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OFFICIAL RECORD

Requested By:
WOODBURN & WEDGE

APN # 1418-10-810-018

Douglas County - NV
Werner Christen - Recorder
Page: 1 Of 5 Fee: 18.00
BK-0905 PG- 8122 RPTT: 0.00



Recording Requested by:

✓ **Name** Shawn B Meador

Woodburn and Wedge

Address Post Office Box 2311

(for Recorder's use only)

City/State/Zip Reno, Nevada 89505

ORDER
(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.

1 Case No. 05-DI-0027

2005 AUG 19 PM 2: 27

AUG 19 2005

2 Dept. No. I

BASS, JUDY P. CLERK

BY H. Carroll

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4
5 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

6 IN AND FOR THE COUNTY OF DOUGLAS

7
8 MARCIA O. GUZY,

9 Plaintiff,

10 vs.

ORDER

11 D. JAMES GUZY,

12 Defendant .

13
14
15 THIS MATTER comes before the Court upon a Motion to Enforce Attorney's Lien
16 and for Judgment. The Court, having examined all relevant pleadings and papers on file
17 herein, hereby orders, good cause appearing:

18 The Motion is GRANTED.

19 NRS 18.015 provides for the perfection and enforcement of attorney's liens, and in
20 pertinent part states:

- 21
- 22 1. An attorney at law shall have a lien upon any claim,
23 demand or cause of action, including any claim for
24 unliquidated damages, which has been placed in his hands by
25 a client for suit or collection, or upon which a suit or other
26 action has been instituted. The lien is for the amount of any
27 fee which has been agreed upon by the attorney and client. In
28 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.
 2. An attorney perfects his lien by serving notice in writing,

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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.


...
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.

"From the commencement of an action, or the service of an answer containing a counterclaim, the attorney who appears for a party has a lien upon his client's cause of action or counterclaim which attaches to a verdict, report, decision, or judgment in his client's favor and the proceeds thereof in whosoever hands they may come..." *Morse v. Eighth Judicial Dist. Ct.*, 65 Nev. 275, 283, 195 P.2d 199, 202-203 (1948) citing 5 Am.Jur. 388. This type of lien is known as a charging lien, and may be actively, rather than incidentally enforced. *See Berrum v. Georgetta*, 60 Nev. 1, 93 P.2d 525 (1939).

The Court finds Movant properly gave notice of the lien by certified mail, and thereafter properly moved the Court to convert the lien to judgment. Therefore, the Court directs judgment to be entered in favor of Shawn Meador, Esq., in the amount of \$7,850.59, together with interest accruing at the statutory rate from the date of judgment until all principal and interest is paid in full.

IT IS SO ORDERED.

Dated this 18 day of August, 2005.


DAVID R. GAMBLE
District Judge

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Copies served by mail this 19 day of August, 2005, to: Michael Rowe, Esq., P. O. Box 2080, Minden, NV 89423; Thomas Standish, Esq., 3800 Howard Hughes Parkway, 16th Floor, Las Vegas, NV 89109; Gloria Petroni, Esq., 417 W. Plumb Lane, Reno, NV 89509; Shawn Meador, Esq., P. O. Box 2311, Reno, NV 89505.

Cathy Colquhoun

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CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE:

August 25, 2005

B Reed Clerk, District Court of the State of Nevada, In and for the County of Douglas,

By

N. Appell

Deputy



0655670

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PG- 8126
09/21/2005