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REQUESTED BY
Paul Malikowski
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2003 SEP 29 AM 11:18

WERNER CHRISTEN
RECORDER

\$18⁰⁰ PAID KJ DEPUTY

APN# _____

Recording Requested by:

✓ **Name** PAUL J. MALIKOWSKI, ESQ.

Address 333 Flint Street

City/State/Zip Reno, NV 89501
775 786-0758

Motion for Order Establishing and Adjudicating
Lien and for Personal Judgment and to enter Judgment

(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2.
(Additional recording fee applies)

This cover page must be typed or printed.

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COPY

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6 Nevada State Bar No. 980

FILED
03 SEP 25 PM 3:53
LANDE S. WILSON
CLERK
BY _____
DEPUTY

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 * * *

11 BRET HOUSTON,

CASE NO.: CV-N-03-0179-HDM-RAM

12 Plaintiff,

13 vs.

14 ARI MAKINEN, individually,
15 KRISTINA MAKINEN, individually,
16 ARI MAKINEN and KRISTINA
17 MAKINEN, husband and wife,
18 ARI MAKINEN and KRISTINA
19 MAKINEN, in their capacity
as Trustees of the MAKINEN
INTERVIVOS REVOCABLE FAMILY
TRUST,

20 Defendants.

21 MOTION FOR ORDER ESTABLISHING AND ADJUDICATING LIEN
22 AND FOR PERSONAL JUDGMENT AND TO ENTER JUDGMENT
SEAL

23 NOTICE OF ATTORNEY'S LIEN (NRS 18.015)

24 Plaintiffs' former attorney, PAUL J. MALIKOWSKI, ESQ.,
25 discharged from this case and substituted in his place and stead
26 by Plaintiff, hereby claims a lien in the amount of Eight Thousand
27 Nineteen and 82/100 Dollars (\$8,019.82), for time and costs billed

CERTIFIED TO BE A TRUE COPY
Clerk, United States District Court
BY *[Signature]*
Deputy Clerk

PAUL MALIKOWSKI, ESQ.
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1 September 25, 2003 and unpaid by Plaintiff in this cause, and
2 interest at the legal rate thereon from said date.

3 Former counsel seeks imposition of a lien against any real
4 property or money damages recovered by the Plaintiff herein, and
5 seeks a personal judgment against Plaintiff for said sum in this
6 proceeding.

7 This Motion is made and based upon the pleadings, papers and
8 records herein, the Declaration of PAUL J. MALIKOWSKI, ESQ. and
9 the accompanying Points and Authorities.

10 Dated this 25th day of SEPTEMBER, 2003.

11 

12
13 PAUL J. MALIKOWSKI, ESQ.
14 Post Office Box 9030
15 Reno, Nevada 89507-9030
16 (775) 786-0758

17 **POINTS AND AUTHORITIES**

18 Plaintiff is seeking specific performance of a contract to
19 purchase real estate and money damages incident to the breach
20 thereof against Defendants.

21 NRS 18.015, governing liens for attorney's fees: Amount;
22 perfection; enforcement, provides:

23 1. An attorney at law shall have a lien upon any claim,
24 demand or cause of action, including any claim for unliquidated
25 damages, which has been placed in his hands by a client for suit
26 or collection, or upon which a suit or other action has been
27 instituted. The lien is for the amount of any fee which has been
agreed upon by the attorney and client. In the absence of an
agreement, the lien is for a reasonable fee for the services which
the attorney has rendered for the client on account of the suit,
claim, demand or action.

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2. An attorney perfects his lien by serving notice in writing, in person or by certified mail, return receipt requested, upon his client and upon the party against whom his client has a cause of action, claiming the lien and stating the interest which he has in any cause of action.

3. The lien attaches to any verdict, judgment or decree entered and to any money or property which is recovered on account of the suit or other action, from the time of service of the notices required by this section.

4. On motion filed by an attorney having a lien under this section, his client or any party who has been served with notice of the lien, the court shall, after 5 days' notice to all interested parties, adjudicate the rights of the attorney, client or other parties and enforce the lien.

5. Collection of attorney's fees by a lien under this section may be utilized with, after or independently of any other method of collection.

(Added to NRS by 1977, 773)

This is an appropriate case to adjudicate a lien and impose personal liability.

Respectfully submitted this 25th day of SEPTEMBER, 2003.



PAUL J. MALIKOWSKI, ESQ.

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CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRS 18.015, I certify that on the 25th day of September, 2003, I deposited for mailing in the United States Post Office at Reno, Nevada, with first class postage thereon fully prepaid, by certified mail, return receipt requested, a true copy of the within MOTION FOR ORDER ESTABLISHING AND ADJUDICATING LIEN AND FOR PERSONAL JUDGMENT AND TO ENTER JUDGMENT, NOTICE OF ATTORNEY'S LIEN (NRS 18.015) and DECLARATION OF PAUL J. MALIKOWSKI, ESQ. IN SUPPORT OF MOTION FOR ORDER ESTABLISHING AND ADJUDICATING LIEN AND FOR PERSONAL JUDGMENT AND TO ENTER JUDGMENT, addressed as follows:

Bret Houston
1693 Hyde Street
Minden, NV 89423

Tim Pemberton, Esq.
P.O. Box 485
Markleeville, CA 96120

Paul J. Malikowski