

IN THE SUPREME COURT OF THE STATE OF NEVADA

REZA ZANDIAN A/K/A GOLAMREZA
ZANDIANJAZI A/K/A GHOLAM REZA
ZANDIAN A/K/A REZA JAZI A/K/A J.
REZA JAZI A/K/A G. REZA JAZI A/K/A
GHONOREZA ZANDIAN JAZI, AN
INDIVIDUAL,

Appellant,

vs.

JED MARGOLIN, AN INDIVIDUAL,

Respondent.

**Nevada Supreme Court
Case No. 65205**

APPEAL

from the FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY
THE HONORABLE JAMES T. RUSSELL, District Judge

JOINT APPENDIX

VOLUME II

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***REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM
REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI aka G. REZA
JAZI aka GHONOREZA ZANDIAN JAZI, an individual,
Appellant,***

vs.

***JED MARGOLIN, an individual,
Respondent.***

Nevada Supreme Court Case Number: 65205

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ALAN GLOVER

BY *[Signature]* CLERK
DEPUTY

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 11 Attorneys for Defendant Reza Zandian

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

JED MARGOLIN, an individual;

Case No.: 090C00579
Dept. No.: I

Plaintiff,

vs.

OPTIMA TECHNOLOGY CORPORATION,
 a California corporation, OPTIMA
 TECHNOLOGY CORPORATION, a Nevada
 coporation, REZA ZANDIAN aka
 GOLAMREZA ZANDIANJAZI aka
 GHOLAM REZA ZANDIAN aka REZA
 JAZI aka J. REZA JAZI AKA G. REZA JAZI
 aka GHONONREZA ZANDIAN JAZI, an
 individual, DOE Companies 1-10; DOE
 Corporations 11-20, and DOE Individuals 21-
 30,

Defendants.

1334.023382-td

MOTION TO DISMISS AMENDED COMPLAINT ON SPECIAL APPEARANCE

COMES NOW Defendant Reza Zandian by and through his counsel John Peter Lee, Ltd., and hereby files his MOTION TO DISMISS AMENDED COMPLAINT ON SPECIAL APPEARANCE.

This Motion is made and based upon all of the pleadings and papers on file herein, exhibits attached hereto, the attached Memorandum of Points and Authorities, and oral argument, if required by the Court.

...

...

...

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MEMORANDUM OF POINTS AND AUTHORITIES

I.

ZANDIAN IS AGAIN BEFORE THIS COURT ON A SPECIAL APPEARANCE.

The Nevada Supreme Court has held that “general appearance is entered when a person (or the person’s attorney) comes into court as a party to a suit and submits to the jurisdiction of the court.” *Milton v. Gesler*, 107 Nev. 767, 769, 819 P.2d 245, 247 (1991). “A special appearance is entered when a person comes into court to test the court’s jurisdiction or the sufficiency of service.” *Id.* “Black’s law dictionary defines a general appearance as a ‘simple and unqualified. . . submission to the jurisdiction of the court’ and defines a special appearance as an appearance ‘for the purpose of testing the sufficiency of service or the jurisdiction of the court.’” *Id.* at fn. 3 (citing Black’s Law Dictionary 89 (5th ed. 1979)).

Defendant Golamreza Zandianjazi (hereinafter “Zandian”) hereby makes a special appearance in this case for the purpose of testing both the sufficiency of service and the jurisdiction of the court; thus, Zandian has not consented to personal jurisdiction of any Nevada court by bringing the instant motion.

II.

SUMMARY OF FACTS.

A. Procedural History.

Plaintiff Jed Margolin (hereinafter “Margolin”) filed a Complaint in 2009 with a Nevada District Court against Zandian, among other defendants. *See* Court Record. Without serving said Complaint upon Zandian, Margolin took a default judgment against Zandian. *Id.* Zandian challenged the Complaint and the Default Judgment and filed a Motion to Dismiss on a Special Appearance (hereinafter “First Motion to Dismiss”). *Id.* In response, Margolin requested, *inter alia*, that the Court grant him leave to amend his Complaint. *Id.* “Having found that service was never effectuated, the Default Judgment entered against [Zandian] on March 1, 2011 [was] set aside.” Exhibit “A”. The Court denied Zandian’s First Motion to Dismiss “without prejudice” on August 3, 2011, and allowed Margolin a “ninety (90) days from the date of [the] Order to properly effectuate service of the Complaint and Summons and/or an Amended Complaint upon [Zandian].” *Id.*

1 Accordingly, Margolin was to effectuate service by November 2, 2011, pursuant to Court order. *Id.*
2 To date, there is no evidence in the record that Zandian was ever served by November 2, 2011.

3 **B. Undisputed Facts.**

4 Zandian hereby incorporates the Statement of Fact as stated in his last Motion to Dismiss
5 Plaintiff's Complaint as though fully stated herein.

6 Margolin was involved in a action before the United States District Court for the District of
7 Arizona related to the same subject matter that is the subject of the instant action. Exhibit "B". In
8 the Arizona action, Margolin, along with his co-defendants, was granted relief against "Optima
9 Technology Corporation, a Nevada corporation," who is a defendant in the instant action. *Id.* That
10 action involved the same transactions and occurrences that are involved in this action: (1) that
11 Margolin was the rightful owner of Patents Nos. 5,566,073 and 5,904,724, dated July 20, 2004; (2)
12 that the assignment of those patents was "forged, invalid, void, of no force and effect"; and (3) that
13 the assignment was to be "struck from the records of the USPTO." *Id.* The Arizona action,
14 therefore, involving the same transactions and occurrences has been litigated to a final judgment.
15 *Id.* Zandian was not a part of that action. *Id.*

16 In the Amended Complaint, Margolin has represented to the Court that "[i]n the Arizona
17 Action, Mr. Margolin and OTG filed a cross-claim for declaratory relief against Optima Technology
18 Corporation (Zandian) in order to obtain legal title to their respective patents." Am. Compl., ¶ 17.
19 Again, however, Zandian was not a party to the Arizona Action! Exhibit "B".

20 In the Amended Complaint there is not a single allegation suggesting that Zandian acted in
21 his individual capacity in such a way to cause a justiciable injury to Margolin. *See* Am. Compl.
22 Also, Zandian was never named as a party in the Arizona action where the same transactions and
23 occurrences have already been litigated to a final judgment. Exhibit "B". Most importantly,
24 Margolin has not alleged that any transactions or occurrences that are the subject of the Amended
25 took place within the State of Nevada or within the County of Storey. *See* Am. Compl. The only
26 conceivable, although speculative, connections between Nevada and Zandian that is provided in the
27 Amended Complaint include the following: (1) that Zandian "at all relevant times resided in Las
28 Vegas, Nevada"; (2) that "the Defendants at all times herein mentioned has been and/or is residing

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1 or currently doing business in and/or are responsible for the actions complained of herein in Storey
2 County”; and (3) that Zandian is in some way connected to Optima Technology Corporation. Am.
3 Compl., ¶¶ 4, 8 and 6, respectively. Zandian has not been alleged to have committed conversion in
4 Nevada, interference with a contract in Nevada, interference with a perspective economic advantage
5 in Nevada, unjust enrichment in Nevada, or unfair and deceptive trade practices in Nevada. *See* Am.
6 Compl. While there is an allegation that Zandian filed out certain USPTO documents, there is not
7 any allegations that he did so in his individual capacity or that he did so within the State of Nevada.

8 On or about August 11, 2011, Margolin filed a Motion to Serve by Publication (hereinafter
9 “Publication Motion”). In that motion, Margolin did not provide any documents or evidence which
10 suggest that personal service was ever attempted upon Zandian within the State of Nevada.
11 Although Margolin has alleged that Zandian is a resident of Nevada, he attached a sworn declaration
12 to his Publication Motion stating that Zandian’s last known address is “8401 Bonita Downs Road,
13 Fair Oaks, California.” Publication Motion, Ex. “1”. Morgolin also attached three Affidavits of
14 Service indicating that personal service was attempted on Zandian in Sacramento County, California
15 only. *Id.* at Ex. “2” through “4”.

16 III.

17 LEGAL ANALYSIS.

18 A. **Service of the Summons and Complaint was Never Effectuated Upon Zandian.**

19 Proper service of a summons and complaint upon an individual must be made upon the
20 individual “defendant personally, or by leaving copies thereof at the defendant’s dwelling house or
21 usual place of abode with some person of suitable age and discretion then residing therein, or by
22 delivering a copy of the summons and complaint to an agent authorized by appointment or by law
23 to receive service of process.” NRCP 4(d)(6). Pursuant to NRCP 12(b)(4), insufficiency of service
24 of process is grounds to dismiss a complaint. The Court ordered service to be effectuated on or
25 before November 1, 2011. Exhibit “A”.

26 Zandian was not served a summons and complaint in the U.S. District Court action which
27 forms the basis of the instant action. Exhibit “C”. Zandian is not mentioned in the Order issued
28 from the U.S. District Court. *Id.* at Exhibits “B” & “C”. Zandian was not served a summons and

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1 complaint in the instant action. Exhibit "A". Notwithstanding, Plaintiff took a default judgment
2 against Zandian. Id. That judgment has now been set aside because this Court found that Zandian
3 had not been properly served. Id. There is no evidence in the record suggesting that service has been
4 completed on Zandian as of the filing of this instant motion. See Court Record.

5 Because no summons was ever issued as to Zandian in the underlying U.S. District Court
6 action which forms the basis of the instant action, any domestication of the U.S. District Court action
7 as it pertains to Zandian is a clear violation of Zandian's constitutional right to notice under the Due
8 Process Clauses of the Fifth and Fourteenth Amendments of the U.S. Constitution. Additionally,
9 Zandian was not served in the instant case, in furtherance of the deprivation of Zandian's right to due
10 process.

11 Because Zandian has never been given notice as required by NRCP 4 and/or the U.S.
12 Constitution, Zandian must be dismissed from the instant action upon this instant motion by special
13 appearance.

14 **B. Nevada Does Not Have Personal Jurisdiction Over Zandian in the Instant**
15 **Action.**

16 "The plaintiff bears the burden of producing *some* evidence in support of all facts necessary
17 to establish personal jurisdiction [emphasis added]." Trump v. District Court, 109 Nev. 687, 692-93,
18 857 p.2d 740, 748 (1993). At first, Margolin alleged that Zandian resided in either San Diego or Las
19 Vegas, but Plaintiff did not even attempt to serve Zandian in either of these alleged places of
20 residence. See Compl.; compare to Publication Motion. Now, Margolin alleges in one paragraph
21 of his Amended Complaint that Zandian has "at all relevant times resided in Las Vegas, Nevada."
22 Am. Compl., ¶ 4. Margolin makes this allegation so that the Court will deem that it has personal
23 jurisdiction over Zandian without further inquiry. Three paragraphs later, Margolin has alleged that
24 Zandian and his co-defendant "at all relevant times herein mentioned has been and/or is residing or
25 currently doing business in and/or are responsible for the actions complained of herein in Storey
26 County." Margolin makes this allegation sp that the Court will deem Storey County as the proper
27 venue without further inquiry. So, Zandian has been alleged to reside in Las Vegas, San Diego, and
28 now Storey County; however, Margolin has never alleged with any specificity whatsoever that any

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1 of the transactions and occurrences (on the part of Zandian, as an individual) giving rise to this action
2 took place within the State of Nevada.

3 “There are two types of personal jurisdiction: general and specific.” Trump v. District Court,
4 109 Nev. 687,699, 857 p.2d 740, 748 (1993). “General jurisdiction over the defendant ‘is
5 appropriate where the defendant’s forum activities are so ‘substantial’ or continuous and systematic’
6 that it may be deemed present in the forum.’” Id.; see also Baker v. Eighth Jud. Dist. Ct., 116 Nev.
7 527, 531-31, 999 P.2d 1020, 1023 (2000) (holding that “membership in the state bar, in and of itself,
8 does not subject an individual to general jurisdiction in the state of membership because such contact
9 is not substantial, continuous, or systematic.”). In this case, Plaintiff has not alleged that Zandian
10 has ever had any “forum activities” in Nevada. Thus, without more, Nevada cannot exercise general
11 personal jurisdiction over Zandian.

12 “Specific personal jurisdiction over a defendant may be established only where the cause of
13 action arises from the defendant’s contacts with the forum.” Baker, supra. “To subject a defendant
14 to specific jurisdiction, this court must determine if the defendant ‘personally established minimum
15 contacts’ so that jurisdiction would ‘comport with fair play and substantive justice [internal
16 quotations omitted].” Id. (citing Burger King Corp. V. Rudzewicz, 471 U.S. 462, 476-77, 85 L. Ed.
17 2d 528, 105 S. Ct. 2174 (1985) (quoting International Shoe Co. v. Washington, 326 U.S. 310, 320,
18 90 L. Ed. 95, 66 S. Ct. 154 (1945)). “In order for a forum state to obtain personal jurisdiction over
19 a nonresident defendant, the Due Process Clause of the Fourteenth Amendment requires that the
20 defendant have ‘minimum contacts’ with the forum state ‘such that the maintenance of the suit does
21 not offend traditional notions of fair play and substantial justice.’” Baker, supra at 531-31. Here,
22 Plaintiff has not alleged *any* contacts between Zandian and Nevada, except to allege that Zandian
23 resides in either San Diego or Las Vegas or Storey County, and this is simply not enough to find that
24 the court has personal jurisdiction over Zandian. Period. It was not enough last time Zandian filed
25 a Motion to Dismiss this action, and it is not enough this time either, particularly because the
26 Amended Complaint does not state a single transaction or occurrence that took place in Nevada.
27 Thus, even if the instant transactions and occurrences complained about in the Amended Complaint
28 were not adjudicated to a final judgment in Arizona, not a single transaction or occurrence has been

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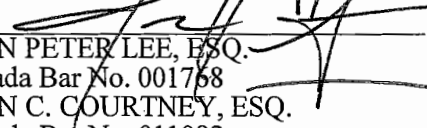
1 stated to have occurred in Nevada.

2 Zandian has not consented to personal jurisdiction in Nevada. Additionally, Zandian appears
3 now, by and through his counsel, on a limited basis to respectfully dispute the Court's jurisdiction
4 over him. Because Zandian is appearing for the sole purposes of disputing the Court's jurisdiction
5 and challenging the propriety of service upon him, Zandian has neither consented to jurisdiction nor
6 waived the lack thereof.

7 Margolin has not alleged or produced any facts indicating that Zandian has had minimum
8 contacts with the State of Nevada. Period. This is true even though Margolin was granted leave to
9 amend his Complaint the last time Zandian sought dismissal. Thus, pursuant to NRCP 12(b)(2), the
10 Court must dismiss Zandian from the instant action without prejudice.

11 DATED this 16th day of November, 2011.

12 JOHN PETER LEE, LTD.

13
14 BY: 
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16 Nevada Bar No. 001758
17 JOHN C. COURTNEY, ESQ.
18 Nevada Bar No. 011092
19 830 Las Vegas Boulevard South
20 Las Vegas, Nevada 89101
21 Ph: (702) 382-4044/Fax: (702) 383-9950
22 Attorneys for Defendant Reza Zandian

19 **CERTIFICATE OF MAILING**

20 I HEREBY CERTIFY that on the 16th day of November, 2011, a copy of the foregoing
21 MOTION TO DISMISS AMENDED COMPLAINT ON A SPECIAL APPEARANCE was served
22 on the following parties by mailing a copy thereof, first class mail, postage prepaid, addressed to:

23 Adam McMillen, Esq.
24 Watson Rounds
25 5371 Kietzke Lane
26 Reno, NV 89511

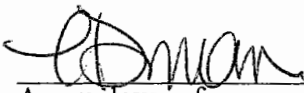
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28 An employee of
JOHN PETER LEE, LTD.

EXHIBIT "A"

1 Case No. 09 OC 00579 1B

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2 Dept. No. I

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JOHN PETER LEE

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6 IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR CARSON CITY

9 JED MARGOLIN, an individual,

10 Plaintiff,

11 vs.

12 OPTIMA TECHNOLOGY CORPORATION, A
13 California corporation, OPTIMA
14 TECHNOLOGY CORPORATION, a Nevada
15 corporation, REZA ZANDIAN
16 aka GOLAMREZA ZANDIANJAZI
17 aka GHOLAM REZA ZANDIAN aka REZA
18 JAZI aka J. REZA JAZI aka G. REZA JAZA
19 aka GHONONREZA ZANDIAN JAZI, an
20 individual, DOE Companies 1-10, DOE
21 Corporations 11-20 and DOE Individuals 21-30,

17 Defendants.

**ORDER SETTING ASIDE
DEFAULT, DENYING MOTION TO
DISMISS AND GRANTING
EXTENSION OF TIME FOR
SERVICE**

19 This matter comes before the Court pursuant to Defendant Reza Zandian's
20 (hereinafter "Zandian" or "Defendant") Motion to Dismiss on a Special Appearance filed
21 on June 9, 2011. On June 22, 2011, Plaintiff filed his Opposition to Motion to Dismiss and
22 Countermotion to Strike and for Leave to Amend Complaint. Defendant filed his Reply to
23 Opposition to Motion to Dismiss on a Special Appearance on July 5, 2011.

24 The Court deeming itself fully advised of the matter, hereby enters its Order as
25 follows:

26 In his Motion, Defendant argues primarily that service of the summons and
27 complaint was never effectuated upon Defendant. Defendant further argues that Nevada
28 does not have personal jurisdiction over Defendant in the instant action.

1 In Opposition, Plaintiff argues that service was effectuated upon Defendant as
2 evidenced by the fact that the summons and complaint were mailed to Defendant's attorney
3 and that Defendant was personally served with the summons on February 2, 2010. Plaintiff
4 additionally argues that this Court has personal jurisdiction over the Defendant in this
5 action, Defendant cannot meet the standard for his Motion to Dismiss, and Defendant
6 cannot meet the standard for his Motion to Set Aside. Finally, Plaintiff also asserts that
7 Defendant's Motion to Dismiss should be stricken as he had previously waived his
8 objections to personal jurisdiction, process and service of process. In the event that the
9 Court either dismisses the complaint or sets aside the default, Plaintiff requests leave to
10 amend the complaint to include proper reference to Defendant's actions in the related
11 Arizona case and to re-serve Defendant in a proper manner.

