOTION FOR ATTORNEY'S FEES

All parties were present via BLUEJEANS Video Conference.

Court called the case and reviewed the motions.

COURT NOTED it signed the Order to Show Cause in advance; it prefers to manually group the motion for April 12, 2023, and allow Attorney Childs the opportunity to file an opposition.

COURT NOTED it would like to have the motions hearing on the date of the show cause.

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Attorney Childs stated the March 13, 2023 motion on today's calendar is resolved as the date for travel has passed, and he requests orders.

COURT NOTED the conference call between the Court and counsel was not on the record, and no orders would issue; any results of the telephone conference would have had to be by stipulation of counsel.

COURT NOTED the defendant could not request relief in a declaration.

Further discussion regarding the telephone conference and the plaintiff's declaration for additional relief.

Attorney Childs stated the opposing side did not file a financial disclosure form (FDF). Attorney Grimes stated the defendant would file an FDF.

Attorney Grimes stated his concerns are that the plaintiff has absconded with the child and withheld the child. Attorney Grimes stated under NRS 125C.0035 (9) there is prima facie and probable cause that the plaintiff has committed an obduction by withholding the child in violation of the decree of custody.

Attorney Grimes argued regarding the March 14, 2023 opposition and the declaration of relief; it would not be appropriate to change the child's last name to a step-parent's last name. Attorney Grimes further stated the defendant would file a motion to modify custody due to a change in circumstance; the defendant would seek Attorney's fees as the plaintiff received an offset to get a two (2) year no-motion peace treaty.

COURT NOTED the countermotion for Attorney's fees and costs would be appropriate; an award of Attorney's fees and costs is discretionary.

COURT NOTED it must look at the party's financials pursuant to Miller v. Wilfong; however, it must do so with financial disclosure forms.

Further discussion regarding the child exchange.

COURT ORDERED the following:

The plaintiff's declaration for additional relief is DENIED without prejudice;

The underline orders, in this case, REMAIN STATUS QUO;

The defendant's request for Attorney's fees and costs is DENIED;

Attorney Grimes shall prepare the order for today's hearing and submit it to Department X. Attorney

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Childs shall review and counter-sign.

CLERK'S NOTE: Minutes completed via JAVS by courtroom clerk Jocyelyn Johnson (3/30/2023-jj)

INTERIM CONDITIONS:

FUTURE HEARINGS:

Apr 06, 2023 11:00AM Motion
Defendant's Emergency Motion for Return of the Child, for an Order to Show Cause and for a Referral to the District Attorney for Criminal Charges
RJC Courtroom 03B Almase, Heidi

Apr 06, 2023 11:00AM Order to Show Cause
RJC Courtroom 03B Almase, Heidi

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

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** April 06, 2023

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

April 06, 2023 **11:00 AM** **All Pending Motions**

HEARD BY: Almase, Heidi **COURTROOM:** RJC Courtroom 03B

COURT CLERK: Omynisha Green

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Benjamin Childs, Attorney, present

JOURNAL ENTRIES

- MOTION: DEFENDANT'S EMERGENCY MOTION FOR RETURN OF THE CHILD, FOR AN ORDER TO SHOW CAUSE AND FOR A REFERRAL TO THE DISTRICT ATTORNEY FOR CRIMINAL CHARGES... ORDER TO SHOW CAUSE... OPPOSITION & COUNTERMOTION: PLAINTIFF'S OPPOSITION TO DEFENDANTS EMERGENCY MOTION FOR RETURN OF THE CHILD, FOR AN ORDER TO SHOW CAUSE AND FOR REFERRAL TO THE DISTRICT ATTORNEY FOR CRIMINAL CHARGES AND COUNTERMOTION FOR AWARD OF ATTORNEYS FEES

Attorney Benjamin Childs was present on behalf of Plaintiff. Attorney Melvin Grimes was present on behalf of Defendant. All parties present appeared in person.

Upon the Court's inquiry, Attorney Grimes stated there had been no resolution to the issues before the Court. Attorney Grimes stated he received motion from Plaintiff requesting modification of the decree so she could prohibit Defendant from taking his spring vacation in Mexico. Attorney Grimes stated the Court scheduled a phone conference between Counsel and indicated; what the likely

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outcome would be. Attorney Grimes stated despite that and numerous requests, even some acquiescence Plaintiff's in violation of the order of the Court. Attorney Grimes stated Plaintiff withheld the child, secreted the child away, and kept the child from Defendant. Attorney Grimes stated what's before the Court is two (2) specific allegations Plaintiff refused to turn the child over on March 15, 2023, at 9:00 AM, and Plaintiff scheduled a dental appointment for the child without consulting, discussing, or getting permission from Defendant. Attorney Grimes stated Plaintiff unilaterally in violation of joint legal custody and the previsions specific in her decree changed the appointment to the 24th so it was on her time. Attorney Grimes stated that is a violation of joint legal custody. Attorney Grimes stated the third issue before the Court is rather or not Plaintiff committed the act of parental abduction she has. Attorney Grimes stated NRS200.359 paragraph one (1) specifically says if you are subject to decree of custody that is final. Attorney Grimes stated NRS125C.00357 paragraph seven (7) says if by clear and convincing evidence. Attorney Grimes stated Plaintiff is not fit for joint custody and should only have supervised visitation. Attorney Grimes requested the Court set evidentiary hearing on the order to show cause. Attorney Grimes requested the Court temporally modify custody to sole physical custody to Defendant with supervised visits for Plaintiff until she rebuts paragraph seven (7) as required by law. Attorney Grimes requested the Court refer this matter to the district Attorney for criminal prosecution.

