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KAREN ELLISON, RECORDER

JUDGMENT

Title of Document (required)


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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

Austin K. Sweet, Esq.

Printed Name

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**IN THE SECOND JUDICIAL DISTRICT COURT FOR THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE**

BANK OF THE WEST, a California banking corporation,
CASE NO. CV11-01840

DEPT. NO. B7

Plaintiff/Counterdefendant,

v.

**F. HARVEY WHITTEMORE and ANNETTE
WHITTEMORE**, individuals, DOES I-X and
ROES I-X,

Defendants/Counterclaimants.

JUDGMENT

On October 27, 2015, Plaintiff / Counterdefendant **BANK OF THE WEST**, a California banking corporation (“Bank”) served an *Offer of Judgment* upon Defendants / Counterclaimants **F. HARVEY WHITTEMORE and ANNETTE WHITTEMORE**, individuals (“the Whittemores”).

On November 11, 2015, the Whittemores served *Defendants/Counterplaintiffs’ Acceptance of Offer of Judgment Served on October 27, 2015* upon the Bank.

On November 12, 2015, the Bank filed the offer and acceptance. Pursuant to NRCP 68(d), judgment shall be entered pursuant to the offer and acceptance.

IT IS THEREFORE ORDERED that:

- 1. Judgment is entered against **F. HARVEY WHITTEMORE and ANNETTE WHITTEMORE**, jointly and severally, in the amount of **TWO MILLION SEVEN HUNDRED SEVENTY-THREE THOUSAND ONE HUNDRED FORTY-EIGHT DOLLARS AND SEVEN**

1 CENTS (\$2,773,148.07);

2 2. This judgment shall be deemed satisfied in full if payment in the amount of TWO
3 MILLION ONE HUNDRED SIXTY-THREE THOUSAND NINE HUNDRED SEVENTY-NINE
4 DOLLARS AND THIRTY-NINE CENTS (\$2,163,979.39) is received by the Bank on or before
5 December 31, 2015;

6 3. Pursuant to NRCP 68(d), this judgment is expressly designated a compromise
7 settlement of all claims and all aspects of this litigation; and

8 4. Each party shall bear its own attorneys' fees and costs.

9 **IT IS SO ORDERED.**

10 DATED this 18 day of November, 2015.

Barck Flanagan
DISTRICT COURT JUDGE/
DISTRICT COURT CLERK

13 Submitted by:
14 GUNDERSON LAW FIRM

15 Mark H. Gunderson

16 Mark H. Gunderson, Esq.
17 Nevada State Bar No. 2134
18 Austin K. Sweet, Esq.
19 Nevada State Bar No. 11725
Attorneys for Bank of the West

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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: NOV 19 2015
JACQUELINE BRYANT, Clerk of the Second Judicial District Court, in and for the County of Washoe, State of Nevada.

By *[Signature]* Deputy