12 A review of the affidavit of Plaintiff's process server, Robert Toth, indicates that
13 service of process was never effectuated upon Defendant. The elderly man with whom the
14 process server left the summons and complaint informed the process server that Defendant
15 did not reside there. Accordingly, Defendant was not properly served. Furthermore,
16 Plaintiff's mailing the summons and complaint to Defendant's attorney did not constitute
17 proper service of process upon Defendant.

18 Having found that service was never effectuated, the Default Judgment entered
19 against Defendant on March 1, 2011 shall be set aside. However, the Court declines to
20 Dismiss the Complaint based on service of process, process or personal jurisdiction at this
21 time. Finally, given Plaintiff's attempts at effectuating service and the difficulty that
22 Plaintiff has faced in serving Defendant, Plaintiff shall be given additional time to
23 effectuate proper service upon Defendant.

24 Therefore, good cause appearing,

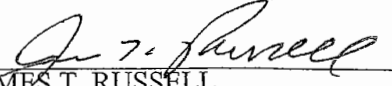
25 IT IS HEREBY ORDERED that the Default Judgment entered against Defendant
26 on March 1, 2011 shall be set aside.

27 IT IS HEREBY FURTHER ORDERED that the Defendant's Motion to Dismiss on
28 a Special Appearance is DENIED without prejudice.

97

1 IT IS HEREBY FURTHER ORDERED that Plaintiff shall have ninety (90) days
2 from the date of this Order to properly effectuate service of the Complaint and Summons
3 and/or an Amended Complaint upon Defendant in accordance with NRCP Rule 4, the
4 Hague convention or any other lawful means of service.

5 DATED this 3rd day of August, 2011.

6 
7 JAMES T. RUSSELL
8 District Court Judge

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CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of August, 2011, I placed a copy of the foregoing Order in the United States Mail, postage prepaid, addressed as follows:

Matthew D. Francis, Esq.
5371 Kietzke Lane
Reno, NV 89511

John Peter Lee, Esq.
830 Las Vegas Blvd. South
Las Vegas, NV 89101

Tara C. Zimmerman
Tara C. Zimmerman
Law Clerk, Department One

EXHIBIT "B"

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

UNIVERSAL AVIONICS SYSTEMS CORPORATION,

Plaintiff,

vs.

OPTIMA TECHNOLOGY GROUP, INC.,
OPTIMA TECHNOLOGY CORPORATION, ROBERT ADAMS and
JED MARGOLIN,

Defendants.

OPTIMA TECHNOLOGY INC. a/k/a
OPTIMA TECHNOLOGY GROUP, INC.,
a corporation,

Counterclaimant,

vs.

UNIVERSAL AVIONICS SYSTEMS CORPORATION, an Arizona corporation,

Counterdefendant,

OPTIMA TECHNOLOGY INC. a/k/a
OPTIMA TECHNOLOGY GROUP, INC.,

Cross-Claimant,

vs.

OPTIMA TECHNOLOGY CORPORATION,

Cross-Defendant.

No. CV 07-588-TUC-RCC

ORDER

1 This Court, having considered the Defendants' Application for Entry of Default
2 Judgment against Cross-Defendant Optima Technology Corporation, finds no just reason to
3 delay entry of final judgment.

4 Therefore, IT IS HEREBY ORDERED:

5 Final Judgment is entered against Cross-Defendants Optima Technology Corporation,
6 a California corporation, and Optima Technology Corporation, a Nevada corporation, as
7 follows:

8 1. Optima Technology Corporation has no interest in U.S. Patents Nos. 5,566,073 and
9 5,904,724 ("the Patents") or the Durable Power of Attorney from Jed Margolin dated July
10 20, 2004 ("the Power of Attorney");

11 2. The Assignment Optima Technology Corporation filed with the USPTO is forged,
12 invalid, void, of no force and effect, and is hereby struck from the records of the USPTO;

13 3. The USPTO is to correct its records with respect to any claim by Optima
14 Technology Corporation to the Patents and/or the Power of Attorney; and

15 4. OTC is hereby enjoined from asserting further rights or interests in the Patents
16 and/or Power of Attorney; and

17 5. There is no just reason to delay entry of final judgment as to Optima Technology
18 Corporation under Federal Rule of Civil Procedure 54(b).

19 DATED this 18th day of August, 2008.

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23 Raner C. Collins
24 United States District Judge

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Exhibit 4

Exhibit 4

GENERAL INFORMATION	
PARCEL NO.	071-02-000-005
OWNER AND MAILING ADDRESS	ZANDIAN REZA 8775 COSTA VERDE #501 SAN DIEGO CA 92122-5343
LOCATION ADDRESS CITY/UNINCORPORATED TOWN	MOAPA VALLEY
ASSESSOR DESCRIPTION	PT NE4 NE4 SEC 02 16 68 SEC 02 TWP 16 RNG 68
RECORDED DOCUMENT NO.	* 20050419:04639
RECORDED DATE	04/19/2005
VESTING	NO STATUS

*Note: Only documents from September 15, 1999 through present are available for viewing.

ASSESSMENT INFORMATION AND SUPPLEMENTAL VALUE	
TAX DISTRICT	826
APPRAISAL YEAR	2010
FISCAL YEAR	10-11
SUPPLEMENTAL IMPROVEMENT VALUE	0
SUPPLEMENTAL IMPROVEMENT ACCOUNT NUMBER	N/A

REAL PROPERTY ASSESSED VALUE		
FISCAL YEAR	2010-11	2011-12
LAND	7000	5250
IMPROVEMENTS	0	0
PERSONAL PROPERTY	0	0
EXEMPT	0	0
GROSS ASSESSED (SUBTOTAL)	7000	5250
TAXABLE LAND+IMP (SUBTOTAL)	20000	15000
COMMON ELEMENT ALLOCATION ASSD	0	0
TOTAL ASSESSED VALUE	7000	5250
TOTAL TAXABLE VALUE	20000	15000

ESTIMATED LOT SIZE AND APPRAISAL INFORMATION	
ESTIMATED SIZE	10.00 Acres
ORIGINAL CONST. YEAR	0
LAST SALE PRICE MONTH/YEAR	24000 04/05
LAND USE	0-00 VACANT
DWELLING UNITS	0

GENERAL INFORMATION	
PARCEL NO.	071-02-000-013
OWNER AND MAILING ADDRESS	ZANDIAN REZA 8775 COSTA VERDE #501 SAN DIEGO CA 92122-5343
LOCATION ADDRESS CITY/UNINCORPORATED TOWN	MOAPA VALLEY
ASSESSOR DESCRIPTION	PT SE4 NE4 SEC 02 16 68 SEC 02 TWP 16 RNG 68
RECORDED DOCUMENT NO.	* 20050420:00563
RECORDED DATE	04/20/2005
VESTING	NO STATUS

*Note: Only documents from September 15, 1999 through present are available for viewing.

ASSESSMENT INFORMATION AND SUPPLEMENTAL VALUE	
TAX DISTRICT	826
APPRAISAL YEAR	2010
FISCAL YEAR	10-11
SUPPLEMENTAL IMPROVEMENT VALUE	0
SUPPLEMENTAL IMPROVEMENT ACCOUNT NUMBER	N/A

REAL PROPERTY ASSESSED VALUE		
FISCAL YEAR	2010-11	2011-12
LAND	14000	10500
IMPROVEMENTS	0	0
PERSONAL PROPERTY	0	0
EXEMPT	0	0
GROSS ASSESSED (SUBTOTAL)	14000	10500
TAXABLE LAND+IMP (SUBTOTAL)	40000	30000
COMMON ELEMENT ALLOCATION ASSD	0	0
TOTAL ASSESSED VALUE	14000	10500
TOTAL TAXABLE VALUE	40000	30000

ESTIMATED LOT SIZE AND APPRAISAL INFORMATION	
ESTIMATED SIZE	20.00 Acres
ORIGINAL CONST. YEAR	0
LAST SALE PRICE MONTH/YEAR	40000 04/05
LAND USE	0-00 VACANT
DWELLING UNITS	0

Exhibit 5

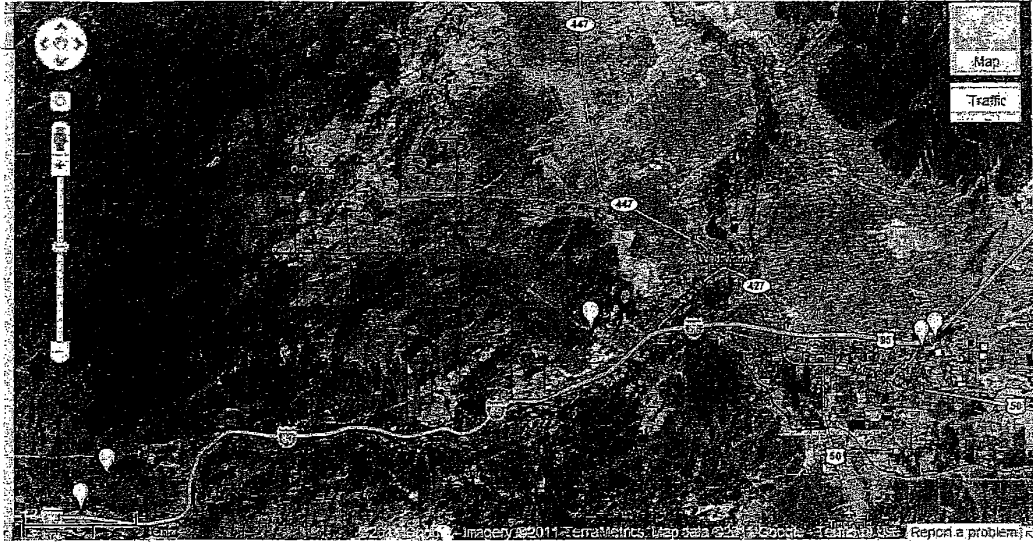
Exhibit 5

Zandian's Washoe County Properties - Jed Margolin 4/17/2011

From Washoe County Web site - Assessor's Database: <http://www.co.washoe.nv.us/assessor/cama/search.php>
 (from a search for "Zandian") April 14, 2011 by Jed Margolin

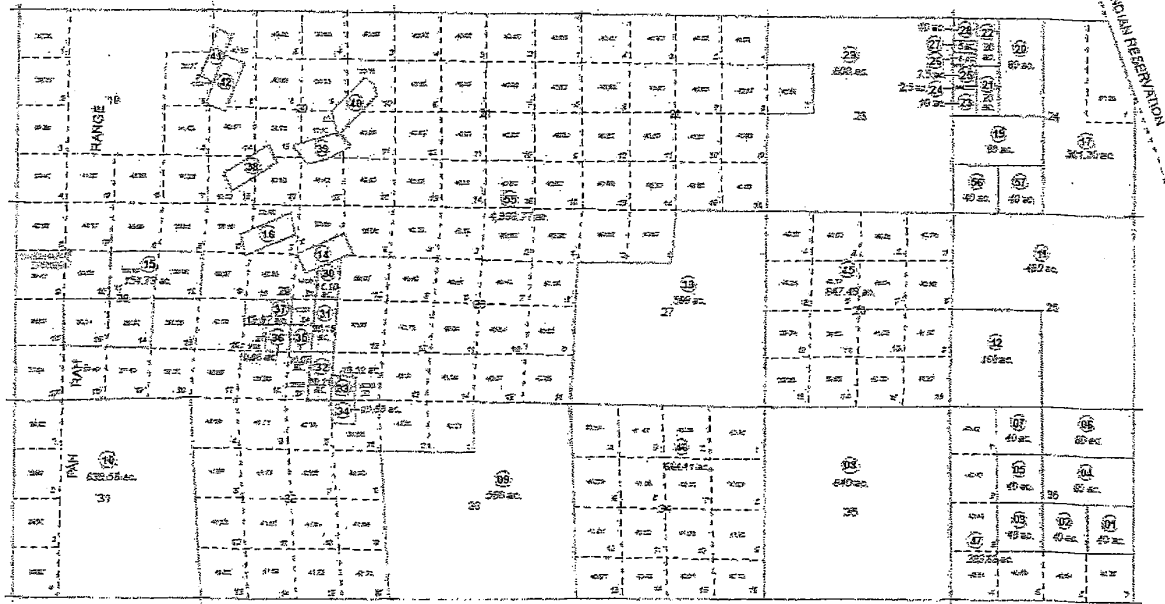
APN	Card	Situs		
Owner Name		Mailing Address		Last Transaction Date
079-150-12	1	STATE ROUTE 447		
REZA ZANDIAN		PO BOX 927674	SAN DIEGO CA 92192	06/27/2005
079-150-09	1	STATE ROUTE 447		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
079-150-10	1	STATE ROUTE 447		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
079-150-13	1	STATE ROUTE 447		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-040-02	1	PIERSON CANYON RD		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-040-04	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-040-06	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-040-10	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-130-07	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009
084-140-17	1	E INTERSTATE 80		
REZA ZANDIAN		PO BOX 81624	LAS VEGAS NV 89180	05/12/2009

The properties are North of Interstate 80 and East of SR 447. From Google Maps via Zandian's Web site at www.goldennevada.com. The remaining information is from Washoe County Web site - Assessor's Database.



- PATENTED MINING CLAIMS**
- | | |
|--|--|
| 475-150-14 PAT. NO. 52482, LOT 22 GUNCLAY MINING | 475-150-29 PAT. NO. 52482, LOT 25 GUNCLAY MINING |
| 475-150-15 PAT. NO. 52482, LOT 23 GUNCLAY MINING | 475-150-30 PAT. NO. 52482, LOT 26 GUNCLAY MINING |
| 475-150-16 PAT. NO. 52482, LOT 24 GUNCLAY MINING | 475-150-31 PAT. NO. 52482, LOT 27 GUNCLAY MINING |
| 475-150-17 PAT. NO. 52482, LOT 28 GUNCLAY MINING | 475-150-32 PAT. NO. 52482, LOT 29 GUNCLAY MINING |
| 475-150-18 PAT. NO. 52482, LOT 30 GUNCLAY MINING | 475-150-33 PAT. NO. 52482, LOT 31 GUNCLAY MINING |
| 475-150-19 PAT. NO. 52482, LOT 32 GUNCLAY MINING | 475-150-34 PAT. NO. 52482, LOT 32 GUNCLAY MINING |
| 475-150-20 PAT. NO. 52482, LOT 33 GUNCLAY MINING | 475-150-35 PAT. NO. 52482, LOT 33 GUNCLAY MINING |
| 475-150-21 PAT. NO. 52482, LOT 34 GUNCLAY MINING | 475-150-36 PAT. NO. 52482, LOT 34 GUNCLAY MINING |
| 475-150-22 PAT. NO. 52482, LOT 35 GUNCLAY MINING | 475-150-37 PAT. NO. 52482, LOT 35 GUNCLAY MINING |
| 475-150-23 PAT. NO. 52482, LOT 36 GUNCLAY MINING | 475-150-38 PAT. NO. 52482, LOT 36 GUNCLAY MINING |
| 475-150-24 PAT. NO. 52482, LOT 37 GUNCLAY MINING | 475-150-39 PAT. NO. 52482, LOT 37 GUNCLAY MINING |
| 475-150-25 PAT. NO. 52482, LOT 38 GUNCLAY MINING | 475-150-40 PAT. NO. 52482, LOT 38 GUNCLAY MINING |
| 475-150-26 PAT. NO. 52482, LOT 39 GUNCLAY MINING | 475-150-41 PAT. NO. 52482, LOT 39 GUNCLAY MINING |
| 475-150-27 PAT. NO. 52482, LOT 40 GUNCLAY MINING | 475-150-42 PAT. NO. 52482, LOT 40 GUNCLAY MINING |
| 475-150-28 PAT. NO. 52482, LOT 41 GUNCLAY MINING | 475-150-43 PAT. NO. 52482, LOT 41 GUNCLAY MINING |

SOUTH 1/2 OF TOWNSHIP 21 NORTH - RANGE 23 EAST



079-150-12 1 STATE ROUTE 447
REZA ZANDIAN PO BOX 927674 SAN DIEGO CA 92192 06/27/2005

160 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

APN 079-150-12

Owner or Trustee	% Ownership
ZANDIAN, REZA et al	
FOUGHANI, NILOOFAR	

079-150-09 1 STATE ROUTE 447
REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

560 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

APN 079-150-09

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MANAGEMENT TRST, TRST	33
KOROGHLI, TRUSTEE, RAY TTEE	
KOROGHLI, TRUSTEE, SATHSOWI T TTEE	

079-150-10 1 STATE ROUTE 447
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

639 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

APN 079-150-10

Owner or Trustee % Ownership

SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MANAGEMENT TRUST, TRST	33
KOROGHLI, TRUSTEES, RAY TTEE	
KOROGHLI, TRUSTEE, SATHSOWI T TTEE	

079-150-13 1 STATE ROUTE 447
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

560 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

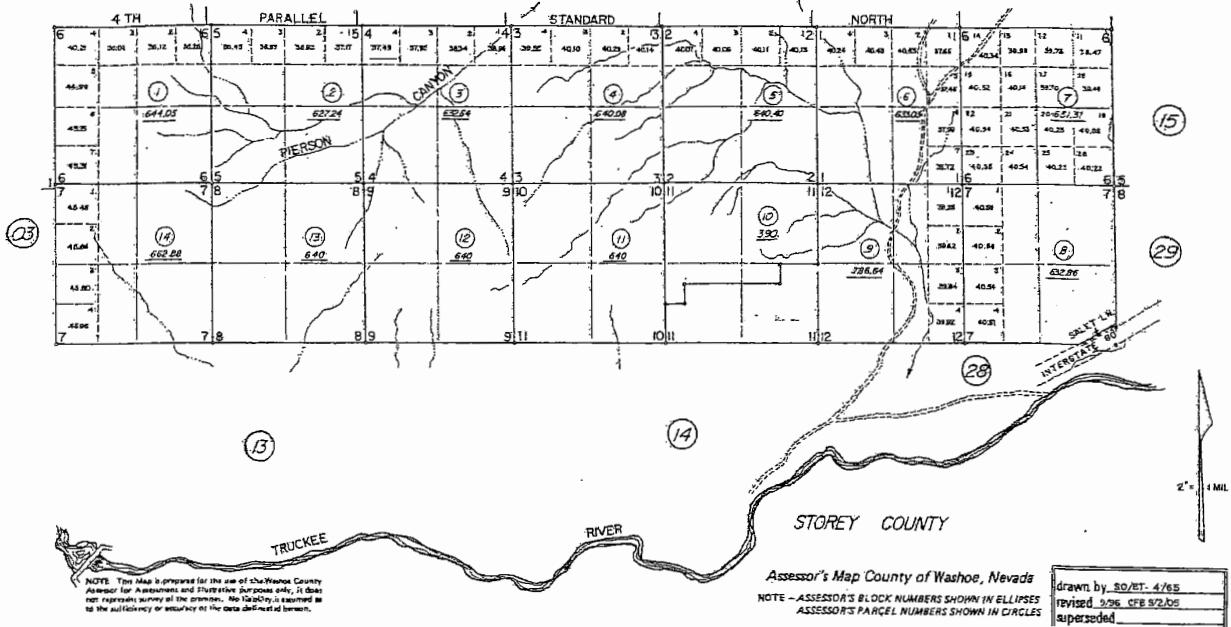
APN 079-150-13

Owner or Trustee % Ownership

SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRUST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

PORTION OF N²-T.20N.-R.23E.
SECTIONS 6 & 7 -T.20N.-R.24E.