Attorney Childs stated Plaintiff is trying to protect the child. Attorney Childs stated Plaintiff never received itinerary from Defendant to travel to Mexico. Attorney Childs stated Plaintiff asked Defendant to activate Talking Parents Defendant still hasn't activated Talking Parents. Attorney Childs stated the problem he has is the natural law.

Argument continued by Attorney Childs regarding communication between the parties and Plaintiff's electronic visitation for the child.

Attorney Grimes stated Plaintiff was provided itinerary of travel specific to the order. Attorney Grimes stated as an offer itinerary was not timely offered because it was rescheduled.

COURT NOTED the Order to Show Cause (OSC) under the rule signed in advance by Dept. X OSC was not scheduled.

COURT ORDERED, the following:

Request for Modification of CUSTODY is DEFERRED.

Court ADMONISHED the parties shall adhere to the custody orders they are governing orders and to adhere to the letter of them.

Defendant's request for Referral for Prosecution is DENIED.

Defendant's request for Referral to District Attorney (DA) by the Court is DENIED.

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ATTORNEY'S FEES and COSTS DEFERRED.

Matter set for a EVIDENTIARY HEARING on August 31, 2023 at 1:30 PM (half day setting). A TRIAL MANAGEMENT ORDER shall be ISSUED by CHAMBERS.

Attorney Grimes shall prepare order for today s hearing. Opposing counsel to review and countersign.

INTERIM CONDITIONS:

FUTURE HEARINGS: Aug 31, 2023 1:30PM Evidentiary Hearing
re: order to show cause
RJC Courtroom 03B Almase, Heidi

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** June 09, 2023

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

June 09, 2023 **3:11 PM** **Minute Order**

HEARD BY: Almase, Heidi **COURTROOM:** Chambers

COURT CLERK: Omynisha Green

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present
John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER NO HEARING HELD

This matter is scheduled for June 15, 2023 on competing set of motions filed by Plaintiff and Defendant.

This Court exercises authority granted it pursuant to NRCP 1 and EDCR 1.10 which provide district court dockets shall be administered to secure speedy, efficient and inexpensive determinations in every action.

Having reviewed the papers and pleadings before it and, good cause appearing, this Court issues its findings and orders.

The Court FINDS, with respect to each set of initiating motions, each party has filed and served an opposition/countermotion. The Court further FINDS each party has filed and served a reply. The

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Court FINDS, on June 8, 2023 and without leave of the Court, Plaintiff filed an Omnibus Reply with supporting exhibits.

Accordingly, these pending matters having been fully pleaded and good cause appearing, the Court ORDERS the unpermitted June 8, 2023 Omnibus Reply (docket entry 432) and June 9, 2023 Exhibits (docket entry 431) STRICKEN.

CLERK'S NOTE: A copy of today s minute order distributed accordingly. (06/09/2023 og)

INTERIM CONDITIONS:

FUTURE HEARINGS: Aug 31, 2023 1:30PM Evidentiary Hearing
re: order to show cause
RJC Courtroom 03B Almase, Heidi

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** August 03, 2023

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

August 03, 2023 1:30 PM Order to Show Cause

HEARD BY: Almase, Heidi **COURTROOM:** RJC Courtroom 03B

COURT CLERK: Jazmyne Rhodes; Omynisha Green

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Alex Ghibaudo, Attorney, present

JOURNAL ENTRIES

- ORDER TO SHOW CAUSE: RE: SPECIAL MASTER / PARENTING COORDINATOR

Courtroom Clerks: Omynisha Green (og); Jazmyne Rhodes

Attorney Alex Ghibaudo, was present in proper person on behalf of Plaintiff. Attorney Melvin Grimes, was present on behalf of Defendant appeared via video conference through the BlueJeans application.

The Court reviewed the case history and pleadings on file.

Upon Court's inquiry, Attorney Ghibaudo orally objected to the Order to Show Cause (OSC). Attorney Grimes represented Mr. Child's filed a non-objection and suggested the Court appoint Ms. Coonan; that's why he filed his objection. Attorney Grimes stated there have been thirty-three (33) pleadings that require hearings, and responsive pleadings on five (5) have been filed; by Defendant.

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Attorney Grimes stated if the Court feels that a parenting coordinator is necessary the party that's been vexatious should bear the cost, and that is the Plaintiff. Attorney Grimes stated Plaintiff refuses to accept anything other than what she wants. Attorney Grimes stated if the Court orders a parenting coordinator the first disagreement parties will be back before the Court. Attorney Ghibaudo agreed with Attorney Grimes statement.

COURT ORDERED, the following:

All future hearing dates shall STAND.

Court will prepare order for today's hearing

INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** August 31, 2023

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

August 31, 2023 1:30 PM Evidentiary Hearing

HEARD BY: Almase, Heidi **COURTROOM:** RJC Courtroom 03B

COURT CLERK: Omynisha Green

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Alex Ghibaudo, Attorney, present

JOURNAL ENTRIES

- EVIDENTIARY HEARING: RE: ORDER TO SHOW CAUSE

Attorney Alex Ghibaudo, was present on behalf of Plaintiff. Attorney Melvin Grimes, was present on behalf of Defendant. All parties appeared in proper person.

COURT reviewed the pleadings and papers on file and NOTED on March 20, 2023, the Court signed an Order to Show Cause (OSC) in advance of hearing on the issue on April 6, 2023. COURT further NOTED OSC had not reissued with date of the hearing and service in that time seventy eight (78) documents have been filed. COURT further NOTED Attorney Ghibaudo failed to file Pre- Trial Memorandum.

