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KAREN ELLISON, RECORDER

APN# 1418-03-301-009

Recording Requested by/Mail to:

Name: Jessica Woelfel, Esq.

Address: 100 West Liberty Street, 10th Floor

City/State/Zip: Reno, Nevada 89501

Mail Tax Statements to:

Name: Jessica Woelfel, Esq

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First Amended Judgment

Title of Document (required)

----- (Only use if applicable) -----

The undersigned hereby affirms that the document submitted for recording contains personal information as required by law: (check applicable)

Affidavit of Death – NRS 440.380(1)(A) & NRS 40.525(5)

Judgment – NRS 17.150(4)

Military Discharge – NRS 419.020(2)



Signature

Jessica Woelfel, Esq

Printed Name

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District Court Clerk

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**BOBEIE R. WILLIAMS
D. GOELZ**

BY DEPUTY

1 Case No.: 14-CV-0237

2 Dept. No.: I

3 This document does not contain Social Security Number

4
5
6 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF DOUGLAS

8
9 WILLIAM K. ORR, TILDA R. ORR, TILDA R.
10 ORR, as Trustees of the TILDA R. ORR LIVING
11 TRUST, and WILLIAM K. ORR, as Trustee of
12 the WILLIAM K. ORR LIVING TRUST,

FIRST AMENDED JUDGMENT

13 Plaintiffs,

14 vs.

15 JEAN MERKELBACH, individually and as
16 Trustee of the ROCKWELL-1997 TRUST, and
17 DOES 1-10,

18 Defendants.

19 On September 15, 2015, this Court entered its order on Plaintiffs William K. Orr, Tilda R. Orr,
20 Tilda R. Orr, as Trustees of the Tilda R. Orr Living Trust, and the William K. Orr Living Trust
21 (collectively "the Orrs") unopposed Motion for Summary Judgment against Jean Merkelbach,
22 individually and as Trustee of the Rockwell-1997 Trust (collectively "Rockwell"). On October 13,
23 2015, the Court entered its Findings of Fact and Conclusions of Law and entered judgment in the Orrs
24 favor in the amount of One Hundred Sixty-Six Thousand Six Hundred Sixty-Six and 67/100 Dollars
25 (\$166,666.67), reflecting the amount due by the Defendants pursuant to the parties Settlement
26 Agreement.

27 The Court scheduled an October 13, 2015 Order to Show Cause hearing and ordered the
28 Defendant to appear on the issues of whether attorneys' fees and costs should be granted, and whether
the order granting Defendants' motion to file counterclaim should be quashed. Defendants failed to
appear at the October 13, 2015 OSC hearing. The Court, having considered all papers and pleadings
on file, and oral argument by the Orrs' counsel on October 13, 2015, granted the Orrs request for

MCDONALD-CARANO-WILSON
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1 attorneys' fees and costs and entered and Order (1) Granting Plaintiffs' Attorneys' Fees and Costs;
2 and (2) Quashing Order Permitting Defendants to File a Counterclaim and Amend Affirmative
3 Defenses.

4 In accordance with the October 13, 2015 Findings of Fact and Conclusions of Law and the
5 Order Granting Plaintiffs' Attorneys' Fees and Costs; and Quashing Order Permitting Defendants to
6 File a Counterclaim and Amend Affirmative Defenses,

7 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT JUDGMENT IS**
8 **ENTERED** in favor of Plaintiffs William K. Orr, Tilda R. Orr, Tilda R. Orr, as Trustees of the Tilda
9 R. Orr Living Trust, and the William K. Orr Living Trust and against Defendants Jean Merkelbach,
10 individually and as Trustee of the Rockwell-1997 Trust, jointly and severally, in the principal amount
11 of \$166,666.67 plus \$8,989.72 in prejudgment interest from October 3, 2014 (the date the principal
12 amount was due pursuant to the Settlement Agreement) through October 13, 2015 (the date the
13 original Judgment was entered); \$25,005.25 in attorneys' fees, and \$1,309.56 in costs. Postjudgment
14 interest shall accrue on the entire \$201,971.20 at the rate of eight percent (7.25%) per annum (\$40.11
15 per day) commencing on October 14, 2015 and continuing until paid in full

16 The undersigned does hereby affirm that pursuant to NRS 239B.030, the preceding document
17 does not contain the social security number of any person.