BOOK 79



084-040-02 1 PIERSON CANYON RD
REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

627 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => [Ownership](#)

APN 084-040-02	Owner or Trustee	% Ownership
	SADRI LIVING TRUST TTEE et al	
	SADRI, TRUSTEE, FRED	33
	ZANDIAN, REZA	33
	KOROGHLI MGMT TRST, TRST	33
	KOROGHLI, TTEE, RAY TTEE	
	KOROGHLI, TTEE, SATHSOWI T TTEE	

084-040-04 1 E INTERSTATE 80
REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

640 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => **Ownership**

APN 084-040-04	Owner or Trustee	% Ownership
	SADRI LIVING TRUST TTEE et al	
	SADRI, TRUSTEE, FRED	33
	ZANDIAN, REZA	33
	KOROGHLI MGMT TRST, TRST	33
	KOROGHLI, TTEE, RAY TTEE	
	KOROGHLI, TTEE, SATHSOWI T TTEE	

084-040-06 1 E INTERSTATE 80
REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

633 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) => **Ownership**

APN 084-040-06	Owner or Trustee	% Ownership
	SADRI LIVING TRUST TTEE et al	
	SADRI, TRUSTEE, FRED	33
	ZANDIAN, REZA	33
	KOROGHLI MGMT TRST, TRST	33
	KOROGHLI, TTEE, RAY TTEE	
	KOROGHLI, TTEE, SATHSOWI T	

084-040-10 1 E INTERSTATE 80
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

390 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) =>
 Ownership

APN 084-040-10

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

084-130-07 1 E INTERSTATE 80
 REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

275 acres

[County Home](#) => [Assessor's Office](#) => [Property Assessment Data Search](#) => [Parcel Search](#) =>
 Ownership

APN 084-130-07

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRUST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

084-140-17 1 E INTERSTATE 80
REZA ZANDIAN PO BOX 81624 LAS VEGAS NV 89180 05/12/2009

160 acres

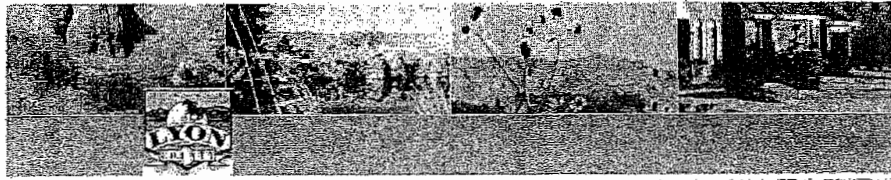
County Home => Assessor's Office => Property Assessment Data Search => Parcel Search => Ownership

APN 084-140-17

Owner or Trustee	% Ownership
SADRI LIVING TRUST TTEE et al	
SADRI, TRUSTEE, FRED	33
ZANDIAN, REZA	33
KOROGHLI MGMT TRST, TRST	33
KOROGHLI, TTEE, RAY TTEE	
KOROGHLI, TTEE, SATHSOWI T TTEE	

Exhibit 6

Exhibit 6



[Assessor Home](#)

[Assessor Inquiry](#)

Real Property Inquiry
 Search for Real Property (Land, Improvements, etc.)

Order List By: Parcel # Owner Name Property Location District

Filters: Limit Selected Parcels to Include (Choose any number):

Parcel # 8-digit #(s), no dashes Partial Owner Name

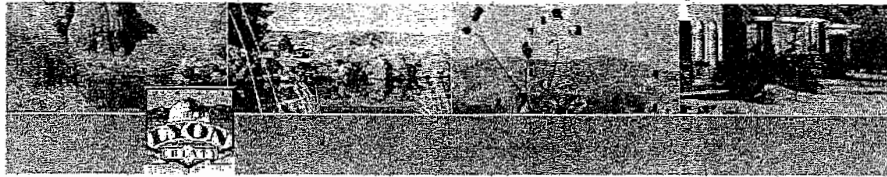
Land Use Code Range [Code Table](#) examples: SMITH M / ACME MARKETS

Acreage Range Partial Property Location

Net Value Range examples: N MAIN ST / MAPLE DR

District

Search Results - Select for Detail						
Parcel #	Owner Name	Property Location	Dist.	Land Use	Acreage	Net Assessed Value
006-052-04	ZANDIAN, REZA	125 PIKE ST	8.5	140 - Vacant Commercial	.220	15,560
006-052-05	ZANDIAN, REZA	115 PIKE ST	8.5	140 - Vacant Commercial	.220	15,560
006-052-06	ZANDIAN, REZA	105 PIKE ST	8.5	140 - Vacant Commercial	.220	15,560
015-311-18	ZANDIAN, REZA ET AL	HWY 50	8.3	120 - Vacant Single Family	241.790	24,500
015-311-19	ZANDIAN, REZA ET AL	HWY 50	8.3	140 - Vacant Commercial	47.750	16,710
021-451-22	ZANDIAN, REZA ET AL		6.0	120 - Vacant Single Family	40.000	3,360

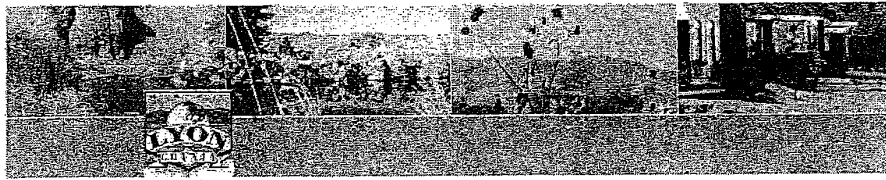


[Assessor Home](#) [Back to Search List](#)

[Personal Property](#) [Sales Data](#) [Secured Tax Inquiry](#) [Recorder Search](#)

Parcel Detail for Parcel # 006-052-04

<p>Location</p> <p>Property Location 125 PIKE ST Town DAYTON Subdivision DAYTON TOWN Lot 4 Block 6 Property Name Remarks</p> <p>Add Addresses Assessor Maps Legal Description</p>			<p>Ownership</p> <p>Assessed Owner Name ZANDIAN, REZA Mailing Address P O BOX 927674 SAN DIEGO, CA 92192-7674 Legal Owner Name ZANDIAN, REZA Vesting Doc#, Date 342193 02/04/05 Book/Page 7 Map Document #s RS90448</p> <p>Ownership History Document History</p>																																																																																										
<p>Description</p> <p>Total Acres .220 Ag Acres .000 W/R Acres .000</p> <p>Improvements</p> <table border="0"> <tr> <td>Single-fam Detached 0</td> <td>Non-dwell Units 0</td> <td>Bdrm/Bath 0/00</td> </tr> <tr> <td>Single-fam Attached 0</td> <td>MH Hookups 0</td> <td>Stories .0</td> </tr> <tr> <td>Multi-fam Units 0</td> <td>Wells 0</td> <td></td> </tr> <tr> <td>Mobile Homes 0</td> <td>Septic Tanks 0</td> <td></td> </tr> <tr> <td>Total Dwelling Units 0</td> <td>Bldg Sq Ft 0</td> <td></td> </tr> <tr> <td></td> <td>Garage Sq Ft 0</td> <td>Attch/Detch</td> </tr> <tr> <td>Improvement List</td> <td>Basement Sq Ft 0</td> <td>Finished 0</td> </tr> </table>			Single-fam Detached 0	Non-dwell Units 0	Bdrm/Bath 0/00	Single-fam Attached 0	MH Hookups 0	Stories .0	Multi-fam Units 0	Wells 0		Mobile Homes 0	Septic Tanks 0		Total Dwelling Units 0	Bldg Sq Ft 0			Garage Sq Ft 0	Attch/Detch	Improvement List	Basement Sq Ft 0	Finished 0	<p>Appraisal Classifications</p> <p>Current Land Use Code 140 Code Table</p> <p>Zoning C1 Re-appraisal Group 5 Re-appraisal Year 2008 Orig Constr Year Weighted Year</p>																																																																					
Single-fam Detached 0	Non-dwell Units 0	Bdrm/Bath 0/00																																																																																											
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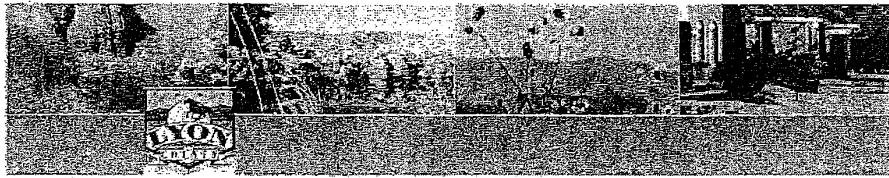
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Parcel Detail for Parcel # 006-052-05

Location	Ownership
Property Location 115 PIKE ST Town DAYTON Add Addresses Subdivision DAYTON Assessor Maps Property Name TOWN Lot 5 Block 6 Legal Description Remarks	Assessed Owner Name ZANDIAN, REZA Mailing Address P O BOX 927674 Ownership History SAN DIEGO, CA 92192-7674 Document History Legal Owner Name ZANDIAN, REZA Vesting Doc#, Date 342193 02/04/05 Book/Page / Map Document.#s RS90448

Description	Appraisal Classifications
Total Acres .220 Ag Acres .000 W/R Acres .000 Improvements Single-fam Detached 0 Non-dwell Units 0 Bdrm/Bath 0/.00 Single-fam Attached 0 MH Hookups 0 Stories 0 Multi-fam Units 0 Wells 0 Mobile Homes 0 Septic Tanks 0 Total Dwelling Units 0 Bldg Sq Ft 0 Garage Sq Ft 0 Atch/Detch Basement Sq Ft 0 Finished 0 Improvement List	Current Land Use Code 140 Code Table Zoning C2 Re-appraisal Group 5 Re-appraisal Year 2008 Orig Constr Year Weighted Year

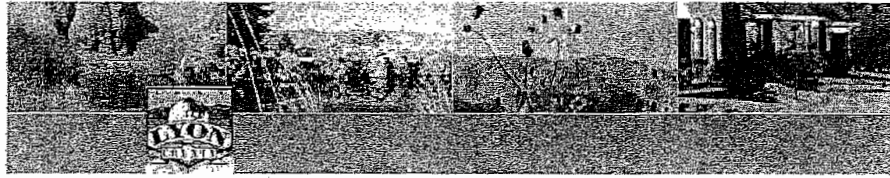
Assessed Valuation				Taxable Valuation			
	2012-13	2011-12	2010-11		2012-13	2011-12	2010-11
Assessed Values				Taxable Values			
Land	15,560	15,560	15,560	Land	44,457	44,457	44,457
Improvements	0	0	0	Improvements	0	0	0
Personal Property	0	0	0	Personal Property	0	0	0
Ag Land	0	0	0	Ag Land	0	0	0
Exemptions	0	0	0	Exemptions	0	0	0
Net Assessed Value	15,560	15,560	15,560	Net Taxable Value	44,457	44,457	44,457
Increased (New) Values				Increased (New) Values			
Land	0	0	0	Land	0	0	0
Improvements	0	0	0	Improvements	0	0	0
Personal Property	0	0	0	Personal Property	0	0	0



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Parcel Detail for Parcel # 006-052-06																																																																																											
Location		Ownership																																																																																									
Property Location 105 PIKE ST Town DAYTON Subdivision DAYTON TOWN Lot 6 Block 6 Property Name Remarks		Assessed Owner Name ZANDIAN, REZA Mailing Address P O BOX 827674 SAN DIEGO, CA 92182-7674 Legal Owner Name ZANDIAN, REZA Vesting Doc#, Date 342183 02/04/05 Book/Page / Map Document #s RS90448																																																																																									
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Parcel Detail for Parcel # 015-311-18

<p align="center">Location</p> <p>Property Location HWY 50 Town STAGECOACH Add Addresses Subdivision Lot Block Assessor Maps Property Name Legal Description Remarks</p>	<p align="center">Ownership</p> <p>Assessed Owner Name ZANDIAN, REZA ET AL Mailing Address P O BOX 927674 Ownership History Add'l Owners SAN DIEGO, CA 92192-7674 Document History Legal Owner Name ZANDIAN, REZA ET AL Vesting Doc#, Date 344412 03/03/05 Book/Page / Map Document #s RS332209</p>
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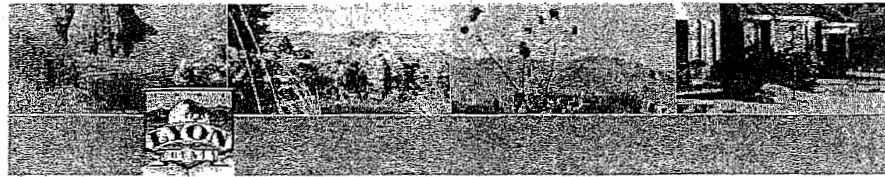
<p align="center">Description</p> <p>Total Acres 241.790 Ag Acres .000 W/R Acres .000</p> <p align="center">Improvements</p> <p>Single-fam Detached 0 Non-dwell Units 0 Bdrm/Bath 0/.00 Single-fam Attached 0 MH Hookups 0 Stories .6 Multi-fam Units 0 Wells 0 Mobile Homes 0 Septic Tanks 0 Total Dwelling Units 0 Bldg Sq Ft 0 Garage Sq Ft 0 Atch/Detch Improvement List Basement Sq Ft 0 Finished 0</p>	<p align="center">Appraisal Classifications</p> <p>Current Land Use Code 120 Code Table Zoning RR3 Re-appraisal Group 1 Re-appraisal Year 2009 Orig Constr Year Weighted Year</p>
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Personal Property	0	0	0																																																																																						

Ownership History for Parcel # 015-311-18				
Current Owners		Prior Owners		
Name	From	Name	From	To
EL-SABAWI, RASHAD TR	2006	DEAD DOG RANCH LLC	1997	2005
EL-SABAWI, REEM TR	2006	% LORETTA MC INTIRE		
FAYEGHI, JOHNATHON	2006	804 RED'S GRADE		
EAGLES NEST LLC	2006	CARSON CITY, NV 89703		
ZANDIAN, REZA, ET AL	2005			
8775 COSTA VERDE APT 1416				
SAN DIEGO, CA 92122-0000				
FOUGHANI, NILOQFAR	2005			
ABRISHAMI, ELIAS	2005			
ABRISHAMI, MONOO	2005			
ABRISHAMI, ENAYAT	2005			
ABRISHAMI, NAIMA	2005			

NOTE: This is not a complete history and should not be used in place of a title search.

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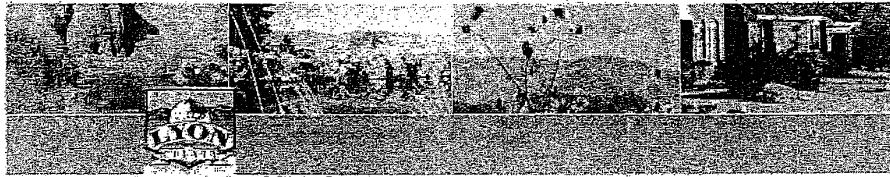
[Personal Property](#) [Sales Data](#) [Secured Tax Inquiry](#) [Recorder Search](#)

Parcel Detail for Parcel # 015-311-19																																																																																											
Location		Ownership																																																																																									
Property Location HWY 50 Town STAGECOACH Add Addresses Subdivision Lot Block Assessor Maps Property Name Legal Description Remarks ZONE CHANGE FROM RR3 TO C2 6/1/2006		Assessed Owner Name ZANDIAN, REZA ET AL Mailing Address P O BOX 927874 Ownership History Add'l Owners SAN DIEGO, CA 92192-7574 Document History Legal Owner Name ZANDIAN, REZA ET AL Vesting Doc#, Date 344412 03/03/05 Book/Page / Map Document #s RS332209																																																																																									
Description		Appraisal Classifications																																																																																									
Total Acres 47.750 Ag Acres .000 W/R Acres .000 Improvements Single-fam Detached 0 Non-dwell Units 0 Bdrm/Bath 0/00 Single-fam Attached 0 MH Hookups 0 Stories .0 Multi-fam Units 0 Wells 0 Mobile Homes 0 Septic Tanks 0 Total Dwelling Units 0 Bldg Sq Ft 0 Garage Sq Ft 0 Attch/Detch Improvement List Basement Sq Ft 0 Finished 0		Current Land Use Code 140 Code Table Zoning C2 Re-appraisal Group 1 Re-appraisal Year 2009 Orig Constr Year Weighted Year																																																																																									
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Ownership History for Parcel # 015-311-19				
Current Owners		Prior Owners		
Name	From	Name	From	To
EL-SABAWI, RASHAD TR	2006	DEAD DOG RANCH LLC	1997	2005
EL-SABAWI, REEM TR	2006	% LORETTA MC INTIRE		
FAYEGHI, JOHNATHON	2006	804 RED'S GRADE		
EAGLES NEST LLC	2006	CARSON CITY, NV 89703		
ZANDIAN, REZA ET AL	2005			
8775 COSTA VERDE APT 1418				
SAN DIEGO, CA 92122-0000				
FOUGHANI, NILOOFAR	2005			
ABRISHAMI, ELIAS	2005			
ABRISHAMI, MINOO	2005			
ABRISHAMI, ENAYAT	2005			
ABRISHAMI, NAIMA	2005			

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Parcel Detail for Parcel # 021-451-22

Location		Ownership																																																																																									
Property Location Town FERNLEY Add'l Addresses Subdivision Lot Block Assessor Maps Property Name Legal Description Remarks		Assessed Owner Name ZANDIAN, REZA ET AL Mailing Address P O BOX 927674 Ownership History SAN DIEGO, CA 92192-7674 Document History Legal Owner Name ZANDIAN, REZA ET AL Vesting Doc#, Date 356781 07/19/05 Book/Page / Map Document #s																																																																																									
Description		Appraisal Classifications																																																																																									
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Ownership History for Parcel # 021-451-22

Current Owners		Prior Owners		
Name	From	Name	From	To
ZANDIAN, REZA ET AL 8775 COSATA VERDE STE 1416 SAN DIEGO, CA 92122-0000	2005	ARNOLD, JACK G 10410 98 ST ANDERSON ISLAND, WA 98303-0000	2005	2005
FOUGHANI, NILOCFAR	2005	EVANS, INGRID P O BOX 1182 RENO, NV 89504	1986	2003
		EVANS, LAWRENCE & INGRID P O BOX 1182 RENO, NV 89504	1986	2003

NOTE: This is not a complete history and should not be used in place of a title search.