Upon Court's inquiry, Attorney Ghibaudo stated he reviewed a lot of the documents, just not all of them. Attorney Ghibaudo stated he filed a motion to reconsider; he was focusing on the Court's decision and order. Attorney Ghibaudo stated he missed the trial management order; he didn't see it,

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and there were procedural errors on the Court's part, too. Attorney Grimes represented the trial management filed on April 12, 2023, that gave specific deadlines counsel was further put on notice when he filed his pre-trial. Attorney Grimes stated Awad requires that the Order to Show Cause (OSC) detailed what specific order, what specific page was violated, and how it was violated. Attorney Grimes represented he doesn't believe the OSC violated either statute or holding in Awad in that it holds the specific pages, line numbers, and violation with specific conduct that violated it;

Court engaged in discussion regarding the Order to Show Cause (OSC).

COURT NOTED Attorney Ghibaudo substituted in three (3) months and didn't abide by the Trial Management Order.

COURT NOTED Plaintiff's Motion for reconsideration will be by written decision no basis for the parties to attend Court.

Court and counsel engaged in discussion regarding Pre-Trial Memorandum.

Upon further inquiry by the Court, Attorney Grimes represented he was not going to object to a pre-trial memorandum. Attorney Grimes stated he would rather have a late pre-trail so he knows the Court's defenses than to show up and not have a clue. Attorney Grimes stated he would pull his pre-trial into his pre-trail for the March evidentiary hearing.

COURT stated its FINDINGS and ORDERED the following:

All previous orders shall remain STATUS QUO.

Attorney Grimes shall resubmit file and serve the Order to Show Cause (OSC) with the hearing date on top, all the issues that have been alleged, with standard language regarding failure to appear Bench Warrant will be issued, and what the penalties are if sustained by clear, convincing evidence.

Order to Show Cause (OSC) shall be included in Pre-Trial Memorandum that are due on the June 13, 2023 Trial Management Order.

Court will group Order to Show Cause (OSC) with March 13, 2024 Non-Jury Trial.

MOTION set for September 11, 2023 at 10:00 AM VACATED.

OPPOSITION & COUNTERMOTION set for September 11, 2023 at 10:00 AM VACATED.

All future hearing dates shall STAND.

Attorney Grimes shall prepare order for today's hearing. Attorney Ghibaudo to review and countersign.

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INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** March 19, 2024

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

March 19, 2024 **9:00 AM** **Non-Jury Trial**

HEARD BY: Almase, Heidi **COURTROOM:** RJC Courtroom 03B

COURT CLERK: Jazmyne Rhodes

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Alex Ghibaudo, Attorney, present

JOURNAL ENTRIES

- NON-JURY TRIAL (NJT) - FULL DAY RE: MODIFICATION OF CUSTODY AND OSC.

Plaintiff/Ms. Gonzalez now known as Ms. Snow was present with Attorney Ghibaudo #10592 IN PERSON. Defendant/Mr. Velazquez-Gonzalez was present with Attorney Grimes #12972 IN PERSON. Court was present IN PERSON.

Upon the matter being placed on the record, Court inquired of any Housekeeping issues from BOTH Counsel.

ATTORNEY GHIBAUDO represented Counsel would like to figure out what the standard is for NRS 200.359; and how it relates to subsection 8 of the Custody statutes.

ATTORNEY GRIMES responded to Attorney Ghibaudo's representation of the NRS 200.359(8).

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RECESSED for Break to allow Attorney Ghibaudo to appear for a hearing with the Supreme Court.
RECONVENED.

BOTH Counsels WAIVED Opening statements.

Witness Testimony and Exhibits were presented (see worksheet).

Plaintiff/Ms. Snow exhibits admitted by STIPULATION 1, 2, 3, 4, 5.

Defendant/Mr. Velazquez-Gonzalez exhibits admitted by STIPULATION A, B, C, D, E.

RECESSED for Lunch.
RECONVENED.

Testimony CONTINUED.

RECESSED for Break.
RECONVENED.

ATTORNEY GRIMES states he submits his case; and requests the Court for a directive verdict that they have met the requirements on the parental kidnapping NRS 200.359 has applied to NRS 125c0035 paragraphs 7, 8, and 10; Attorney Grimes believes it appropriate given Plaintiff's testimony she admits to each of the elements makes it clear and convincing.

ATTORNEY GHIBAUDO argued there's no dispute that the incident occurred; the questions is why, what were the facts and context of why this happened; the Plaintiff didn't abscond with the child and never let the Defendant see the child again; the reality is previous Counsel for Plaintiff and Counsel for Defendant got together with the help of this Court and came up with an agreement that no one followed; Plaintiff's previous Counsel Mr. Child all but told Plaintiff "you don't have to do this because their not following the agreement"; this wasn't done by intention; Plaintiff's lawyer interpreted the rules for Plaintiff.

Court stated its FINDINGS and ORDERED the following:

Preliminary FINDING ONLY related to the testimony presented today; there's been clear and convincing evidence of a single act of unlawful detaining which is the March 15, 2023 vacation timeshare that was owed to Defendant; the parties will receive after today and the full receipt of evidence is going through all the FINDINGS and whether or not that presumption has been overcome.

1. Full-day Non- Jury Trial Day 2 scheduled for October 15, 2024, at 9:00 AM IN PERSON.

2. By STIPULATION Plaintiff/Ms. Snow will hold the minor child's passport card and

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Defendant/Mr. Gonzalez will hold the minor child's passport book; If Plaintiff travels internationally for vacation with the minor child Defendant will turn over the Passport book.

3. Attorney Grimes was asked to prepare a preliminary finding related to the presumption; and the ORDER from today's hearing for the passport.

CLERK'S NOTE: The above minutes were prepared by Jazmyne R/JR on 03.20.2024. Court, Courtroom Clerk, Witness and Plaintiff's copies of Plaintiff and Defendant's trial binders will be held with the Court for Day 2 of trial (JR_03.19.2024).