18 Dated: October 28, 2015.

19 

20 DISTRICT COURT JUDGE

21 **RESPECTFULLY SUBMITTED**

22 McDONALD CARANO WILSON LLP


23 
24 Alvin J. Hicks, Esq. (NSBN 1178)
25 Jessica L. Woefel, Esq. (NSBN 11885)
26 100 West Liberty St., 10th Floor
27 Reno, Nevada 89505
28 Telephone: (775) 788-2000
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ahicks@mcwlaw.com
jwoelfel@mcwlaw.com
Attorneys for Plaintiffs

CERTIFIED COPY

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

DATE 11/3/15

BOBBIE R. WILLIAMS, Clerk of Court
of the State of Nevada, in and for the County of Douglas,

By  Deputy

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AFFIDAVIT OF JESSICA WOELFEL, ESQ.

STATE OF NEVADA)
) ss:
COUNTY OF WASHOE)

JESSICA WOELFEL, ESQ , being first duly sworn, deposes and says:

1 I am an attorney licensed to practice law in the State of Nevada, and am a partner of the law firm McDONALD CARANO WILSON LLP, attorneys for William K. Orr, Tilda R. Orr, Tilda R. Orr, as Trustee of the Tilda R. Orr Living Trust, and William K. Orr as Trustee of the William K. Orr Living Trust (collectively, "Plaintiffs") in that certain action entitled *William K Orr, Tilda R. Orr, Tilda R. Orr, as Trustees of the Tilda R. Orr Living Trust, and William K Orr as Trustee of the William K. Orr Living Trust v Jean Merkelbach, et al.* in the Ninth Judicial District Court of the State of Nevada, Douglas County, Case No. 14-CV-0237.

2. This affidavit is submitted pursuant to NRS 17.150(4).

3 On October 22, 2015, a First Amended Judgment was entered against Jean Merkelbach ("Merkelbach"), individually, and as trustee of the Rockwell-1997 Trust, jointly and severally (together, "Judgment Debtor"), and in favor of Plaintiffs, in the amount of \$201,972.20, plus post-judgment interest accruing from October 14, 2015 (the date of entry of the original judgment) thereon at the rate of 7.25%, until paid in full.

4. The name of the Judgment Debtor and her last known addresses is as follows:

 a. Jean Merkelbach (as trustee and individually), PO Box 321, Glenbrook, NV 89413-0321

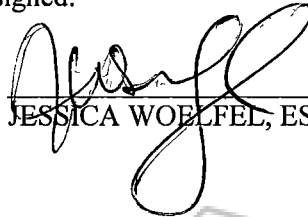
5. Upon information and belief, Merkelbach owns the following property in Douglas County, Nevada:

 a APN 1418-03-301-009; 2190 Lands End Rd., Glenbrook, NV 89413

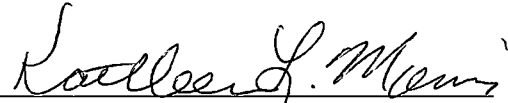
6 The undersigned has confirmed, through her review of Douglas County records, that the above-referenced property is, as of the date of execution of this affidavit, owned by Merkelbach.

7. The undersigned is unaware whether the Judgment Debtor currently owns any additional real property in Douglas County, Nevada.

8 Jean Merkelbach is a natural person The last four digits of her driver's license number and social security number are unknown to the undersigned.


JESSICA WOELFEL, ESQ.

SUBSCRIBED and SWORN to before me
this 5th day of November, 2015.


NOTARY PUBLIC in and for said
COUNTY and STATE

 **KATHLEEN L. MORRIS**
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 93-0692-2 - Expires December 16, 2016

COPY