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Exhibit 7

Exhibit 7



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Parcel Detail for Parcel # 007-151-77

<p align="center">Location</p> <p>Property Location 8825 BRUSH GARDEN DR</p> <p>Town Add Addresses</p> <p>Subdivision M&B Lot Block Assessor Maps</p> <p>Property Name Legal Description</p> <p>Remarks SPLIT PURSUANT TO DEED</p>	<p align="center">Ownership</p> <p>Assessed Owner Name ZANDIAN REZA & NILOOFAR</p> <p>Mailing Address P O BOX 927674 Ownership History</p> <p>Addl Owners SAN DIEGO CA 92192-7674 Document History</p> <p>Legal Owner Name ZANDIAN REZA & NILOOFAR</p> <p>Vesting Doc#, Date 384273 07/27/09 Book/Page 1</p> <p>Map Document #s 194366</p>
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<p align="center">Description</p> <p>Total Acres 6.750 Ag Acres .000 W/R Acres .000</p> <p align="center"><u>Improvements</u></p> <table style="width:100%"> <tr> <td>Single-fam Detached 0</td> <td>Non-dwell Units 0</td> <td>Bdrm/Bath 0/00</td> </tr> <tr> <td>Single-fam Attached 0</td> <td>MH Hookups 0</td> <td>Stories 0</td> </tr> <tr> <td>Multi-fam Units 0</td> <td>Walls 0</td> <td></td> </tr> <tr> <td>Mobile Homes 0</td> <td>Septic Tanks 0</td> <td></td> </tr> <tr> <td>Total Dwelling Units 0</td> <td>Bldg Sq Ft 0</td> <td></td> </tr> <tr> <td></td> <td>Garage Sq Ft 0</td> <td>Attch/Detch</td> </tr> <tr> <td>Improvement List</td> <td>Basement Sq Ft 0</td> <td>Finished 0</td> </tr> </table>	Single-fam Detached 0	Non-dwell Units 0	Bdrm/Bath 0/00	Single-fam Attached 0	MH Hookups 0	Stories 0	Multi-fam Units 0	Walls 0		Mobile Homes 0	Septic Tanks 0		Total Dwelling Units 0	Bldg Sq Ft 0			Garage Sq Ft 0	Attch/Detch	Improvement List	Basement Sq Ft 0	Finished 0	<p align="center">Appraisal Classifications</p> <p>Current Land Use Code 100. Code Table</p> <p>Zoning C2</p> <p>Re-appraisal Group 3 Re-appraisal Year 2011</p> <p>Orig Constr Year Weighted Year</p>
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CHURCHILL COUNTY

Office of the Assessor

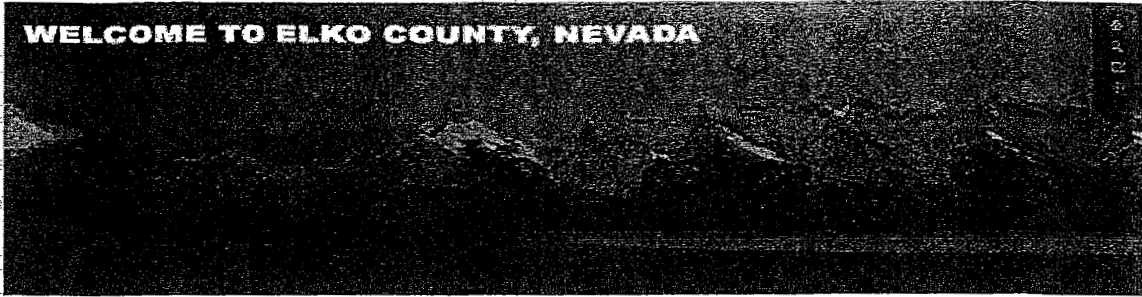
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[Personal Property](#) [Sales Data](#) [Secured Tax Inquiry](#) [Recorder Search](#)

Parcel Detail for Parcel # 009-331-04																																																																																											
Location		Ownership																																																																																									
Property Location 29-20-27 Town Subdivision 29-20-27 NW1/4 Lot Block Property Name Remarks		Assessed Owner Name ZANDIAN R & FOUGHANI N Mailing Address P O BOX 927674 Add'l Owners SAN DIEGO CA 92192-7674 Legal Owner Name ZANDIAN R & FOUGHANI N Vesting Doc#, Date 372686 07/06/05 Book/Page 7 Map Document #s																																																																																									
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Personal Property	0	0	0																																																																																								

Exhibit 8

Exhibit 8



[Assessor Home](#) [Back to Search List](#)
[Personal Property](#) [Sales Data](#) [Secured Tax Inquiry](#) [Recorder Search](#)

Parcel Detail for Parcel # 001-660-034																																																																																											
Location		Ownership																																																																																									
Property Location EL ARMUTH DR Town ELKO CITY Subdivision Lot Block Property Name		Assessed Owner Name ZANDIAN, REZA ET AL Mailing Address PO BOX 927674 SAN DIEGO CA 92192-7674 Legal Owner Name ZANDIAN, REZA ET AL Vesting Doc#, Date 560545 09/25/06 Book/Page / Map Document #s																																																																																									
Add Addresses Assessor Maps Legal Description		Ownership History Document History																																																																																									
Description		Appraisal Classifications																																																																																									
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Exhibit 9

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Exhibit 9

11000 RENO HIGHWAY, FALLON, L.L.C.

Business Entity Information			
Status:	Active	File Date:	6/09/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0363852005-8
Qualifying State:	NV	List of Officers Due:	6/30/2011
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20051368188	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	SEAN S. FAYEGHI	Address 1:	1401 LAS VEGAS BLVD SOUTH
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers
Manager - SEAN S FAYEGHI				
Address 1:	1401 S LAS VEGAS BLVD	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:	USA	
Status:	Active	Email:		
Manager - SHA REZAIE				
Address 1:	1401 S LAS VEGAS BLVD	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:	USA	
Status:	Active	Email:		
Manager - REZA ZANDIAN				
Address 1:	1401 S LAS VEGAS BLVD	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:	USA	
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	20050222393-68	# of Pages:	1
File Date:	6/09/2005	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

Document Number:	20050222394-79	# of Pages:	2
File Date:	6/09/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20060232918-43	# of Pages:	1
File Date:	4/12/2006	Effective Date:	
(No notes for this action)			
Action Type:	Amended List		
Document Number:	20060601627-50	# of Pages:	1
File Date:	9/19/2006	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070460170-57	# of Pages:	1
File Date:	7/02/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080514441-09	# of Pages:	1
File Date:	7/30/2008	Effective Date:	
08/09			
Action Type:	Annual List		
Document Number:	20090396003-02	# of Pages:	1
File Date:	4/30/2009	Effective Date:	
09-10			
Action Type:	Annual List		
Document Number:	20100743536-41	# of Pages:	1
File Date:	10/01/2010	Effective Date:	
(No notes for this action)			

Exhibit 12

Exhibit 12

ELKO NORTH 5TH AVE, LLC

Business Entity Information			
Status:	Active	File Date:	8/31/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0580312005-7
Qualifying State:	NV	List of Officers Due:	8/31/2011
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20051442315	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	8350 W. SAHARA AVE SUITE 150
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:	7590 FAY AVE, SUITE 401	Mailing Address 2:	
Mailing City:	LA JOLLA	Mailing State:	CA
Mailing Zip Code:	92037		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers
Managing Member - CHAKAMIAN 2004 TRUST				
Address 1:	7590 FAY AVE, #401	Address 2:		
City:	LA JOLLA	State:	CA	
Zip Code:	92037	Country:		
Status:	Active	Email:		
Managing Member - MOINZADEH FAMILY REVOCABLE TRUST				
Address 1:	7590 FAY AVE, #401	Address 2:		
City:	LA JOLLA	State:	CA	
Zip Code:	92037	Country:		
Status:	Active	Email:		
Managing Member - REZA ZANDIAN				
Address 1:	P.O. BOX 927674	Address 2:		
City:	SAN DIEGO	State:	CA	
Zip Code:	92192	Country:	USA	
Status:	Active	Email:		

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	20050364566-57	# of Pages:	2
File Date:	8/31/2005	Effective Date:	
REG MAIL SAE 9-1-05			

Action Type:	Initial List		
Document Number:	20050437973-30	# of Pages:	1
File Date:	9/27/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20060673304-61	# of Pages:	1
File Date:	10/18/2006	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070574309-37	# of Pages:	1
File Date:	8/20/2007	Effective Date:	
07-08			
Action Type:	Annual List		
Document Number:	20080564591-60	# of Pages:	1
File Date:	8/25/2008	Effective Date:	
08/09			
Action Type:	Annual List		
Document Number:	20090676691-66	# of Pages:	1
File Date:	9/11/2009	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20100642221-00	# of Pages:	1
File Date:	8/26/2010	Effective Date:	
(No notes for this action)			

Exhibit 13

Exhibit 13

STAGECOACH VALLEY LLC.

Business Entity Information			
Status:	Active	File Date:	4/09/2007
Type:	Domestic Limited-Liability Company	Entity Number:	E0263162007-6
Qualifying State:	NV	List of Officers Due:	4/30/2012
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20071497897	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	8350 W. SAHARA AVENUE
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:	8775 COSTA VERDE #501	Mailing Address 2:	
Mailing City:	SAN DIEGO	Mailing State:	CA
Mailing Zip Code:	92122		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers
Managing Member - BIJAN AKHAVAN				
Address 1:	15456 VENTURA BLVD #300	Address 2:		
City:	SHERMAN OAKS	State:	CA	
Zip Code:	91403	Country:		
Status:	Active	Email:		
Managing Member - SASSAN CHAKAMIAN				
Address 1:	7590 FAY AVE. STE 401	Address 2:		
City:	LA JOLLA	State:	CA	
Zip Code:	92037	Country:		
Status:	Active	Email:		
Managing Member - REZA ZANDIAN				
Address 1:	830 LAS VEGAS BLVD SOUTH	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89101	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	20070248707-47	# of Pages:	2
File Date:	4/09/2007	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

Document Number:	20070248709-69	# of Pages:	1
File Date:	4/09/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080270927-97	# of Pages:	1
File Date:	4/21/2008	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20090676690-55	# of Pages:	1
File Date:	9/11/2009	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20100642220-99	# of Pages:	1
File Date:	8/26/2010	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20110343835-00	# of Pages:	1
File Date:	5/06/2011	Effective Date:	
11-12			

Exhibit 14

Exhibit 14

ROCK AND ROYALTY LLC

Business Entity Information			
Status:	Revoked	File Date:	4/28/2008
Type:	Domestic Limited-Liability Company	Entity Number:	E0277292008-8
Qualifying State:	NV	List of Officers Due:	4/30/2009
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20081306105	Business License Exp:	

Additional Information	
Series LLC (YES if applicable):	YES

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	1401 S. LAS VEGAS BLVD
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:	8775 COSTA VERDE #501	Mailing Address 2:	
Mailing City:	SAN DIEGO	Mailing State:	CA
Mailing Zip Code:	92122		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers		<input type="checkbox"/> Include Inactive Officers	
Managing Member - NILOOFAR FOUGHANI ZANDIAN			
Address 1:	8775 COSTA VERDE BLVD	Address 2:	#501
City:	SAN DIEGO	State:	CA
Zip Code:	92122	Country:	
Status:	Active	Email:	

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	20080290681-46	# of Pages:	2
File Date:	4/28/2008	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		
Document Number:	20080373743-57	# of Pages:	1
File Date:	5/29/2008	Effective Date:	
08-09			

Exhibit 15

Exhibit 15

GOLD CANYON DEVELOPMENT LLC

Business Entity Information			
Status:	Default	File Date:	5/27/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC11545-2004
Qualifying State:	NV	List of Officers Due:	5/31/2011
Managed By:	Managers	Expiration Date:	5/27/2504
NV Business ID:	NV20041117776	Business License Exp:	

Registered Agent Information			
Name:	ELIAS ABRISHAMI	Address 1:	220 SUSSEX PL
Address 2:		City:	CARSON CITY
State:	NV	Zip Code:	89703
Phone:		Fax:	
Mailing Address 1:	PO BOX 2919	Mailing Address 2:	
Mailing City:	CARSON CITY	Mailing State:	NV
Mailing Zip Code:	89702		
Agent Type:	Noncommercial Registered Agent		

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
No stock records found for this company	

Officers		<input type="checkbox"/> Include Inactive Officers	
Managing Member - ELIAS ABRISHAMI			
Address 1:	P O BOX 10476	Address 2:	
City:	BEVERLY HILLS	State:	CA
Zip Code:	90213	Country:	
Status:	Active	Email:	
Managing Member - RAFI ABRISHAMI			
Address 1:	P O BOX 10325	Address 2:	
City:	BEVERLY HILLS	State:	CA
Zip Code:	90213	Country:	
Status:	Active	Email:	
Managing Member - REZA ZANDIAN			
Address 1:	8775 COSTA VERDE BLVD., #501	Address 2:	
City:	SAN DIEGO	State:	CA
Zip Code:	92122	Country:	
Status:	Active	Email:	

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC11545-2004-001	# of Pages:	1
File Date:	5/27/2004	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

Document Number:	LLC11545-2004-002	# of Pages:	1
File Date:	7/11/2004	Effective Date:	
List of Officers for 2004 to 2005			
Action Type:	Registered Agent Change		
Document Number:	LLC11545-2004-003	# of Pages:	1
File Date:	11/16/2004	Effective Date:	
ELIAS ABRISHAMI SUITE #1011			
9550 W. SAHARA AVENUE LAS VEGAS NV 89117 RXS			
ELIAS ABRISHAMI RXS			
RXS			
Action Type:	Annual List		
Document Number:	20050163958-39	# of Pages:	1
File Date:	5/02/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20050176567-90	# of Pages:	1
File Date:	3/20/2006	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070373918-40	# of Pages:	1
File Date:	5/29/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080344948-12	# of Pages:	1
File Date:	5/19/2008	Effective Date:	
2008-2009			
Action Type:	Annual List		
Document Number:	20090433604-71	# of Pages:	1
File Date:	5/20/2009	Effective Date:	
09-10			
Action Type:	Annual List		
Document Number:	00002746565-45	# of Pages:	1
File Date:	5/28/2010	Effective Date:	
10-11			

Exhibit 16

Exhibit 16

HIGH-TECH DEVELOPMENT LLC

Business Entity Information			
Status:	Dissolved	File Date:	9/22/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC21816-2004
Qualifying State:	NV	List of Officers Due:	9/30/2005
Managed By:	Managers	Expiration Date:	9/22/2504
NV Business ID:	NV20041220539	Business License Exp:	

Registered Agent Information			
Name:	ELIAS ABRISHAMI	Address 1:	8350 W SAHARA AVE
Address 2:	STE 150	City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers	
Managing Member - ELIAS ABRISHAMI					
Address 1:	PO BOX 2919	Address 2:			
City:	CARSON CITY	State:	NV		
Zip Code:	89702	Country:			
Status:	Active	Email:			
Managing Member - RAFI ABRISHAMI					
Address 1:	PO BOX 2919	Address 2:			
City:	CARSON CITY	State:	NV		
Zip Code:	89702	Country:			
Status:	Active	Email:			
Managing Member - REZA ZANDIAN					
Address 1:	220 SUSSEX PL	Address 2:			
City:	CARSON CITY	State:	NV		
Zip Code:	89703	Country:			
Status:	Active	Email:			

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC21816-2004-001	# of Pages:	1
File Date:	9/22/2004	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

Document Number:	LLC21816-2004-002	# of Pages:	1
File Date:	11/01/2004	Effective Date:	
List of Officers for 2004 to 2005			
Action Type:	Dissolution		
Document Number:	20050090100-27	# of Pages:	1
File Date:	3/18/2005	Effective Date:	
(No notes for this action)			

Exhibit 17

Exhibit 17

LYON PARK DEVELOPMENT LLC

Business Entity Information			
Status:	Dissolved	File Date:	9/22/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC21824-2004
Qualifying State:	NV	List of Officers Due:	9/30/2005
Managed By:	Managers	Expiration Date:	9/22/2504
NV Business ID:	NV20041220616	Business License Exp:	

Registered Agent Information			
Name:	ELIAS ABRISHAMI	Address 1:	8350 W SAHARA AVE
Address 2:	STE 150	City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers
Managing Member - ELIAS ABRISHAMI				
Address 1:	PO BOX 2919	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89702	Country:		
Status:	Active	Email:		
Managing Member - RAFI ABRISHAMI				
Address 1:	PO BOX 2919	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89702	Country:		
Status:	Active	Email:		
Managing Member - REZA ZANDIAN				
Address 1:	220 SUSSEX PL	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89703	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC21824-2004-001	# of Pages:	1
File Date:	9/22/2004	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