INTERIM CONDITIONS:

FUTURE HEARINGS:

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DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** April 15, 2024

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

April 15, 2024 **8:55 AM** **Minute Order**

HEARD BY: Almase, Heidi **COURTROOM:** Chambers

COURT CLERK: Jazmyne Rhodes

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present
John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

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

This matter is set for hearing on Monday, April 15,2024 at 9:00 AM in the above-captioned case on Defendant s Motion to Prohibit Defendant s Counsel Being Called as Plaintiff s Witness, for Sanctions, and for Attorney s Fees and Costs; and Plaintiff s Opposition and Countermotion.

Chambers contacted both counsel on Friday, April 12, 2024 regarding whether they intend to proceed with the above motion and countermotion, and both indicated that under the circumstances of the case, it was no longer necessary. Chambers directed the attorneys to submit a stipulation and order to this effect. No such stipulation and order has been submitted. The Court, therefore, considers the motion and countermotion abandoned and VACATES the matter on April 15, 2024 at 9:00 AM accordingly.

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CLERK'S NOTE: The above minute order were provided to Both Parties e-mail addresses on record (JR_04.15.2024).

INTERIM CONDITIONS:

FUTURE HEARINGS: Oct 15, 2024 9:00AM Non-Jury Trial
NJT Full day (Day 2)

CLERK'S NOTE: Pltf 3 binders; Deft 6 binders.
RJC Courtroom 03B Almase, Heidi

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** October 15, 2024

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

October 15, 2024 9:00 AM Non-Jury Trial

HEARD BY: Almase, Heidi **COURTROOM:** RJC Courtroom 03B

COURT CLERK: Jazmyne Rhodes

PARTIES:

Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, present

John Muije, Attorney, not present
Melvin Grimes, Attorney, present
Alex Ghibaudo, Attorney, present

JOURNAL ENTRIES

- NON-JURY TRIAL: NJT FULL DAY (DAY 2).

Plaintiff/Ms. Snow (Gonzalez) was present with Attorney Ghibaudo #10592 IN PERSON; Defendant/Mr. Velazquez-Gonzalez was present with Attorney Grimes #12972 IN PERSON; the Court was present IN PERSON.

Court placed the matter on the record, the Court recited the papers and pleadings on file, and direct testimony was presented (see worksheet).

Court RECESSED for BREAK
Court RECONVENED.

Direct testimony CONTINUED.

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Court RECESSED for LUNCH.
Court RECONVENED.

Direct testimony CONTINUED.

Court RECESSED for BREAK
Court RECONVENED.

Court reviewed the Plaintiff's trial time of 239 minutes and the Defendant's trial time of 220 minutes.

Direct testimony CONTINUED.

Court heard CLOSING STATEMENTS from BOTH Counsel.

COURT ORDERED the following:

1. Matter shall go UNDER ADVISEMENT as of today; this is a written decision case.

2. BOTH COUNSEL shall receive a written decision which is the first (1st) document; the second (2nd) document Notice of Entry of Order; that's starts the clock on the appeal; the parties have 30 days to from the 2nd document to file any appeal.

3. All orders shall remain STATUS QUO.

CLERK'S NOTE: The above minutes were prepared by Jazmyne R/JR on 10.15.2024.

INTERIM CONDITIONS:

FUTURE HEARINGS:

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** March 27, 2025

D-18-575860-D Luba Gonzalez, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

March 27, 2025 2:49 PM Minute Order

HEARD BY: Almase, Heidi **COURTROOM:** Chambers

COURT CLERK: Omynisha Green

PARTIES:
Dawm Lozano, Claimant, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present
[redacted] Gonzalez, Subject Minor, not present
Luba Gonzalez, Plaintiff, Counter Defendant, not present
John Muije, Attorney, not present
Melvin Grimes, Attorney, not present
Emily McFarling, Attorney, not present

JOURNAL ENTRIES

- MINUTE ORDER: NO HEARING HELD AND NO APPEARANCES

MINUTE ORDER
D-18-575860-D
Gonzalez, Luba v. Velazquez-Gonzalez, Enrique

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

This matter is set for hearing on April 1, 2025 at 10:00 AM on Plaintiff s January 21, 2025 Motion to Reconsider; Defendant s January 30, 2025 Opposition to Plaintiff s Motion to Reconsider and Defendant s Countermotion for an Award of Attorney s Fees; and Plaintiff s February 20, 2025 Reply to Defendant s Opposition to Plaintiff s Motion to Reconsider and Plaintiff s Opposition to Defendant s Countermotion for an Award of Attorney s Fees.

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This Court exercises discretion granted it pursuant to EDCR 5.702(a) to decide this matter without recourse to oral argument. Accordingly, the April 1, 2025 hearing is VACATED.

A copy of this minute order SHALL be served on the parties or their attorneys.

CLERK'S NOTE: A copy of today s minute order distributed accordingly (03/27/2025 -og).

INTERIM CONDITIONS:

FUTURE HEARINGS:

DISTRICT COURT
CLARK COUNTY, NEVADA

Divorce - Complaint **COURT MINUTES** February 12, 2026

D-18-575860-D Luba Dace, Plaintiff
vs.
Enrique Ivan Velazquez-Gonzalez,
Defendant.

