

Case No. 3543

Dept. No. 2

BOOK 375 PAGE 177-179 NO. _____
OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
Deborah Bundy Eisenberg
2004 FEB 23 AM 9:08

FILED

NOV 14 2003

EUREKA COUNTY, NEVADA
M.N. REBALEATI, RECORDER
FILE NO. 185457

Eureka County Clerk
BY _____ Deputy

185457

IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF EUREKA

ANGELA WONG KURTZ,

Plaintiff,

vs.

JUDGMENT

STATE OF NEVADA on relationship
to the NEVADA DEPARTMENT OF
TRANSPORTATION; JEFFREY ALLEN
EASTES; WATKINS AND SHEPPARD
TRUCKING, INC.; DONALD
WOODWORTH PARKER; and
JOHN DOES I-X, all individually,
jointly, and severally,

Defendants.

LISA MENDEZ, as Administrator
of the Estate of EDWARD P. KURTZ
and LILY M. KURTZ, Decedents and
RICHARD KURTZ, individually,

Plaintiffs,

vs.

JEFFREY ALLAN EASTES, WATKINS
AND SHEPPARD TRUCKING, INC.,
DONALD WOODWORTH PARKER,
STATE OF NEVADA DEPARTMENT
OF TRANSPORTATION and DOES
I-XX,

Defendants.

///

1 The causes in the above-captioned litigation, previously consolidated into
2 single assigned case number 3543, were presented for trial on October 20, 2003
3 through October 27, 2003.

4 Appearing for plaintiff Lisa Mendez, as Administratrix of the Estates of
5 Edward P. Kurtz and Lily M. Kurtz, decedents, was attorney Greg Corn. Appearing
6 on behalf of plaintiff Angela Wong Kurtz were attorneys Gary Green and Randy
7 Hall. Mr. Corn was also appearing on behalf of plaintiff Angela Wong Kurtz to
8 satisfy the *pro hac vice* permission granted to Mr. Green and Mr. Hall to practice
9 pursuant to Supreme Court Rule 42.

10 Defendants Jeffrey Allen Eastes and Watkins and Shepard Trucking, Inc.
11 were represented by attorney Christian Moore.

12 A jury of eight persons was duly accepted and impaneled and sworn to try
13 the case.

14 At the conclusion of plaintiffs' presentation of evidence, the Court granted
15 defendants' NRCP 41(b) Motion to Dismiss all Claims Presented by Lisa Mendez,
16 as Administratrix of the Estates of Edward P. Kurtz and Lily M. Kurtz, because all
17 recoverable damages by the Estates have previously been satisfied by payments
18 received by other settling defendants.

19 The claims of plaintiff Angela Kurtz were, after evidence was presented
20 along with instructions of the Court and arguments of counsel, submitted to the
21 jury who retired to deliberate their verdict. The jury subsequently returned to the
22 Court the following general verdict which was accepted by the Court and entered
23 on the record as follows:

24 We, the jury in the above-entitled action, find for the defendants
25 JEFF EASTES and WATKINS AND SHEPARD TRUCKING, INC.
and against the Plaintiffs.

26 DATED this 27th day of October, 2003.

27
28 BY: /s/ JANE MOYAL
Foreperson

1 WHEREFORE by virtue of the law and by reason of the foregoing general
2 verdict, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendants
3 JEFFREY ALLEN EASTES and WATKINS AND SHEPARD TRUCKING, INC. be
4 and hereby are given and granted judgment against plaintiffs LISA MENDEZ, as
5 Administratrix of the Estates of EDWARD P. KURTZ and LILY M. KURTZ, and
6 ANGELA WONG KURTZ together with the taxable costs and attorneys' fees
7 incurred by Defendants in this action as allowed by law.

8 DATED this 13th day of November, 2003.

9
10 Dan L. Lopez
11 DISTRICT JUDGE
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SEVENTH JUDICIAL DISTRICT COURT AND FOR COUNTY OF EUREKA STATE OF NEVADA	} SS
I, the Undersigned COUNTY CLERK and Ex-Officio CLERK of the SEVENTH JUDICIAL DISTRICT COURT do hereby CERTIFY that the foregoing is a full, true and correct copy of the original on file in my office and that I have carefully compared the same with the original.	
DISTRICT COURT, this <u>11th</u> day of <u>February</u> , 20 <u>24</u>	
<u>Travis Bels</u> County Clerk and Ex-Officio Court Clerk	<u>Wesley [Signature]</u> Deputy Clerk