Document Number:	LLC21824-2004-002	# of Pages:	1
File Date:	11/01/2004	Effective Date:	
List of Officers for 2004 to 2005			
Action Type:	Dissolution		
Document Number:	20050090105-72	# of Pages:	1
File Date:	3/18/2005	Effective Date:	
(No notes for this action)			

Exhibit 18

Exhibit 18

CHURCHILL PARK DEVELOPMENT LLC

Business Entity Information			
Status:	Dissolved	File Date:	9/22/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC21827-2004
Qualifying State:	NV	List of Officers Due:	9/30/2005
Managed By:	Managers	Expiration Date:	9/22/2504
NV Business ID:	NV20041220644	Business License Exp:	

Registered Agent Information			
Name:	ELIAS ABRISHAMI	Address 1:	8350 W SAHARA AVE
Address 2:	STE 150	City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers
Managing Member - ELIAS ABRISHAMI				
Address 1:	PO BOX 2919	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89702	Country:		
Status:	Active	Email:		
Managing Member - RAFI ABRISHAMI				
Address 1:	PO BOX 2919	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89702	Country:		
Status:	Active	Email:		
Managing Member - REZA ZANDIAN				
Address 1:	220 SUSSEX PL	Address 2:		
City:	CARSON CITY	State:	NV	
Zip Code:	89703	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC21827-2004-001	# of Pages:	1
File Date:	9/22/2004	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

Document Number:	LLC21827-2004-002	# of Pages:	1
File Date:	11/01/2004	Effective Date:	
List of Officers for 2004 to 2005			
Action Type:	Dissolution		
Document Number:	20050090112-60	# of Pages:	1
File Date:	3/18/2005	Effective Date:	
(No notes for this action)			

Exhibit 19

Exhibit 19

SPARKS VILLAGE LLC

Business Entity Information			
Status:	Default	File Date:	12/15/2004
Type:	Domestic Limited-Liability Company	Entity Number:	LLC29380-2004
Qualifying State:	NV	List of Officers Due:	12/31/2010
Managed By:	Managers	Expiration Date:	12/15/2504
NV Business ID:	NV20041295883	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	SEAN S. FAYEGHI	Address 1:	1401 LAS VEGAS BLVD SOUTH
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information	
No Par Share Count:	0
Capital Amount:	\$ 0
No stock records found for this company	

Officers		<input type="checkbox"/> Include Inactive Officers	
Manager - SEAN S FAYEGHI			
Address 1:	1401 S. LAS VEGAS BLVD	Address 2:	
City:	LAS VEGAS	State:	NV
Zip Code:	89104	Country:	
Status:	Active	Email:	
Manager - REZA ZANDIAN			
Address 1:	1401 S. LAS VEGAS BLVD	Address 2:	
City:	LAS VEGAS	State:	NV
Zip Code:	89104	Country:	
Status:	Active	Email:	

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	LLC29380-2004-001	# of Pages:	1
File Date:	12/15/2004	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		
Document Number:	LLC29380-2004-002	# of Pages:	1
File Date:	12/15/2004	Effective Date:	
List of Officers for 2004 to 2005			
Action Type:	Annual List		
Document Number:	20050561932-73	# of Pages:	1

File Date:	11/18/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070107298-06	# of Pages:	1
File Date:	2/08/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070801466-64	# of Pages:	1
File Date:	11/26/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080805719-20	# of Pages:	1
File Date:	12/10/2008	Effective Date:	
08-09			
Action Type:	Annual List		
Document Number:	20100743562-60	# of Pages:	1
File Date:	10/01/2010	Effective Date:	
(No notes for this action)			

Exhibit 20

Exhibit 20

OPTIMA TECHNOLOGY CORPORATION

Business Entity Information			
Status:	Revoked	File Date:	10/11/2004
Type:	Domestic Close Corporation	Entity Number:	C27410-2004
Qualifying State:	NV	List of Officers Due:	10/31/2008
Managed By:		Expiration Date:	
NV Business ID:	NV20041618927	Business License Exp:	

Registered Agent Information			
Name:	REZA ZANDIAN	Address 1:	8350 W. SAHARA AVE SUITE 150
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89117
Phone:		Fax:	
Mailing Address 1:	8 SAN RAMON DR	Mailing Address 2:	
Mailing City:	IRVINE	Mailing State:	CA
Mailing Zip Code:	92612		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	10,000.00	Capital Amount:	\$ 0
No stock records found for this company			

Officers <input type="checkbox"/> Include Inactive Officers			
President - REZA ZANDIAN			
Address 1:	8775 COSTA VERDE BLVD #501	Address 2:	
City:	SAN DIEGO	State:	CA
Zip Code:	92122	Country:	USA
Status:	Active	Email:	
Secretary - REZA ZANDIAN			
Address 1:	8775 COSTA VERDE BLVD #501	Address 2:	
City:	SAN DIEGO	State:	CA
Zip Code:	92122	Country:	USA
Status:	Active	Email:	
Treasurer - REZA ZANDIAN			
Address 1:	8775 COSTA VERDE BLVD #501	Address 2:	
City:	SAN DIEGO	State:	CA
Zip Code:	92122	Country:	USA
Status:	Active	Email:	
Director - REZA ZANDIAN			
Address 1:	8775 COSTA VERDE BLVD #501	Address 2:	
City:	SAN DIEGO	State:	CA
Zip Code:	92122	Country:	USA
Status:	Active	Email:	

Actions/Amendments

Action Type:	Articles of Incorporation	
Document Number:	C27410-2004-001	# of Pages: 1
File Date:	10/11/2004	Effective Date:
(No notes for this action)		
Action Type:	Initial List	
Document Number:	C27410-2004-002	# of Pages: 1
File Date:	10/11/2004	Effective Date:
List of Officers for 2004 to 2005		
Action Type:	Annual List	
Document Number:	20050611409-08	# of Pages: 1
File Date:	12/13/2005	Effective Date:
(No notes for this action)		
Action Type:	Amended List	
Document Number:	20060416290-50	# of Pages: 1
File Date:	6/28/2006	Effective Date:
(No notes for this action)		
Action Type:	Annual List	
Document Number:	20060673305-72	# of Pages: 1
File Date:	10/18/2006	Effective Date:
(No notes for this action)		
Action Type:	Annual List	
Document Number:	20070840329-25	# of Pages: 1
File Date:	12/11/2007	Effective Date:
(No notes for this action)		

Exhibit 21

Exhibit 21

I-50 PLAZA LLC

Business Entity Information			
Status:	Default	File Date:	2/03/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0011952005-5
Qualifying State:	NV	List of Officers Due:	2/28/2011
Managed By:	Managers	Expiration Date:	2/03/2505
NV Business ID:	NV20051209794	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	SEAN S. FAYEGHI	Address 1:	1401 LAS VEGAS BLVD SOUTH
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers
Managing Member - SEAN S FAYEGHI				
Address 1:	1401 S. LAS VEGAS BLVD.	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:		
Status:	Active	Email:		
Managing Member - REZA ZANDIAN				
Address 1:	8350 W. SAHARA AVE.	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89117	Country:		
Status:	Active	Email:		

Actions/Amendments			
Action Type:	Articles of Organization		
Document Number:	20050007640-04	# of Pages:	2
File Date:	2/03/2005	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		
Document Number:	20050007642-26	# of Pages:	1
File Date:	2/03/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20050632605-29	# of Pages:	1

File Date:	12/21/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070012183-14	# of Pages:	1
File Date:	1/04/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080097515-37	# of Pages:	1
File Date:	2/12/2008	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080806151-81	# of Pages:	1
File Date:	12/10/2008	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20100743512-65	# of Pages:	1
File Date:	10/01/2010	Effective Date:	
(No notes for this action)			

Exhibit 22

Exhibit 22

DAYTON PLAZA, L.L.C.

Business Entity Information			
Status:	Default	File Date:	5/18/2005
Type:	Domestic Limited-Liability Company	Entity Number:	E0307202005-3
Qualifying State:	NV	List of Officers Due:	5/31/2011
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20051324192	Business License Exp:	Exempt - 003

Registered Agent Information			
Name:	SEAN S. FAYEGHI	Address 1:	1401 LAS VEGAS BLVD SOUTH
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89104
Phone:		Fax:	
Mailing Address 1:		Mailing Address 2:	
Mailing City:		Mailing State:	
Mailing Zip Code:			
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers
Manager - SEAN S FAYEGHI				
Address 1:	1401 LAS VEGAS BLVD. SOUTH	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:		
Status:	Active	Email:		
Manager - SHAHROKH REZAI				
Address 1:	7353 SINGING TREE ST.	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89123	Country:		
Status:	Active	Email:		
Manager - REZA ZANDIAN				
Address 1:	8350 W. SAHARA AVE.	Address 2:	SUITE 150	
City:	LAS VEGAS	State:	NV	
Zip Code:	89117	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	20050184429-75	# of Pages:	1
File Date:	5/18/2005	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		

Document Number:	20050184430-07	# of Pages:	1
File Date:	5/18/2005	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20060282468-48	# of Pages:	1
File Date:	5/03/2006	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20070385782-52	# of Pages:	1
File Date:	5/31/2007	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20080380264-03	# of Pages:	1
File Date:	6/02/2008	Effective Date:	
08/09			
Action Type:	Annual List		
Document Number:	20090396017-67	# of Pages:	1
File Date:	4/30/2009	Effective Date:	
(No notes for this action)			
Action Type:	Annual List		
Document Number:	20100743576-25	# of Pages:	1
File Date:	10/01/2010	Effective Date:	
(No notes for this action)			

Exhibit 23

Exhibit 23

RENO HIGHWAY PLAZA, L.L.C.

Business Entity Information			
Status:	Revoked	File Date:	6/05/2006
Type:	Domestic Limited-Liability Company	Entity Number:	E0416572006-9
Qualifying State:	NV	List of Officers Due:	6/30/2007
Managed By:	Managers	Expiration Date:	
NV Business ID:	NV20061046071	Business License Exp:	

Registered Agent Information			
Name:	SEAN S. FEYEGHI	Address 1:	5945 ROBERT HAMPTON ROAD
Address 2:		City:	LAS VEGAS
State:	NV	Zip Code:	89120
Phone:		Fax:	
Mailing Address 1:	1401 SOUTH LAS VEGAS BLVD	Mailing Address 2:	
Mailing City:	LAS VEGAS	Mailing State:	NV
Mailing Zip Code:	89104		
Agent Type:	Noncommercial Registered Agent		

Financial Information			
No Par Share Count:	0	Capital Amount:	\$ 0
No stock records found for this company			

Officers				<input type="checkbox"/> Include Inactive Officers
Manager - SEAN S FAYEGHI				
Address 1:	1401 SOUTH LAS VEGAS BLVD	Address 2:		
City:	LAS VEGAS	State:	NV	
Zip Code:	89104	Country:		
Status:	Active	Email:		
Manager - REZA ZANDIAN				
Address 1:	8775 CASTA VERDE BLVD	Address 2:	SUITE 1416	
City:	SAN DIEGO	State:	CA	
Zip Code:	92122	Country:		
Status:	Active	Email:		

Actions\Amendments			
Action Type:	Articles of Organization		
Document Number:	20060359719-12	# of Pages:	2
File Date:	6/05/2006	Effective Date:	
(No notes for this action)			
Action Type:	Initial List		
Document Number:	20060359720-44	# of Pages:	1
File Date:	6/05/2006	Effective Date:	
(No notes for this action)			

EXHIBIT "C"

CLOSED, STD

**U.S. District Court
DISTRICT OF ARIZONA (Tucson Division)
CIVIL DOCKET FOR CASE #: 4:07-cv-00588-RCC**

Universal Avionics Systems Corporation v. Optima
Technology Group, Inc. et al
Assigned to: Judge Raner C Collins
Cause: No cause code entered

Date Filed: 11/09/2007
Date Terminated: 09/23/2008
Jury Demand: Both
Nature of Suit: 190 Contract: Other
Jurisdiction: Federal Question

Plaintiff

**Universal Avionics Systems
Corporation**

represented by **Allan Andrew Kassenoff**
Greenberg Traurig LLP
200 Park Ave
New York, NY 10166
212-801-9200
Fax: 212-801-6400
Email: kassenoffa@gtlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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Greenberg Traurig LLP
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Fax: (212)801-6400
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Joseph Bornstein ,
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ATTORNEY TO BE NOTICED

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Fax: 602-445-8100

Email: walshj@gtlaw.com
ATTORNEY TO BE NOTICED

Robert A Mandel
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2375 E Camelback Rd
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Fax: 602-445-8100
Email: mandelr@gtlaw.com
ATTORNEY TO BE NOTICED

V.

Defendant

**Optima Technology Group
Incorporated**

represented by **Edward Moomjian , II**
Udall Law Firm LLP
4801 E Broadway Blvd
Ste 400
Tucson, AZ 85711
520-623-4353
Fax: 520-792-3426
Email: emoomjian@udalllaw.com
TERMINATED: 03/03/2008
ATTORNEY TO BE NOTICED

Jeanna Chandler Nash
Udall Law Firm LLP
4801 E Broadway Blvd
Ste 400
Tucson, AZ 85711-3609
520-623-4353
Fax: 520-792-3426
Email: jnash@udalllaw.com
TERMINATED: 03/03/2008
ATTORNEY TO BE NOTICED

Jeffrey Lynn Willis
Snell & Wilmer LLP
1 S Church Ave
Ste 1500
Tucson, AZ 85701-1612
520-882-1231
Fax: 520-884-1294
Email: jwillis@swlaw.com

Robert Alan Bernheim
Snell & Wilmer LLP
1 S Church Ave., Ste. 1500

Tucson, AZ 85701-1612
520-882-1239
Fax: 520-884-1294
Email: rbernheim@swlaw.com
ATTORNEY TO BE NOTICED

Defendant

Optima Technology Corporation
TERMINATED: 08/18/2008

represented by **Jeanna Chandler Nash**
(See above for address)
TERMINATED: 03/03/2008

Defendant

Robert Adams
TERMINATED: 04/09/2008

represented by **Edward Moomjian , II**
(See above for address)
TERMINATED: 03/03/2008

Jeanna Chandler Nash
(See above for address)
TERMINATED: 03/03/2008

Jeffrey Lynn Willis
(See above for address)

Robert Alan Bernheim
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Jed Margolin

represented by **Edward Moomjian , II**
(See above for address)
TERMINATED: 03/03/2008
ATTORNEY TO BE NOTICED

Jeanna Chandler Nash
(See above for address)
TERMINATED: 03/03/2008
ATTORNEY TO BE NOTICED

Jeffrey Lynn Willis
(See above for address)
ATTORNEY TO BE NOTICED

Robert Alan Bernheim
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Optima Technology Corporation
TERMINATED: 08/18/2008

ThirdParty Defendant

Joachim L Naimer

ThirdParty Defendant

Unknown Naimer

Named as Jane Doe Naimer

ThirdParty Defendant

Frank E Hummel

ThirdParty Defendant

Unknown Hummel

Named as Jane Doe Hummel

ThirdParty Plaintiff

**Optima Technology Group
Incorporated**

represented by **Edward Moomjian , II**
(See above for address)
TERMINATED: 03/03/2008

Jeanna Chandler Nash
(See above for address)
TERMINATED: 03/03/2008

Cross Claimant

**Optima Technology Group
Incorporated**

represented by **Edward Moomjian , II**
(See above for address)
TERMINATED: 03/03/2008

Jeanna Chandler Nash
(See above for address)
TERMINATED: 03/03/2008

V.

Cross Defendant

Optima Technology Corporation
TERMINATED: 07/07/2008

represented by **Jeanna Chandler Nash**
(See above for address)
TERMINATED: 03/03/2008

Counter Claimant

**Optima Technology Group
Incorporated**

represented by **Edward Moomjian , II**
(See above for address)
TERMINATED: 03/03/2008

Jeanna Chandler Nash
(See above for address)
TERMINATED: 03/03/2008
ATTORNEY TO BE NOTICED

V.

Counter Defendant

**Universal Avionics Systems
Corporation**

represented by **Allan Andrew Kassenoff**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paul J Sutton
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott Joseph Bornstein ,
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

E Jeffrey Walsh
(See above for address)
ATTORNEY TO BE NOTICED

Counter Claimant

**Optima Technology Group
Incorporated**

represented by **Edward Moomjian , II**
(See above for address)
TERMINATED: 03/03/2008
ATTORNEY TO BE NOTICED

Jeanna Chandler Nash
(See above for address)
TERMINATED: 03/03/2008
ATTORNEY TO BE NOTICED

Jeffrey Lynn Willis
(See above for address)

Robert Alan Bernheim
(See above for address)
ATTORNEY TO BE NOTICED

Counter Claimant

Jed Margolin

represented by **Edward Moomjian , II**
(See above for address)
TERMINATED: 03/03/2008
ATTORNEY TO BE NOTICED

Jeanna Chandler Nash
(See above for address)
TERMINATED: 03/03/2008

ATTORNEY TO BE NOTICED

Jeffrey Lynn Willis

(See above for address)

ATTORNEY TO BE NOTICED

Robert Alan Bernheim

(See above for address)

ATTORNEY TO BE NOTICED

V.