February 12, 2026 9:00 AM Minute Order

HEARD BY: Almase, Heidi **COURTROOM:** Chambers

COURT CLERK: Jocyelyn Johnson

PARTIES:

Dawm Lozano, Claimant, not present	John Muije, Attorney, not present
Enrique Velazquez-Gonzalez, Defendant, Counter Claimant, not present	Pro Se
[redacted] Gonzalez, Subject Minor, not present	
Luba Dace, Plaintiff, Counter Defendant, not present	Pro Se

JOURNAL ENTRIES

- MINUTE ORDER-NO HEARING HELD

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

The Court FINDS this matter was scheduled for January 14, 2026 hearing (chambers/ no appearances) hearing on Defendant Enrique (Enrique) Velazquez-Gonzalez s November 15, 2025 Motion to Clarify Winter Break Holiday Provision and for Related Orders [593]; Plaintiff Luba (Luba) Dace s November 28, 2025 Opposition and Countermotion to Revise All Holiday Provisions and to Modify Legal Custody; and Limited Opposition to Defendant s OST and Request for Hearing; and [602]; and Enrique s December 7, 2025 Reply to Plaintiff s Opposition to Motion to Clarify Winter Break Holiday Provision; Opposition to Plaintiff s Countermotion to Revise Holiday Provisions and to Modify Legal Custody; and Countermotion for Enforcement of No-Recording Order and Medical Decision-Making Authority [607].

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The Court FINDS, on December 12, 2025 Luba filed Plaintiff s Reply to Defendant s Opposition to Plaintiff s Countermotion; Opposition to Defendant s Countermotion for Enforcement of No-Recording Order and Medical Decision-Making Authority; and Request to Disregard Untimely Reply [609].

EDCR 5.502(f), states: The party filing the initial motion may file a reply memorandum of points and authorities not later than 7 days after service of the opposition. Absent leave or direction of the court, no reply to an opposition to a countermotion shall be filed.

The Court FINDS Luba did not seek or receive permission to file a reply to an opposition to a countermotion. The Court FINDS the December 12, 2025 Plaintiff s Reply to Defendant s Opposition to Plaintiff s Countermotion; Opposition to Defendant s Countermotion et al. [609] is filed in violation of EDCR 5.503(f). Accordingly, the Court ORDERS the December 12, 2025 Plaintiff s Reply to Defendant s Opposition to Plaintiff s Countermotion; Opposition to Defendant s Countermotion et al. [609] SHALL be STRICKEN.

The Court FINDS Enrique requested new relief in his December 7, 2025 Reply. To prevent prejudice against Luba, the Court DECLINES to consider Enrique s new requests for relief in his December 7, 2025 Reply.

A copy of this minute order SHALL be served on the parties or their attorneys.

CLERK'S NOTE: The courtroom clerk emailed a copy of the minute order to the address on file or served via U.S. Mail to the last known address for both Parties and/or Counsel. (2/12/26 jj)

INTERIM CONDITIONS:

FUTURE HEARINGS:

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PLAINTIFF'S EXHIBITS

DATE: 10/11/2021 - 10-12-2021

CASE NAME: Gonzales v Velazquez Gonzales

CASE NUMBER: D-18-575800-D

		OFFERED	ADMITTED	OBJECTED		
#8	Quit Claim Deed	Yes 10-11-21	Yes 10-11-21	NO		
#30	Checks From Defendant	Yes 10-11-21	Yes 10-11-21	NO		

Melvin R. Grimes, Esq.
State Bar [redacted]
ROBERTS STOFFEL FAMILY LAW GROUP
[redacted]
Attorney for Defendant

DISTRICT COURT

CLARK COUNTY, NEVADA

LUBA GONZALEZ, Plaintiff, v. ENRIQUE VELAZQUEZ-GONZALEZ, Defendant.	Case No: D-18-575860-D Dept No: P Date of Trial: October 11 and 12, 2021 Time of Trial: 9:30 a.m.

LIST OF EXHIBITS

Ex.	Title of Document(s)	Bates No.	Offered	Object	Admit
A	Deed of Trust for Sunny Countryside House	DEF 1 - DEF 6	Yes 10-12-21	NO	Yes 10-12-21
B	Promissory Note Sunny Countryside House	DEF 7- DEF 11			
C	Declaration of Value for [redacted]	DEF 12			
D	Quit Claim Deed for Sunny Countryside House	DEF 13- DEF14			
E	Change of Beneficiary	DEF 15			
F	Mortgage Assistance Payments	DEF 16- DEF18			
G	State Farm Life Insurance Policy	DEF 19- DEF 59			
H	Automobile Insurance Cards	DEF 60- DEF 61			
I	Defendant's 2018 W-2 Earning Summary	DEF 62- DEF 63			
J	Defendant's Paystubs	DEF 64- DEF 73			

K NF	BBVA Compass Account Summary	DEF 74-DEF 76	Yes 10/11/21	NO	Yes 10/11/21
L	Statements from Bank of America Account ending in 8926 from April 2018-January 2019	DEF 77-DEF 138			
M	Transfer Record for Wedding Payments	DEF 139-DEF 140			
N	Wedding Payment Information	Def 141-DEF 147			
O	Defendant's R.C. Willey Debt	DEF 148-DEF 149			
P	Defendant's Background Information	DEF 150-DEF158			
Q	Defendant's Impairment Questionnaire	DEF 159-DEF 161			
R	Receipt from Plaintiff's Counsel	DEF 162			
S	Letter from Defendant's Boss, Irene Affrunti	DEF 163			
T	Letter from Defendant's Father, Alberto Ayala Salazar	DEF 164			
U	Letter from Defendant's girlfriend, Jennifer Terrana regarding monthly expenses	DEF 165 – DEF 166			
V	Letter from Defendant's girlfriend, Jennifer Terrana	DEF 167			
W	Jennifer Terrana's Application for Protection against Plaintiff	DEF 168-DEF 170			
X	LVMPD Record of Altercation between Plaintiff and Robin Hammer	DEF 171-DEF172			
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State Bar of Nevada No. 12972
ROBERTS STOFFEL FAMILY LAW GROUP
[redacted]
FAX: (702) 474-7477
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Attorney for Defendant

DISTRICT COURT

CLARK COUNTY, NEVADA

LUBA GONZALEZ, Plaintiff, v. ENRIQUE VELAZQUEZ-GONZALEZ, Defendant.	Case No: D-18-575860-D Dept No: P Date of Trial: October 11 and 12, 2021 Time of Trial: 9:30 a.m.