Counter Defendant

Optima Technology Corporation

represented by **Jeanna Chandler Nash**

(See above for address)

TERMINATED: 03/03/2008

Date Filed	#	Docket Text
11/09/2007	<u>1</u>	SEALED COMPLAINT. Filing fee received: \$ 350.00, receipt number 1549612, filed by Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Exhibit Part 1 of 2# <u>2</u> Exhibit Part 2 of 2# <u>3</u> Summons OTC# <u>4</u> Summons OTG# <u>5</u> Summons JA# <u>6</u> Summons RA# <u>7</u> Civil Cover Sheet)(Walsh, E) Modified on 1/25/2008 (DNO, SEALED PER ORDER <u>39</u>). Modified on 2/15/2008 (APJ,). (Entered: 11/09/2007)
11/09/2007		This case has been assigned to the Honorable Raner C. Collins. All future pleadings or documents should bear the correct case number: CIV-07-588-TUC-RCC. (GPA,) (Entered: 11/15/2007)
11/15/2007	<u>2</u>	Summons Issued as to Optima Technology Corporation. (GPA,). *** IMPORTANT: You must select "Document and stamps" or "Document and comments" on the print screen in order for the court seal to appear on the summons you print. (Entered: 11/15/2007)
11/15/2007	<u>3</u>	Summons Issued as to Optima Technology Group, Inc.. (GPA,). *** IMPORTANT: You must select "Document and stamps" or "Document and comments" on the print screen in order for the court seal to appear on the summons you print. (Entered: 11/15/2007)
11/15/2007	<u>4</u>	Summons Issued as to Jed Margolin. (GPA,). *** IMPORTANT: You must select "Document and stamps" or "Document and comments" on the print screen in order for the court seal to appear on the summons you print. (Entered: 11/15/2007)
11/15/2007	<u>5</u>	Summons Issued as to Robert Adams. (GPA,). *** IMPORTANT: You must select "Document and stamps" or "Document and comments" on the print screen in order for the court seal to appear on the summons you print. (Entered: 11/15/2007)
11/15/2007	<u>6</u>	Notice re electronically sending a magistrate election form to filer by

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		Universal Avionics Systems Corporation (GPA,) (Entered: 11/15/2007)
12/17/2007	<u>7</u>	Quarterly MOTION for Extension of Time To Answer based on Stipulation by Optima Technology Corporation, Robert Adams, Jed Margolin. (Attachments: # <u>1</u> Supplement Stipulation, # <u>2</u> Text of Proposed Order Order) (Chandler, Jeanna) (Entered: 12/17/2007)
12/19/2007	<u>8</u>	ORDER granting <u>7</u> Motion for Extension of Time. Dfts have up to 1/7/08 to serve/file their answer. Signed by Judge Raner C Collins on 12/18/07.(SSU,) (Entered: 12/19/2007)
01/04/2008	<u>9</u>	MOTION for Admission Pro Hac Vice as to attorney Scott J Bornstein on behalf of Universal Avionics Systems Corporation. (BAS,) (Entered: 01/04/2008)
01/04/2008	<u>10</u>	MOTION for Admission Pro Hac Vice as to attorney Paul J Sutton on behalf of Universal Avionics Systems Corporation. (BAS,) (Entered: 01/04/2008)
01/04/2008	<u>11</u>	MOTION for Admission Pro Hac Vice as to attorney Allan A Kassenoff on behalf of Universal Avionics Systems Corporation. (BAS,) (Entered: 01/04/2008)
01/04/2008		PRO HAC VICE FEE PAID. \$ 100, receipt number PHX066316 as to Scott J Bornstein. (BAS,) (Entered: 01/04/2008)
01/04/2008		PRO HAC VICE FEE PAID. \$ 100, receipt number PHX066315 as to Paul J Sutton. (BAS,) (Entered: 01/04/2008)
01/04/2008		PRO HAC VICE FEE PAID. \$ 100, receipt number PHX066314 as to Allan A Kassenoff. (BAS,) (Entered: 01/04/2008)
01/04/2008	<u>12</u>	ORDER pursuant to General Order 05-25 granting <u>9</u> Motion for Admission Pro Hac Vice; granting <u>10</u> Motion for Admission Pro Hac Vice; granting <u>11</u> Motion for Admission Pro Hac Vice.Per the Court's Administrative Policies and Procedures Manual, applicant has five (5) days in which to register as a user of the Electronic Filing System. Registration to be accomplished via the court's website at www.azd.uscourts.gov. (BAS,)(This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (Entered: 01/04/2008)
01/07/2008	<u>13</u>	MOTION to Dismiss Case by Optima Technology Group, Inc., Robert Adams. (Chandler, Jeanna) Modified on 1/9/2008 (SSU, DOCUMENT FILED WITH INCORRECT CASE NUMBER AND DOCUMENT NOT IN COMPLIANCE WITH LRCiv 7.1(c). ATTORNEY NOTICED). (Entered: 01/07/2008)
01/07/2008	<u>16</u>	SEALED LODGED Proposed Memorandum in Support of Motion to Dismiss Adams/Optima re: 14 MOTION to Seal Document re Memorandum in Support of Adams/Optima Motion to Dismiss. Document to be filed by Clerk if Motion to Seal is granted. Filed by Optima Technology Group, Inc., Robert Adams. (Chandler, Jeanna) (Entered: 01/07/2008)
01/07/2008	<u>17</u>	MOTION to Dismiss Case for Lack of Jurisdiction by Robert Adams. (Chandler, Jeanna) Modified on 1/9/2008 (SSU, DOCUMENT FILED WITH

		INCORRECT CASE NUMBER AND DOCUMENT NOT IN COMPLIANCE WITH LRCiv 7.1(c). ATTORNEY NOTICED). (Entered: 01/07/2008)
01/07/2008	<u>20</u>	SEALED LODGED Proposed Memorandum in Support of Adams Motion to Dismiss for Lack of Personal Jurisdiction re: 18 MOTION to Seal Document re Memorandum in Support of Motion To Dismiss. Document to be filed by Clerk if Motion to Seal is granted. Filed by Robert Adams. (Chandler, Jeanna) (Entered: 01/07/2008)
01/07/2008	<u>21</u>	MOTION to Dismiss Case for Lack of Jurisdiction by Jed Margolin. (Chandler, Jeanna) Modified on 1/9/2008 (SSU, DOCUMENT FILED WITH INCORRECT CASE NUMBER AND DOCUMENT NOT IN COMPLIANCE WITH LRCiv 7.1(c). ATTORNEY NOTICED). (Entered: 01/07/2008)
01/07/2008	<u>24</u>	SEALED LODGED Proposed Memorandum in Support of Margolins Motion to Dismiss re: 22 MOTION to Seal Document re Memorandum in Support of Margolins Motion to Dismiss. Document to be filed by Clerk if Motion to Seal is granted. Filed by Jed Margolin. (Chandler, Jeanna) (Entered: 01/07/2008)
01/07/2008	<u>27</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Optima Technology Group, Inc..(Chandler, Jeanna) Modified on 1/9/2008 (SSU, DOCUMENT FILED WITH INCORRECT CASE NUMBER AND DOCUMENT NOT IN COMPLIANCE WITH LRCiv 7.1(c). ATTORNEY NOTICED). (Entered: 01/07/2008)
01/07/2008	<u>28</u>	Corporate Disclosure Statement by Optima Technology Group, Inc. (Chandler, Jeanna) TEXT Modified on 1/8/2008 (SSU, DOCUMENT FILED WITH INCORRECT CASE NUMBER). (Entered: 01/07/2008)
01/08/2008	<u>29</u>	MOTION for Leave to File Excess Pages by Optima Technology Group, Inc., Robert Adams. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order) (Chandler, Jeanna) Modified on 1/9/2008 (SSU, DOCUMENT FILED WITH INCORRECT CASE NUMBER AND DOCUMENT NOT IN COMPLIANCE WITH LRCiv 7.1(c). ATTORNEY NOTICED). (Entered: 01/08/2008)
01/08/2008	<u>31</u>	ORDER granting 14 Motion to Seal Document ; granting 18 Motion to Seal Document ; granting 22 Motion to Seal Document. Signed by Judge Raner C Collins on 1/8/08.(SGG,) (Entered: 01/09/2008)
01/08/2008	<u>32</u>	Sealed Document: Memorandum Per Order <u>31</u> filed by Optima Technology Group, Inc., Robert Adams. (SGG,) (Entered: 01/09/2008)
01/08/2008	<u>33</u>	Sealed Document: Memorandum Per Order <u>31</u> filed by Robert Adams. (SGG,) (Entered: 01/09/2008)
01/08/2008	<u>34</u>	Sealed Document: Memorandum Per Order <u>31</u> filed by Jed Margolin. (SGG,) (Entered: 01/09/2008)
01/09/2008	<u>30</u>	ORDER granting <u>29</u> Motion for Leave to File Excess Pages. Signed by Judge Raner C Collins on 1/9/08.(SSU,) (Entered: 01/09/2008)

01/22/2008	<u>36</u>	First MOTION for Extension of Time Extension of Deadline under Rule 14 (A)(1) <i>Unopposed</i> by Optima Technology Group, Inc.. (Attachments: # <u>1</u> Text of Proposed Order)(Moomjian, Edward) DOCUMENT NOT IN COMPLIANCE WITH LRCiv7.1(c). ATTORNEY NOTICED. Modified on 1/24/2008 (SSU,). (Entered: 01/22/2008)
01/23/2008	<u>37</u>	ORDER granting <u>36</u> Motion for Extension of Time. Deadline for filing third party claims as a right is extended until and including 1/24/08. Signed by Judge Raner C Collins on 1/22/08.(SSU,) (Entered: 01/23/2008)
01/24/2008	<u>38</u>	AMENDED ANSWER to <i>COMPLAINT</i> , THIRD PARTY COMPLAINT against JOACHIM L. NAIMER, JANE DOE NAIMER, FRANK E. HUMMEL, JANE DOE HUMMEL, CROSSCLAIM against Optima Technology Corporation, COUNTERCLAIM against Universal Avionics Systems Corporation by Optima Technology Group, Inc.. (Moomjian, Edward) DOCUMENT FILED WITH INCORRECT CASE NUMBER. TEXT Modified on 1/25/2008 (SSU,). (Entered: 01/24/2008)
01/24/2008	<u>39</u>	SEALED ORDER granting <u>35</u> Motion to Seal Document ; denying <u>25</u> Motion to Seal Document. Signed by Judge Raner C Collins on 01/23/08. (DNO,) (Entered: 01/25/2008)
01/30/2008	<u>40</u>	Notice re Summons by Optima Technology Group, Inc. (Attachments: # <u>1</u> Summons)(Moomjian, Edward) (Entered: 01/30/2008)
01/30/2008	<u>41</u>	Summons Issued as to Optima Technology Group, Inc., Optima Technology Corporation. (Attachments: # <u>1</u> Summons)(BJW,). *** IMPORTANT: You must select "Document and stamps" or "Document and comments" on the print screen in order for the court seal to appear on the summons you print. (Entered: 01/30/2008)
02/06/2008	<u>42</u>	Notice re Summons to Frank E. Hummel by Optima Technology Group, Inc. (Attachments: # <u>1</u> Summons Jane Doe Hummel, # <u>2</u> Summons Joachim L. Naimer, # <u>3</u> Summons Jane Doe Naimer)(Chandler, Jeanna) (Entered: 02/06/2008)
02/06/2008	<u>43</u>	Summons Issued as to Joachim L Naimer, Jane Doe Naimer, Frank E Hummel, Jane Doe Hummel. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons)(BJW,). *** IMPORTANT: You must select "Document and stamps" or "Document and comments" on the print screen in order for the court seal to appear on the summons you print. (Entered: 02/06/2008)
02/11/2008	<u>48</u>	SEALED MOTION to Seal Document by Universal Avionics Systems Corporation. (DNO,) (Entered: 02/15/2008)
02/13/2008	<u>44</u>	AFFIDAVIT of Phyllis Callahan <i>re Affidavit of Process Server as to Service Upon Reza Zandian (Statutory Agent) for Optima Technology Corporation</i> by Cross Claimant Optima Technology Group, Inc.. (Chandler, Jeanna) (Entered: 02/13/2008)
02/13/2008	<u>45</u>	MOTION for Extension of Time to File Answer re Counterclaims and Third-Party Claims by Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Supplement Stipulation re Enlargement of Time for Plaintiff

		Counterdefendant and Third-Party Defendants to Answer or Otherwise Respond to Counterclaims and Third-Party Claims, # 2 Text of Proposed Order Order Enlarging Time)(Walsh, E) (Entered: 02/13/2008)
02/13/2008	<u>46</u>	Corporate Disclosure Statement by Universal Avionics Systems Corporation. (Walsh, E) (Entered: 02/13/2008)
02/14/2008	<u>47</u>	ORDER granting <u>45</u> Motion for Extension of Time to Answer. Joachim L Naimer answer due 4/14/2008; Jane Doe Naimer answer due 4/14/2008; Frank E Hummel answer due 4/14/2008; Jane Doe Hummel answer due 4/14/2008; Universal Avionics Systems Corporation answer due 3/18/2008. Signed by Judge Raner C Collins on 2/14/08.(SSU,) (Entered: 02/14/2008)
02/15/2008	<u>49</u>	SUMMONS Returned Executed by Universal Avionics Systems Corporation. Jed Margolin served on 11/26/2007. (Walsh, E) (Entered: 02/15/2008)
02/15/2008	<u>50</u>	SUMMONS Returned Executed by Universal Avionics Systems Corporation. Optima Technology Corporation served on 11/28/2007. (Walsh, E) (Entered: 02/15/2008)
02/15/2008	<u>51</u>	SEALED ORDER granting <u>48</u> Motion to Seal Document. Signed by Judge Raner C Collins on 02/15/08.(SGG,) (Entered: 02/20/2008)
02/15/2008	<u>52</u>	SEALED RESPONSE to Motion re <u>13</u> MOTION to Dismiss Case filed by Universal Avionics Systems Corporation., Sealed per Order <u>51</u> . (SGG,) (Entered: 02/20/2008)
02/15/2008	<u>53</u>	SEALED RESPONSE to Motion re <u>17</u> MOTION to Dismiss Case for Lack of Jurisdiction filed by Universal Avionics Systems Corporation. Sealed per Order <u>51</u> . (SGG,) (Entered: 02/20/2008)
02/15/2008	<u>54</u>	SEALED RESPONSE to Motion re <u>21</u> MOTION to Dismiss Case for Lack of Jurisdiction filed by Universal Avionics Systems Corporation. Sealed per Order <u>51</u> . (SGG,) (Entered: 02/20/2008)
02/15/2008	<u>55</u>	SEALED MOTION to Expedite Discovery by Universal Avionics Systems Corporation. Sealed per Order <u>51</u> . (SGG,) (Entered: 02/20/2008)
02/15/2008	<u>56</u>	Sealed Document: Memorandum and Support of <u>55</u> filed by Universal Avionics Systems Corporation. Sealed per Order <u>51</u> . (SGG,) (Entered: 02/20/2008)
02/15/2008	<u>57</u>	Sealed Document: Declaration filed by Universal Avionics Systems Corporation. Sealed per Order <u>51</u> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(SGG,) (Entered: 02/20/2008)
02/15/2008	<u>58</u>	Sealed Document: Declaration filed by Universal Avionics Systems Corporation. Sealed per Order <u>51</u> . (SGG,) (Entered: 02/20/2008)
02/28/2008	<u>59</u>	MOTION to Expedite Motion for Extension of Time by Optima Technology Group, Inc., Robert Adams, Jed Margolin. (Moomjian, Edward) (Entered: 02/28/2008)
02/28/2008	<u>60</u>	MOTION for Extension of Time Extension of Time <i>Motion for Extension of Time to Submit Replies</i> by Optima Technology Group, Inc., Robert Adams,

		Jed Margolin. (Attachments: # <u>1</u> Text of Proposed Order)(Moomjian, Edward) (Entered: 02/28/2008)
02/28/2008	<u>61</u>	ORDER granting <u>59</u> Motion to Expedite.; granting <u>60</u> Motion for Extension of Time. Dfts have 30 days up to and including 3/31/08 to file their replies in support of Motions to Dismiss and Response/Opposition to the Motion for Expedited Discovery. Signed by Judge Raner C Collins on 2/28/08.(SSU,) (Entered: 02/28/2008)
02/28/2008	<u>62</u>	MEMORANDUM re: In Opposition to Motion for Extension of Time by Plaintiff Universal Avionics Systems Corporation. (Walsh, E) (Entered: 02/28/2008)
03/03/2008	<u>64</u>	SEALED ORDER granting <u>63</u> Motion to Withdraw. Signed by Judge Raner C Collins on 02/28/08.(DNO,) (Entered: 03/05/2008)
03/18/2008	<u>65</u>	ANSWER to <u>38</u> Amended Answer to Complaint, Third Party Complaint, Crossclaim, Counterclaim,,, by Universal Avionics Systems Corporation. (Walsh, E) (Entered: 03/18/2008)
04/01/2008	<u>66</u>	NOTICE of Appearance by Jeffrey Lynn Willis on behalf of Optima Technology Group, Inc., Robert Adams, Jed Margolin (Willis, Jeffrey) (Entered: 04/01/2008)
04/01/2008	<u>67</u>	STIPULATION for <u>72-Hour Extension of Time to File Replies in Support of Motions to Dismiss and Response to Plaintiff's Motion for Expedited Discovery (Second Request)</u> by Optima Technology Group, Inc., Robert Adams, Jed Margolin. (Attachments: # <u>1</u> Text of Proposed Order)(Willis, Jeffrey) (Entered: 04/01/2008)
04/01/2008	<u>68</u>	ORDER re <u>67</u> STIPULATION for 72-Hour Extension of Time to File Replies in Support of Motions to Dismiss and Response to Plaintiff's Motion for Expedited Discovery, due 4/3/08. Signed by Judge Raner C Collins on 4/1/08. (KMF,) (Entered: 04/01/2008)
04/02/2008	<u>69</u>	NOTICE of Appearance by Jeffrey Lynn Willis on behalf of Optima Technology Group, Inc., Robert Adams, Jed Margolin (Willis, Jeffrey) (Entered: 04/02/2008)
04/02/2008	<u>70</u>	APPLICATION for Entry of Default by Defendants Optima Technology Group, Inc., against Optima Technology Corporation, Inc.. (Attachments: # <u>1</u> Text of Proposed Order Proposed Entry of Default)(Willis, Jeffrey) Modified on 4/2/2008 to correct applicant (BJW,). (Entered: 04/02/2008)
04/03/2008	<u>71</u>	REPLY in Support re <u>21</u> MOTION to Dismiss Case for Lack of Jurisdiction and Request for Stay of Proceedings on Motion to Dismiss filed by Optima Technology Group, Inc., Robert Adams, Jed Margolin. (Willis, Jeffrey) (Entered: 04/03/2008)
04/03/2008	<u>72</u>	REPLY in Support re <u>13</u> MOTION to Dismiss Case filed by Optima Technology Group, Inc., Robert Adams, Jed Margolin. (Willis, Jeffrey) (Entered: 04/03/2008)
04/03/2008	<u>73</u>	RESPONSE to Motion re <u>55</u> MOTION to Expedite Discovery filed by

		Optima Technology Group, Inc., Robert Adams, Jed Margolin. (Willis, Jeffrey) (Entered: 04/03/2008)
04/07/2008	<u>74</u>	Clerk's ENTRY OF DEFAULT as to Optima Technology Corporation (PAB,) (Entered: 04/07/2008)
04/09/2008	<u>75</u>	ORDER granting <u>13</u> Motion to Dismiss Case and as amended by <u>72</u> Reply; Counts 5, 6, 7 of Plaintiff's Complaint are dismissed without prejudice to Plaintiff refiling thises claims in state court. Counts 2-4 and 7-12 of Defendants' state law counterclaims, cross-claims and third-party claims are dismissed without prejudice. Ordered denying as moot <u>17</u> Motion to Dismiss Case for Lack of Jurisdiction; dft Adams is dismissed. Ordered denying <u>21</u> Motion to Dismiss Case for Lack of Jurisdiction and <u>71</u> Request for a Stay of Proceedings. Signed by Judge Raner C Collins on 4/9/08.(SSU,) (Entered: 04/09/2008)
04/10/2008	<u>76</u>	APPLICATION for Entry of Default by Defendant Optima Technology Group, Inc. against Optima Technology Corporation. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Text of Proposed Order)(Willis, Jeffrey) (Entered: 04/10/2008)
04/14/2008	<u>77</u>	Clerk's ENTRY OF DEFAULT as to Optima Technology Corporation. (SSU,) (Entered: 04/14/2008)
04/29/2008	<u>78</u>	STIPULATION by Optima Technology Group, Inc., Optima Technology Corporation, Universal Avionics Systems Corporation, Robert Adams, Jed Margolin. (Attachments: # <u>1</u> Text of Proposed Order Order)(Walsh, E) (Entered: 04/29/2008)
05/06/2008	<u>79</u>	ORDER denying <u>55</u> Motion to Expedite, pursuant to Stipulation <u>78</u> . Pla Universal Avionics Systems Corporation may file an amended complaint to reflect the effect of this Court's 4/9/08 Order on or before 5/9/08. Dfts Optima Technology Group and Jed Margolin will respond to the amended complaint within ten days of service. Universal will file a reply to any counterclaims within ten days after being served with such counterclaims. Any and all responsive pleadings that were or may have been due before the date of this Order are vacated in favor of the schedule set forth herein. Signed by Judge Raner C Collins on 4/29/08.(JEMB,) (Entered: 05/06/2008)
05/13/2008	<u>82</u>	**PHRASE "OR PATENT TROLL" PG1 LINE 24, & PARAGRAPHS 37-43 STRIKEN PER ORDER <u>101</u> **Sealed Document: FIRST AMENDED COMPLAINT filed by Universal Avionics Systems Corporation. (JEMB,) Modified on 7/7/2008 (JEMB, TO REFLECT STRICKEN SECTIONS). (Entered: 05/16/2008)
05/14/2008	<u>81</u>	ORDER granting <u>80</u> Motion to Seal Document. Signed by Judge Raner C Collins on 5/14/08.(JEMB,) (Entered: 05/16/2008)
05/16/2008	<u>83</u>	CERTIFICATE OF SERVICE by Universal Avionics Systems Corporation (Walsh, E) (Entered: 05/16/2008)
05/20/2008	<u>84</u>	Sealed MOTION to Seal Document re Motion to Unseal Chandler & Udall, LLP'S Ex Parte Motion to Withdraw as Counsel by Universal Avionics

		Systems Corporation. (Attachments: # <u>1</u> Text of Proposed Order)(Walsh, E) Modified on 5/21/2008 to seal document(PAB,). (Entered: 05/20/2008)
05/20/2008	<u>85</u>	SEALED LODGED Proposed Motion to Unseal Chandler & Udall, LLP's Ex Parte Motion to Withdraw as Counsel re: <u>84</u> MOTION to Seal Document re Motion to Unseal Chandler & Udall, LLP'S Ex Parte Motion to Withdraw as Counsel. Document to be filed by Clerk if Motion to Seal is granted. Filed by Universal Avionics Systems Corporation. (Walsh, E) (Entered: 05/20/2008)
05/20/2008	<u>86</u>	SEALED LODGED Proposed Declaration of Allan A. Kassenoff in Support of Plaintiff Universal Avionics Systems Corporation's Motion to Unseal Chandler & Udall, LLP's Ex Parte Motion to Withdraw as Counsel re: <u>84</u> MOTION to Seal Document re Motion to Unseal Chandler & Udall, LLP'S Ex Parte Motion to Withdraw as Counsel. Document to be filed by Clerk if Motion to Seal is granted. Filed by Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Exhibit)(Walsh, E) (Entered: 05/20/2008)
05/21/2008	<u>89</u>	ORDER granting <u>84</u> Motion to Seal Document. Signed by Judge Raner C Collins on 5/20/08.(JEMB,) (Entered: 05/22/2008)
05/21/2008	<u>90</u>	MOTION to Unseal Document re Chandler & Udall, LLP's Ex Parte Motion to Withdraw as Counsel by Universal Avionics Systems Corporation. (JEMB,) (Entered: 05/22/2008)
05/21/2008	<u>91</u>	Sealed Document: Declaration filed by Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Exhibit)(JEMB,) (Entered: 05/22/2008)
05/22/2008	<u>87</u>	MOTION to Strike <i>Allegations From Amended Complaint</i> by Optima Technology Group, Inc., Jed Margolin. (Bernheim, Robert) (Entered: 05/22/2008)
05/22/2008	<u>88</u>	Additional Attachments to Main Document re <u>87</u> MOTION to Strike <i>Allegations From Amended Complaint Proposed Order Granting Defendants' Motion to Strike Allegations from Amended Complaint</i> by Defendants Optima Technology Group, Inc., Jed Margolin. (Bernheim, Robert) (Entered: 05/22/2008)
05/29/2008	<u>92</u>	RESPONSE in Opposition re <u>90</u> MOTION to Unseal Document re Chandler & Udall, LLP's Ex Parte Motion to Withdraw as Counsel filed by Optima Technology Group, Inc., Jed Margolin. (Bernheim, Robert) (Entered: 05/29/2008)
06/04/2008	<u>93</u>	RESPONSE in Opposition re <u>87</u> MOTION to Strike <i>Allegations From Amended Complaint</i> filed by Universal Avionics Systems Corporation. (Walsh, E) (Entered: 06/04/2008)
06/05/2008	<u>94</u>	REPLY in Support re <u>90</u> MOTION to Unseal Document re Chandler & Udall, LLP's Ex Parte Motion to Withdraw as Counsel filed by Universal Avionics Systems Corporation. (Walsh, E) (Entered: 06/05/2008)
06/09/2008	<u>96</u>	SEALED ORDER denying <u>90</u> Motion to Unseal Document. Signed by Judge Raner C Collins on 6/9/08.(JEMB,) (Entered: 06/12/2008)
06/11/2008	<u>95</u>	Notice re Joint Rule 26(f) Report and Respective Case Management Plans by

		Optima Technology Group, Inc., Universal Avionics Systems Corporation (Willis, Jeffrey) (Entered: 06/11/2008)
06/18/2008	<u>97</u>	REPLY to Response to Motion re <u>87</u> MOTION to Strike <i>Allegations From Amended Complaint</i> filed by Optima Technology Group, Inc., Jed Margolin. (Bernheim, Robert) (Entered: 06/18/2008)
06/18/2008	<u>98</u>	MOTION for Default Judgment as to Cross-Defendants Optima Technology Corp. (a CA corp.) and Optima Technology Corp.(a NV corp.) by Optima Technology Group, Inc., Robert Adams, Jed Margolin. (Attachments: # <u>1</u> Text of Proposed Order [Proposed] Form of Judgment)(Bernheim, Robert) (Entered: 06/18/2008)
06/23/2008	<u>99</u>	RESPONSE in Opposition re <u>98</u> MOTION for Default Judgment as to Cross-Defendants Optima Technology Corp. (a CA corp.) and Optima Technology Corp.(a NV corp.) MOTION for Default Judgment as to Cross-Defendants Optima Technology Corp. (a CA corp.) and Optima Technology Corp.(a NV corp.) filed by Universal Avionics Systems Corporation. (Walsh, E) (Entered: 06/23/2008)
06/27/2008	<u>100</u>	Reply re <u>99</u> Response in Opposition to Motion, by Defendant Optima Technology Group, Inc.. (Bernheim, Robert) (Entered: 06/27/2008)
07/07/2008	<u>101</u>	ORDER granting in part and denying in part <u>87</u> Motion to Strike, Plaintiff may file an amended complaint by 7/15/08; granting <u>98</u> Motion for Default Judgment against Cross-Dfts Optima Technology Corporation, a CA Corporation, and Optima Technology Corporation, a NV Corporation.Signed by Judge Raner C Collins on 7/2/08.(SSU,) (Entered: 07/07/2008)
07/08/2008	<u>102</u>	REQUEST <i>For Entry of Separate Judgment Under Rule 58(d)</i> by Defendants Optima Technology Group, Inc., Robert Adams, Jed Margolin. (Attachments: # <u>1</u> Proposed Form of Judgment)(Bernheim, Robert) (Entered: 07/08/2008)
07/10/2008	<u>103</u>	Notice re of Service of Defendant Optima Technology Group, Inc.'s First Set of Interrogatories to Plaintiff by Optima Technology Group, Inc. (Willis, Jeffrey) (Entered: 07/10/2008)
07/15/2008	<u>104</u>	AMENDED COMPLAINT <i>Second</i> against Optima Technology Corporation, Optima Technology Group, Inc., Jed Margolin;Jury Demand, filed by Universal Avionics Systems Corporation.(Walsh, E) (Entered: 07/15/2008)
07/15/2008	<u>105</u>	AFFIDAVIT of Process Server Dean Nichols <i>on Mercury Computer Systems, Inc.</i> by Plaintiff Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Exhibit Subpoena)(Walsh, E) (Entered: 07/15/2008)
07/15/2008	<u>106</u>	AFFIDAVIT of Process Server Ronald Bodtke <i>for Service on Reza Zandian</i> by Plaintiff Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Exhibit Subpoena)(Walsh, E) (Entered: 07/15/2008)
07/15/2008	<u>107</u>	NOTICE of Deposition of Jed Margolin, filed by Universal Avionics Systems Corporation. (Walsh, E) (Entered: 07/15/2008)
07/15/2008	<u>108</u>	NOTICE of Deposition of Robert Adams, filed by Universal Avionics Systems Corporation. (Walsh, E) (Entered: 07/15/2008)

07/15/2008	<u>109</u>	Notice re Service of Plaintiff's First Set of Interrogatories to Defendant Optima Technology Group, Inc. by Universal Avionics Systems Corporation (Walsh, E) TEXT HAS BEEN MODIFIED TO REFLECT CORRECT DOCUMENT TITLE, PER ATTORNEY. Modified on 7/16/2008 (SSU,). (Entered: 07/15/2008)
07/16/2008	<u>110</u>	Notice re Service of Plaintiff's First Request for Production of Documents to Defendant Optima Technology Group, Inc. by Universal Avionics Systems Corporation by Universal Avionics Systems Corporation (Walsh, E) (Entered: 07/16/2008)
07/18/2008	<u>111</u>	NOTICE of Deposition of UAS, filed by Optima Technology Group, Inc.. (Willis, Jeffrey) (Entered: 07/18/2008)
07/18/2008	<u>112</u>	NOTICE of Deposition of Joaquin Naimer, filed by Optima Technology Group, Inc.. (Willis, Jeffrey) (Entered: 07/18/2008)
07/18/2008	<u>113</u>	NOTICE of Deposition of Don Berlin, filed by Optima Technology Group, Inc.. (Willis, Jeffrey) (Entered: 07/18/2008)
07/18/2008	<u>114</u>	NOTICE of Deposition of Frank Hummel, filed by Optima Technology Group, Inc.. (Willis, Jeffrey) (Entered: 07/18/2008)
07/21/2008	<u>115</u>	MOTION for Reconsideration re Of the Court's Default Ruling Against Optima Technology Corporation Filed July 7, 2008 by Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Exhibit A)(Mandel, Robert) (Entered: 07/21/2008)
07/23/2008	<u>116</u>	MOTION for Hearing or Conference re: Rule 16 Conference by Optima Technology Group, Inc., Jed Margolin. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Text of Proposed Order)(Willis, Jeffrey) (Entered: 07/23/2008)
07/25/2008	<u>117</u>	APPLICATION for Entry of Default by Plaintiff Universal Avionics Systems Corporation against Optima Technology Corporation. (Attachments: # <u>1</u> Text of Proposed Order Entry of Default)(Mandel, Robert) (Entered: 07/25/2008)
07/25/2008	<u>118</u>	DECLARATION of Declaration of Allan A. Kassenoff in Support of Plaintiff's Application for Entry of Default re <u>117</u> Application for Entry of Default by Plaintiff Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Mandel, Robert) (Entered: 07/25/2008)
07/28/2008	<u>119</u>	RESPONSE in Opposition re <u>116</u> MOTION for Hearing or Conference re: Rule 16 Conference <i>and Expedited Stay of Proceedings Pending Conference</i> filed by Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Mandel, Robert) (Entered: 07/28/2008)
07/29/2008	<u>120</u>	Clerk's ENTRY OF DEFAULT as to Optima Technology Corporation (SSU,) (Entered: 07/29/2008)
07/29/2008	<u>121</u>	ORDER granting in part and denying in part <u>116</u> Motion; Court will set scheduling conference but will not grant a stay of the proceedings. Telephonic Scheduling Conference set for 8/28/2008 10:00 AM before Judge Raner C Collins' law clerk, Isaac Rothschild. Further ordered, parties file with the Court a joint report reflecting the results of the conference by 8/25/08. Signed

		by Judge Raner C Collins on 7/29/08.(SSU,) (Entered: 07/29/2008)
07/29/2008	<u>122</u>	<i>Optima Technology Group and Jed Margolin's ANSWER to 104 Amended Complaint and, COUNTERCLAIM against Optima Technology Corporation by Optima Technology Group, Inc., Jed Margolin.(Bernheim, Robert)</i> (Entered: 07/29/2008)
07/31/2008	<u>123</u>	MOTION FOR DEFAULT JUDGMENT by Plaintiff Universal Avionics Systems Corporation against Optima Technology Corporation. (Mandel, Robert) EVENT AND TEXT MODIFIED FROM Application for Default Judgment TO Motion for Default Judgment. Modified on 8/5/2008 (SSU,). (Entered: 07/31/2008)
08/06/2008	<u>124</u>	Notice re Service of Requests for Production to Garmin International, Inc. by Optima Technology Group, Inc., Jed Margolin (Bernheim, Robert) (Entered: 08/06/2008)
08/06/2008	<u>125</u>	Notice re Answers to Universal Avionics Systems Corporation's First Set of Interrogatories by Optima Technology Group, Inc. (Willis, Jeffrey) (Entered: 08/06/2008)
08/12/2008	<u>126</u>	Reply <i>TO DEFENDANT OPTIMA TECHNOLOGY GROUP, INC.'S COUNTERCLAIMS</i> by Plaintiff Universal Avionics Systems Corporation. (Mandel, Robert) (Entered: 08/12/2008)
08/13/2008	<u>127</u>	Notice re SERVICE OF OBJECTIONS AND RESPONSES TO OPTIMA TECHNOLOGY GROUP, INC.'S FIRST SET OF INTERROGATORIES by Universal Avionics Systems Corporation (Mandel, Robert) (Entered: 08/13/2008)
08/18/2008	<u>128</u>	Notice re Service of Responses to Universal Avionics Systems Corporation's First Request for Production of Documents and Things by Optima Technology Group, Inc., Jed Margolin (Bernheim, Robert) (Entered: 08/18/2008)
08/18/2008	<u>129</u>	ORDER denying <u>115</u> Motion for Reconsideration ; granting <u>123</u> Motion for Default Judgment. Signed by Judge Raner C Collins on 8/18/08.(CLJ,) (Entered: 08/18/2008)
08/18/2008	<u>130</u>	DEFAULT JUDGMENT in favor of Universal Avionics Systems Corporation against Optima Technology Corporation. Signed by Judge Raner C Collins on 8/18/08. (CLJ,) (Entered: 08/18/2008)
08/18/2008	<u>131</u>	ORDER that Final Judgment entered against Cross-Defendants Optima Technology Corporation. ***See attached PDF for complete information***. Signed by Judge Raner C Collins on 8/18/08. (CLJ,) (Entered: 08/18/2008)
08/18/2008	<u>132</u>	ORDER that Final Judgment entered against Defendant Optima Technology Corporation. ***See attached PDF for complete information***. Signed by Judge Raner C Collins on 8/18/08. (CLJ,) (Entered: 08/18/2008)
08/18/2008	<u>133</u>	CLERK'S JUDGMENT in favor of Universal Avionics Systems Corporation against Optima Technology Corporation. Cross-defendant Optima Technology Corporation has been terminated. Signed by Judge Raner C