Amended **LIST OF EXHIBITS**

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LUBA GONZALEZ v. ENRIQUE IVAN VELAZQUEZ-GONZALEZ
Case No. D-18-575860-D

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21	Letter from Sunshine Valley Pediatrics dated 12/08/2019, LG000786			
22	Photo from December 8, 2019, LG000787			
23	Screenshots of Plaintiff's missed FaceTime calls, LG000788 - LG000794	2/19/20	Yes	2/19/20
24	Plaintiff's Instagram post from 9/25/2018, LG000795			
25	Sunshine Valley Pediatrics intake from 8/21/2019, LG000796			
26	Email from State Farm dated 12/18/2019 regarding life insurance policy changes, LB000797 - LB000798	1/15/20	Yes	1/15/20
27	Plaintiff's Timeline of [redacted] illness in December 2019, LB000799			
28	Police Report, Event #LLV190300126562, LB000800 - LB000805			
29	Nevada Affordable Housing Assistance Corporation IRS form 1098-MA, LB000806			
30	Checks from Defendant to Plaintiff, LG000807 - LG000826	10-14-21	NO	10-14-21
31	Las Vegas Metropolitan Police Department contact cards, LG000827- LG000828			
32	BBVA Compass Pre-Charge Off Notice dated 5/10/2019, LG000829			
33	Letter from Clark County District Attorney dated 7/22/2019 regarding LVMPD Event #190200124045 , LG000830 - LG000835			
34-1 34-2	Videos (13) on flash drive (**SEE EXHIBIT 57)	1/15/20	Yes	1/15/20
35	Photograph of Defendant's girlfriend, LG000836			
36	Information regarding schools, LG000837 - LG000864			
37	Letter from Melvin Grimes, Esq., dated June 11, 2021, LG000865 - LG000866			

38	Online reviews for Good Samaritan Christian Academy, LG000867 - LG000868		
39	Online school comparison of public schools, LG000869 - LB000870		
40	Mapquest print outs showing distances between parties' homes and potential schools, LG000871 - LG000895		
41	Register of Actions in Case No. 18-C-002688, LG000896		
42	Register of Actions in Case No. 17-C-024805, LG000897		
43	Register of Actions in Case No. 21-C-016178, LG000898		
44	Register of Actions in Case No. 21-C-004028, LG000899		
45	Register of Actions in Case No. 19-C-013163, LG000900		
46	Screen shot from Credit Report for JPMCB AUTO debt, LG000901		
47	Screen shot from Credit Report for WF/AME GEM debt, LG000902		
48	Declaration of Homestead, LG000903		
49	Email between Plaintiff and Melvin Grimes, Esq., dated 10/22/2020, 001-004		
50	Letter from Melvin Grimes, Esq., dated 11/03/2020		
51	Talking Parents Communication Record generated on 10/07/2021, LG000904 - LG001371		
52	Evaluation of Enrique Ivan Velasquez-Gonzalez by Dr. Joel Mishalow dated 04/19/2021 (confidential document left side filed)		
53	Evaluation of Luba Gonzalez by Dr. John Paglini dated 04/15/2021 (confidential document left side filed)		
54	Nevada State Title, ALTA Settlement Statement dated 03/18/2016, LG00132 - LG001373		

55	Payments from Nadia [redacted] for down [redacted]		
56	Letter from Aria dated 11/30/2020, LG001380		
57	Videos on flash drive		

DEFENDANT'S EXHIBITS

DATE: 11/18/2021

CASE NAME: GONZALES V VELAZQUEZ-GONZALEZ

CASE NUMBER: D-18-575860-D

	OFFERED	ADMITTED	OBJECTED		
EXHIBIT A (INFORMATION AND STATS ON SCHOOL) NE	11/18/2021 YES	11/18/2021 YES	NO		

LUBA GONZALEZ v. ENRIQUE IVAN VELASQUEZ-GONZALEZ
Case No. D-18-575860-D
Trial Date: 11/17/2021
Time of Trial: 1:30 p.m.

EXHIBIT LIST

Exhibit Number	Description of Exhibit	Marked for Identification	Admitted into Evidence
1	SchoolDigger information on [redacted] Saddle [redacted]	Yes 11-18-21	Yes 11-18-21
2	[redacted]		
3	[redacted]		
4	Niche information on AM Plus Academy fka American Preparatory Academy Las Vegas [redacted]		
5	SchoolDigger information on AM Plus Academy fka American Preparatory Academy Las Vegas [redacted]		
6	Mapquest from Luba's Home to AM Plus Academy fka American Preparatory Academy Las Vegas [redacted]		
7	Mapquest from Enrique's Home to AM Plus Academy fka American Preparatory Academy Las Vegas [redacted]		
8	SchoolDigger information on Jan L. Jones Blackhurst Elementary School		
9	Mapquest from Luba's Home to Jan L. Jones Blackhurst Elementary School		
10	Mapquest from Enrique's Home to Jan L. Jones Blackhurst Elementary School		
11	SchoolDigger information on James Bilbray Elementary School		
12	Mapquest from Luba's Home to James Bilbray Elementary School		
13	Mapquest from Enrique's Home to James Bilbray Elementary School		

14 MF	SchoolDigger information on [redacted] Elementary School	Yes 11-18-21	Yes 11-18-21
15 MF	[redacted]		
16 MF	[redacted] M.		
17 MF	SchoolDigger information on William and Mary Scherkenbach Elementary School		
18 MF	Mapquest from Luba's Home to William and Mary Scherkenbach Elementary School		
19 MF	Mapquest from Enrique's Home to William and Mary Scherkenbach Elementary School		
20	Talking Parents Thread re: the Passport.		

LUBA GONZALEZ v. ENRIQUE IVAN VELASQUEZ-GONZALEZ
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1	SchoolDigger information on [redacted] Saddle [redacted] LG001381 - LG001384		
2	[redacted]		
3	[redacted]		
4	Niche information on AM Plus Academy fka American Preparatory Academy Las Vegas [redacted] LG001387 - LG001401		
5	SchoolDigger information on AM Plus Academy fka American Preparatory Academy Las Vegas [redacted] LG001402 - LG001404		
6	Mapquest from Luba's Home to AM Plus Academy fka American Preparatory Academy Las Vegas [redacted] LG001405		
7	Mapquest from Enrique's Home to AM Plus Academy fka American Preparatory Academy Las Vegas [redacted] LG001406		
8	SchoolDigger information on Jan L. Jones Blackhurst Elementary School, LG001407 - LG001410		
9	Mapquest from Luba's Home to Jan L. Jones Blackhurst Elementary School, LG001411		
10	Mapquest from Enrique's Home to Jan L. Jones Blackhurst Elementary School, LG001412		
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12	Mapquest from Luba's Home to James Bilbray Elementary School, LG001418		

		Marked for Identification	Admitted	ODJ
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15	[redacted]			
16	[redacted]			
17	SchoolDigger information on William and Mary Scherkenbach Elementary School, LG001426 - LG001429			
18	Mapquest from Luba's Home to William and Mary Scherkenbach Elementary School, LG001430			
19	Mapquest from Enrique's Home to William and Mary Scherkenbach Elementary School, LG001431			
20	Talking Parents Thread re: the Passport, LG001432 - LG001440			
21	Defendant's School Application for the minor child, LG001441 - LG001442	Yes 12-7-21	Yes 12-7-21	NO
22	Minor Child [redacted] Dace's grades from [redacted] LG001443 - LG001445			
23	[redacted] M.	Yes 12-7-21	Yes 12-7-21	NO
24	[redacted]	Yes 12-7-21	Yes 12-7-21	NO
25	Nevada Accountability Report for [redacted] Nevada Report Card, LG001458 - LG001465	Yes 12-7-21	Yes 12-7-21	NO
26	Audio Recording of Plaintiff and Principal Derasmo (flash drive)	Yes 12-7-21	Yes 12-7-21	NO

TRIAL NOTEBOOK

GONZALEZ

v.

VELAZQUEZ-GONZALEZ

D-18-575860-D

Non-Jury Trial Date: March 19th, 2024

Non-Jury Trial Time: 9:00AM (Full Day)

Index of Exhibits

Plaintiff Exhibit List

Exhibit	Offered	Accepted	Rejected	Description	Bates Stamp
1	3.19.24	03.19.24 Stip		Deposition of Enrique Velazquez Gonzalez	LS0001-LS0083
2	3.19.24	03.19.24 Stip		Talking Parents transcripts	LS0084-LS0159
3	3.19.24	03.19.24 Stip		LS0160-LS0169 Text messages LS0170 Dental Treatment LS0171-LS0173 Tattoo Pics	LS0160-LS0173
4	3.19.24	03.19.24 Stip		Gmail messages w/ Mr. Childs + Mr. Grimes	LS0174-LS0181
5	3.19.24	03.19.24 Stip		Defendant's response to Plaintiffs Interrogatories	LS0182-LS0219

EXH

Melvin R. Grimes, Esq.
State Bar of Nevada No. 12972
ROBERTS STOFFEL FAMILY LAW GROUP
[redacted]
Attorneys for Defendant

DISTRICT COURT,
FAMILY DIVISION
CLARK COUNTY, NEVADA

LUBA GONZALEZ, Plaintiff, v. ENRIQUE IVAN VELAZQUEZ-GONZALEZ, Defendant.	Case No: D-18-575860-D Dept No: X Trial Date: March 19, 2024 Trial Time: 9:00 a.m.

DEFENDANT'S TRIAL EXHIBIT LIST

COMES NOW the Defendant, Enrique Velasquez-Gonzalez, by and through his attorney of record, Melvin R. Grimes, Esq., of Roberts Stoffel Family Law Group, and submits Defendant's Trial Exhibit List as follows:

EXHIBIT	DOCUMENT TITLE	OFFERED	ADMITTED	DENIED
A.	Stipulated Decree of Divorce filed December 8, 2021	03.19.24 STIP	3.19.24	

EXHIBIT	DOCUMENT TITLE	OFFERED	ADMITTED	DENIED
B.	Plaintiff's Opposition to Defendant's Emergency Motion for Return of the Child et al filed March 30, 2023	03.19.24 Stip	3.19.24	
C.	Stipulation and Order filed July 26, 2022	03.19.24 Stip	3.19.24	
D.	[redacted]			
E.	Talking Parents Calendar (Bates Stamp DEF0695 - DEF0716)	03.19.24 Stip	3.19.24	

DATED this 7 day of March, 2024.

By: [redacted]
Melvin R. Grimes, Esq.
State Bar of Nevada No. 12972
[redacted]
EMAIL: efile@lvfamilylaw.com
Attorney for Defendant

PMEM
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ROBERTS STOFFEL FAMILY LAW GROUP
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CLARK COUNTY, NEVADA

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20	Talking Parents Communication Record from 12/27/2019 to 1/10/2020, LG000604 - LG000785	1/15/20	No	1/15/20
21	Letter from Sunshine Valley Pediatrics dated 12/08/2019, LG000786			
22	Photo from December 8, 2019, LG000787			
23	Screenshots of Plaintiff's missed FaceTime calls, LG000788 - LG000794	2/19/20	Yes	2/19/20
24	Plaintiff's Instagram post from 9/25/2018, LG000795			
25	Sunshine Valley Pediatrics intake from 8/21/2019, LG000796			
26	Email from State Farm dated 12/18/2019 regarding life insurance policy changes, LB000797 - LB000798	1/15/20	Yes	1/15/20
27	Plaintiff's Timeline of [redacted] illness in December 2019, LB000799			
28	Police Report, Event #LLV190300126562, LB000800 - LB000805			
29	Nevada Affordable Housing Assistance Corporation IRS form 1098-MA, LB000806			
30	Checks from Defendant to Plaintiff, LG000807 - LG000826	10-14-21	NO	10-14-21
31	Las Vegas Metropolitan Police Department contact cards, LG000827- LG000828			
32	BBVA Compass Pre-Charge Off Notice dated 5/10/2019, LG000829			
33	Letter from Clark County District Attorney dated 7/22/2019 regarding LVMPD Event #190200124045 , LG000830 - LG000835			
34-1 34-2	Videos (13) on flash drive (**SEE EXHIBIT 57)	1/15/20	Yes	1/15/20
35	Photograph of Defendant's girlfriend, LG000836			
36	Information regarding schools, LG000837 - LG000864			
37	Letter from Melvin Grimes, Esq., dated June 11, 2021, LG000865 - LG000866			

38	Online reviews for Good Samaritan Christian Academy, LG000867 - LG000868		
39	Online school comparison of public schools, LG000869 - LB000870		
40	Mapquest print outs showing distances between parties' homes and potential schools, LG000871 - LG000895		
41	Register of Actions in Case No. 18-C-002688, LG000896		
42	Register of Actions in Case No. 17-C-024805, LG000897		
43	Register of Actions in Case No. 21-C-016178, LG000898		
44	Register of Actions in Case No. 21-C-004028, LG000899		
45	Register of Actions in Case No. 19-C-013163, LG000900		
46	Screen shot from Credit Report for JPMCB AUTO debt, LG000901		
47	Screen shot from Credit Report for WF/AME GEM debt, LG000902		
48	Declaration of Homestead, LG000903		
49	Email between Plaintiff and Melvin Grimes, Esq., dated 10/22/2020, 001-004		
50	Letter from Melvin Grimes, Esq., dated 11/03/2020		
51	Talking Parents Communication Record generated on 10/07/2021, LG000904 - LG001371		
52	Evaluation of Enrique Ivan Velasquez-Gonzalez by Dr. Joel Mishalow dated 04/19/2021 (confidential document left side filed)		
53	Evaluation of Luba Gonzalez by Dr. John Paglini dated 04/15/2021 (confidential document left side filed)		
54	Nevada State Title, ALTA Settlement Statement dated 03/18/2016, LG00132 - LG001373		

55	Payments from Nadia [redacted] for down [redacted]		
56	Letter from Aria dated 11/30/2020, LG001380		
57	Videos on flash drive		

EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE

NOTICE OF DEFICIENCY

ON APPEAL TO NEVADA SUPREME COURT

LUBA SNOW DACE
[redacted]

DATE: March 10, 2026
CASE: D-18-575860-D

RE CASE: LUBA GONZALEZ, n/k/a, LUBA DACE vs. ENRIQUE IVAN VELAZQUEZ-GONZALEZ

NOTICE OF APPEAL FILED: March 9, 2026

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

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

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

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

☐ Order

☐ Notice of Entry of Order

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

> "The district court clerk must file an appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay any district court fees or Supreme Court filing fee. The district court clerk must apprise the appellant of the deficiencies in writing, and must send the notice of appeal to the Supreme Court in accordance with Rule 3(g) 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 must docket the appeal in accordance with Rule 12."

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

***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; CONFIDENTIAL FAMILY COURT COVER SHEET; ORDER DENYING PLAINTIFF'S SEPTEMBER 16, 2025 MOTION TO RECONSIDER, ORDER DENYING PLAINTIFF'S MOTION FOR TEMPORARY SOLE MEDICAL DECISION-MAKING AUTHORITY ET AL. [578], AND DENYING DEFENDANT'S SEPTEMBER 30, 2025 COUNTERMOTION [582], AND GRANTING IN PART DEFENDANT'S NOVEMBER 15, 2025 MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION AND RELATED ORDERS [593], AND DENYING PLAINTIFF'S NOVEMBER 28, 2025 COUNTERMOTION [602], AND VACATING THE JANUARY 14, 2026 AND JANUARY 28, 2026 HEARINGS; NOTICE OF ENTRY OF ORDER; NOTICE OF ENTRY OF ORDER DENYING PLAINTIFF'S SEPTEMBER 16, 2025 MOTION TO RECONSIDER, ORDER DENYING PLAINTIFF'S MOTION FOR TEMPORARY SOLE MEDICAL DECISION-MAKING AUTHORITY ET AL. [578], AND DENYING DEFENDANT'S SEPTEMBER 30, 2025 COUNTERMOTION [582], AND GRANTING IN PART DEFENDANT'S NOVEMBER 15, 2025 MOTION TO CLARIFY WINTER BREAK HOLIDAY PROVISION AND RELATED ORDERS [593], AND DENYING PLAINTIFF'S NOVEMBER 28, 2025 COUNTERMOTION [602], AND VACATING THE JANUARY 14, 2026 AND JANUARY 28, 2026 HEARINGS; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

LUBA GONZALEZ, n/k/a, LUBA DACE,

Plaintiff(s),

vs.

ENRIQUE IVAN VELAZQUEZ-GONZALEZ,

Defendant(s),

Case No: D-18-575860-D

Dept No: D

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 10 day of March 2026.

Steven D. Grierson, Clerk of the Court

/s/ Shaun Salcedo
Shaun Salcedo, Deputy Clerk
D-18-575860-D