		Collins on 8/18/08. (CLJ,) (Entered: 08/18/2008)
08/18/2008	<u>134</u>	CLERK'S JUDGMENT in favor of Universal Avionics Systems Corporation against Optima Technology Corporation. Defendant Optima Technology Corporation has been terminated. Signed by Judge Raner C Collins on 8/18/08. (CLJ,) (Entered: 08/18/2008)
08/25/2008	<u>135</u>	NOTICE of Deposition of Optima Technology Group 30(b)(6), filed by Universal Avionics Systems Corporation. (Mandel, Robert) (Entered: 08/25/2008)
08/25/2008	<u>136</u>	REPORT of Joint Rule 26(f) Report and Respective Case Management Plans by Defendants Optima Technology Group, Inc., Jed Margolin, Plaintiff Universal Avionics Systems Corporation. (Bernheim, Robert) (Entered: 08/25/2008)
08/26/2008	<u>137</u>	Notice re Notice of Service of Initial Disclosures by Universal Avionics Systems Corporation (Mandel, Robert) (Entered: 08/26/2008)
08/28/2008	<u>138</u>	Notice re Service of Defendants' Rule 26(a)(1) Initial Disclosure Statement by Optima Technology Group, Inc., Jed Margolin (Bernheim, Robert) (Entered: 08/28/2008)
08/28/2008	<u>139</u>	SCHEDULING ORDER: Discovery due by 9/12/2009. Dispositive motions due by 11/12/2009. Proposed Pretrial Order due by 11/25/2009. Status Report due by 1/5/2009. See attached PDF for additional information. Signed by Judge Raner C Collins on 8/28/08. (SSU,) (Entered: 08/28/2008)
09/05/2008	<u>140</u>	MOTION for Extension of Time <i>To File Briefs</i> by Optima Technology Group, Inc., Jed Margolin. (Attachments: # <u>1</u> Text of Proposed Order) (Bernheim, Robert) (Entered: 09/05/2008)
09/08/2008	<u>141</u>	ORDER granting <u>140</u> Motion for Extension of Time. Dft's briefs re: prejudice resulting from disputed patent prosecution exclusion be filed by 9/12/08, Dft's briefs re: preliminary invalidity contentions be filed by 9/15/08 and Plaintiff's brief re: case bifurcation be filed by 9/15/08. See attached PDF for additional information. Signed by Judge Raner C Collins on 9/8/08.(SSU,) (Entered: 09/08/2008)
09/15/2008	<u>142</u>	STIPULATION <i>to Extend Deadlines to File Briefs</i> by Optima Technology Group, Inc., Jed Margolin, Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Text of Proposed Order)(Bernheim, Robert) (Entered: 09/15/2008)
09/16/2008	<u>143</u>	ORDER granting <u>142</u> Stipulation : dfts have until 9/19/08 to file their briefs re: prejudice resulting from the disputed patent prosecution exclusion, 9/22/08 to file briefs re: preliminary invalidity contentions, Plaintiff have until 9/22/08 to file their brief re: case bifurcation. All parties have 10 days to file responsive memorandum after the initial briefs are filed. Signed by Judge Raner C Collins on 9/16/08. (SSU,) (Entered: 09/16/2008)
09/19/2008	<u>144</u>	BRIEF <i>Re Prejudice Caused by Universal's Proposed Restriction Against Patent Prosecution</i> by Defendants Optima Technology Group, Inc., Jed Margolin. (Bernheim, Robert) (Entered: 09/19/2008)

09/22/2008	<u>145</u>	STIPULATION <i>to Extend Deadlines to File Briefs</i> by Optima Technology Group, Inc., Jed Margolin, Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Text of Proposed Order)(Bernheim, Robert) (Entered: 09/22/2008)
09/23/2008	<u>146</u>	ORDER granting <u>145</u> Stipulation : Dfts shall have up to and including 9/29/2008 to file their motion regarding preliminary invalidity contentions. Pla shall have up to and including 9/29/2008 to file their motion regarding case bifurcation and up to and including 10/10/2008 to file their brief regarding disputed patent prosecution exclusion. The parties shall have ten days after the filing of the motions to respond.. Signed by Judge Raner C Collins on 9/22/08. (JKM,) (Entered: 09/23/2008)
09/23/2008	<u>147</u>	STIPULATION of Dismissal <i>with Prejudice</i> by Optima Technology Group, Inc., Jed Margolin, Universal Avionics Systems Corporation. (Attachments: # <u>1</u> Text of Proposed Order)(Bernheim, Robert) (Entered: 09/23/2008)
09/24/2008	<u>148</u>	ORDER granting <u>147</u> Stipulation of Dismissal :All claims and counterclaims in this action are dismissed with prejudice and the Clerk shall CLOSE this case. Each party shall be responsible for paying its own attorneys' fees and costs incurred in this action.. Signed by Judge Raner C Collins on 9/23/08. (JKM,) (Entered: 09/24/2008)

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ALAN GLOVER
CLERK
BY *Alan Glover*
REBILITY

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4
5 In The First Judicial District Court of the State of Nevada
6 In and for Carson City

7 JED MARGOLIN, an individual,
8
9 Plaintiff,

10 vs.

11 OPTIMA TECHNOLOGY CORPORATION,
12 a California corporation, OPTIMA
13 TECHNOLOGY CORPORATION, a Nevada
14 corporation, REZA ZANDIAN
15 aka GOLAMREZA ZANDIANJAZI
16 aka GHOLAM REZA ZANDIAN
17 aka REZA JAZI aka J. REZA JAZI
18 aka G. REZA JAZI aka GHONONREZA
19 ZANDIAN JAZI, an individual, DOE Companies
20 1-10, DOE Corporations 11-20, and DOE
21 Individuals 21-30,

22 Defendants.

**ORDER DENYING DEFENDANT'S
MOTION TO DISMISS**

23 This matter comes before the Court on Defendant Reza Zandian's ("Zandian" or
24 "Defendant") Motion to Dismiss Amended Complaint on Special Appearance, dated November
25 16, 2011. Plaintiff filed his Opposition to Motion to Dismiss on December 5, 2011. Zandian
26 filed his Reply to Opposition to Motion to Dismiss on December 13, 2011. A Request for
27 Submission was filed on February 13, 2012.

28 Upon consideration of the foregoing documents, and the Court deeming itself fully
advised of the matter, the Court hereby enters its Order Denying Defendant's Motion to Dismiss
as follows:

In his Motion, Defendant argues primarily that service of the summons and complaint
was never effectuated upon Defendant. Defendant further argues that Nevada does not have

1 personal jurisdiction over Defendant in this action. Finally, Defendant argues Plaintiff's claims
2 are barred by the doctrine of claim preclusion. The Court rejects these arguments as stated
3 below.

4 **I. Service of Process**

5 In opposition to Defendant's motion to dismiss, Plaintiff argues that pursuant to NRC
6 4(e)(1)(iii), Defendant has been properly served with the summons and complaint by
7 publication. NRC 4(e)(1)(iii) states as follows:

8 The order [to serve by publication] shall direct the publication to be made in a
9 newspaper, published in the State of Nevada, to be designated by the court or
10 judge thereof, for a period of 4 weeks, and at least once a week during said
11 time. In addition to in-state publication, where the present residence of the
12 defendant is unknown the order may also direct that publication be made in a
13 newspaper published outside the State of Nevada whenever the court is of the
14 opinion that such publication is necessary to give notice that is reasonably
15 calculated to give a defendant actual notice of the proceedings.

16 NRC 4(e)(1)(iii).

17 Initially, as Plaintiff was having difficulty serving Defendant, the summons and
18 complaint were mailed to Defendant's attorney on January 8, 2010 and a request for assistance
19 in serving Defendant was made. Receiving no response from Defendant's counsel, Plaintiff
20 attempted to personally serve Defendant at his last-known residential and/or business address
21 of 8401 Bonita Downs Road, Fair Oaks, California 95628.

22 However, on August 3, 2011, the Court found that personal service of process had not
23 yet been effectuated upon Defendant. Also, on August 3, 2011, the Court ordered that Plaintiff
24 shall be given ninety (90) days to effectuate proper service on Defendant.

25 On August 4, 2011, Plaintiff's counsel sent a letter to Defendant's counsel requesting
26 that defense counsel accept service on behalf of Defendant and/or provide a current address for
27 the Defendant. On August 8, 2011, Defendant's counsel declined to accept service and
28 declined to provide a current address for the Defendant.

On August 11, 2011, Plaintiff filed a motion to serve all the Defendants by publication.
No opposition was filed. On September 27, 2011, pursuant to Plaintiff's motion to serve all
Defendants by publication, this Court ordered that service of process, as against all

1 Defendants, may be made by publication by publishing the summons in the San Diego Union-
2 Tribune, the Reno Gazette-Journal and the Las Vegas Review Journal for a period of four
3 weeks and said publication to occur at least once a week during said time.

4 As reflected in the affidavits of service filed on November 7, 2011, this Court finds that
5 Defendant was properly served by publication in the San Diego Union-Tribune on September
6 23, 2011, September 30, 2011, October 7, 2011 and October 14, 2011, in the Reno Gazette-
7 Journal on September 16, 2011, September 23, 2011, September 30, 2011 and October 7,
8 2011, and in the Las Vegas Review Journal on October 7, 2011, October 14, 2011, October 21,
9 2011 and October 28, 2011.

10 **II. Jurisdiction**

11 Plaintiff argues that Defendant's contacts with the State of Nevada are so substantial,
12 continuous and systematic that he should be deemed present in the forum. Nevada's long arm
13 statute states as follows:

- 14 1. A court of this state may exercise jurisdiction over a party to a civil action
15 on any basis not inconsistent with the Constitution of this state or the
16 Constitution of the United States.
- 17 2. Personal service of summons upon a party outside this state is sufficient to
18 confer upon a court of this state jurisdiction over the party so served if the
19 service is made by delivering a copy of the summons, together with a copy of
20 the complaint, to the party served in the manner provided by statute or rule of
21 court for service upon a person of like kind within this state.
- 22 3. The method of service provided in this section is cumulative, and may be
23 utilized with, after or independently of other methods of service.

24 NRS 14.065(1)-(3).

25 In addition, in Nevada, "[t]here are two types of personal jurisdiction: general and
26 specific." *Baker v. Eighth Judicial Dist. Court ex rel. County of Clark*, 116 Nev. 527, 532,
27 999 P.2d 1020, 1023 (2000). "General jurisdiction is required in matters where a defendant is
28 held to answer in a forum for causes of action unrelated to his forum activities." *Baker v.*
Eighth Judicial Dist. Court ex rel. County of Clark, 116 Nev. 527, 532, 999 P.2d 1020, 1023
(2000). "General jurisdiction over a nonresident will lie where the nonresident's activities in
the forum are 'substantial' or 'continuous and systematic.'" *Id.* "General jurisdiction over the
defendant 'is appropriate where the defendant's forum activities are so "substantial" or

1 “continuous and systematic” that [he] may be deemed present in the forum.” *Freeman v.*
2 *Second Judicial Dist. Court ex rel. County of Washoe*, 116 Nev. 550, 553, 1 P.3d 963, 965
3 (2000).

4 In this matter, it is represented that Defendant owns real property throughout Nevada,
5 that he is listed as the owner of two parcels in Clark County equaling 30 acres combined, that
6 he is listed as an owner of 10 parcels in Washoe County ((APN: 79-150-09: 560 acres)(APN:
7 079-150-10: 639 acres)(APN: 079-150-13: 560 acres)(APN: 084-040-02: 627 acres)(APN:
8 084-040-04: 640 acres)(APN: 084-040-06: 633 acres)(APN: 084-040-10: 390 acres)(APN
9 084-130-07: 275 acres)(APN: 79-150-12:160 acres)), that he is listed as an owner and/or is
10 partial owner of 6 parcels in Lyon County (330.20 acres combined), that he is listed as part
11 owner of two parcels in Churchill County (56.75 acres combined), and that he is listed as part
12 owner of one parcel in Elko County (17.6 acres).

13 With regard to doing business within Nevada, Plaintiffs assert that Defendant is a
14 managing member of and resident agent of many businesses in Nevada. For example,
15 Defendant is a managing member of Johnson Spring Water Company LLC, a Nevada LLC.
16 He is a managing member of Wendover Project L.L.C., a Nevada LLC. He is or was recently
17 a manager of 11000 Reno Highway, Fallon, LLC, a Nevada LLC, and currently, 11000 Reno
18 Highway, Fallon, LLC is listed as the owner of 640 acres of real property in Churchill County.

19 Defendant is or was recently a managing member and registered agent of Misfits
20 Development LLC, a Nevada LLC. He is or was recently a managing member and registered
21 agent of Elko North 5th Avenue, LLC, a Nevada LLC. He is a managing member and
22 registered agent for Stagecoach Valley LLC, an active Nevada LLC.

23 Defendant acted as the resident agent for a revoked Nevada limited liability company
24 named Rock and Royalty LLC, where his resident agent address was 1401 S. Las Vegas
25 Boulevard, Las Vegas, Nevada 89104. He was a managing member of Gold Canyon
26 Development LLC, a Nevada LLC that is now in default status. He was a managing member
27 of High Tech Development LLC, a Nevada LLC that has been dissolved. He was a managing
28 member of Lyon Park Development LLC, a Nevada LLC that has been dissolved. He was a

1 managing member of Churchill Park Development LLC, a Nevada LLC that has been
2 dissolved. He was a manager of Sparks Village LLC, a Nevada LLC that is in default status.
3 He was president, secretary, treasurer, director and resident agent of Optima Technology
4 Corporation, a now revoked Nevada close corporation. He was a managing member of I-50
5 Plaza LLC, a Nevada LLC in default status. He was a manager of Dayton Plaza, LLC, a
6 Nevada LLC in default status. Finally, he was a manager of Reno Highway Plaza, LLC, a
7 Nevada LLC in revoked status.

8 Also, he listed Carson City and Las Vegas addresses for his registered agent and officer
9 information for Rock and Royalty LLC, Optima Technology Corporation, High Tech
10 Development LLC, Lyon Park Development LLC, Churchill Park Development LLC, Sparks
11 Village, LLC, I-50 Plaza LLC, Dayton Plaza, LLC, 11000 Reno Highway Fallon LLC, Misfits
12 Development LLC, Elko North 5th Ave, LLC, and Stagecoach Valley LLC.

13 Thus, it appears to this Court that Defendant owns or partially owns many properties
14 within and throughout the state of Nevada and does a significant amount of business within the
15 state. His property ownership and his business dealings show that his forum activities are so
16 “substantial” or “continuous and systematic” that he should be deemed present in the forum
17 and therefore general jurisdiction is appropriate.

18 **III. Claim Preclusion and Issue Preclusion**

19 There is a three-part test for determining whether claim preclusion applies: (1) the
20 parties or their privies are the same, (2) the final judgment is valid, and (3) the subsequent
21 action is based on the same claims or any part of them that were or could have been brought in
22 the first case. *Five Star Capital Corp. v. Ruby*, 124 Nev. 1028, 194 P.3d 709, 713 (Nev.
23 2008).

24 In this case, Defendant argues that the *Universal Avionics Systems Corporation v.*
25 *Optima Technology Group, Inc.*, No. CV 07-588-TUC-RCC (the “Arizona action”) has no
26 application to him: “Because no summons was ever issued as to Zandian in the underlying
27 U.S. District Court action which forms the basis of the instant action, any domestication of the
28 U.S. District Court action as it pertains to Zandian is a clear violation of Zandian’s

1 constitutional right to notice under the Due Process clauses of the Fifth and Fourteenth
2 Amendments of the U.S. Constitution.” See Motion to Dismiss Amended Complaint on
3 Special Appearance, dated 11/17/11, 5:5-10, on file herein. Thus, Defendant correctly points
4 out that Defendant was not a party to the Arizona action and the Arizona action does not apply
5 to him.

6 In addition, the Arizona action was a declaratory judgment action brought by Universal
7 Avionics Systems Corporation (“Universal”) against Plaintiff, Optima Technology Group
8 (“OTG”), Optima Technology Corporation (“OTC”) and Robert Adams. Universal sought a
9 declaratory judgment that the ‘073 and ‘724 patents were invalid and not infringed and
10 asserted claims for breach of contract under the law of the State of Arizona, unfair competition
11 and negligent interference with prospective economic advantage under the laws of the State of
12 California.

13 In the Arizona action, OTG counterclaimed against Universal and cross-claimed
14 against OTC, Joachim Naimer, Jane Naimer, Frank Hummel and Jane Doe Hummel. OTG
15 claimed patent infringement against Universal, Naimer and Hummel. OTG claimed breach of
16 contract, breach of the implied covenant of good faith and fair dealing, and negligence against
17 Universal. OTG sought a declaratory judgment against OTC that OTC had no interest or right
18 in the durable power of attorney from Jed Margolin or the above mentioned patents, that
19 OTC’s filing and/or recording of documents with the U.S. Patent and Trademark Office
20 (“PTO”) was invalid and void, and ordering the PTO to correct and expunge its records with
21 regards to the same. Finally, OTG claimed injurious falsehood, slander of title, trespass to
22 chattels, unfair competition, unfair and deceptive competition and business practices, unlawful
23 conspiracy, joint and several liability, and punitive damages against Universal and OTC.

24 In this case, Jed Margolin is claiming conversion, tortious interference with contract,
25 intentional interference with prospective economic advantage, unjust enrichment, and unfair
26 and deceptive trade practices against all Defendants in this matter, including Zandian in his
27 personal capacity. Zandian was not a party to the Arizona action. The parties and their privies
28

1 and the claims in this matter are not the same as the parties and their privies and the claims in
2 the Arizona action.

3 Therefore, as the parties and their privies and the claims in the Arizona action are not
4 the same as the parties and their privies and the claims in this action, claim preclusion does not
5 apply.

6 Also, there is a four-part test for the application of issue preclusion: “(1) the issue
7 decided in the prior litigation must be identical to the issue presented in the current action; (2)
8 the initial ruling must have been on the merits and have become final; ... (3) the party against
9 whom the judgment is asserted must have been a party or in privity with a party to the prior
10 litigation; and (4) the issue was actually and necessarily litigated.” *Five Star Capital Corp.*,
11 124 Nev. 1028, 194 P.3d at 713.

12 The only issue in the Arizona action that could be identical to an issue in this matter is
13 the fact that the Arizona court found that OTC filed a forged, invalid and void assignment with
14 the PTO and that OTC has no interest in U.S. Patents Nos. 5,566,073 and 5,904,724 (“the
15 Patents”) or the Durable Power of Attorney from Jed Margolin dated July 20, 2004. *See*
16 Exhibit B to Defendant’s Motion to Dismiss Amended Complaint on Special Appearance,
17 dated 11/17/11. The Arizona court also ordered that the “Assignment Optima Technology
18 Corporation filed with the USPTO is forged, invalid, void, of no force and effect, and is
19 hereby struck from the records of the USPTO.” *Id.* Thus, one related issue has been decided.
20 However, that one issue only involved OTC, the California Corporation. That issue was not
21 decided with respect to OTC, the Nevada Corporation and it was not decided with respect to
22 Zandian.

23 In addition, the other claims and issues in this matter are distinct and not identical to
24 the issues raised in the Arizona action, have not been decided on the merits and become final,
25 have not been actually and necessarily litigated and the parties and their privies are not the
26 same.

27 **IV. Conclusion**

28 Therefore, good cause appearing,

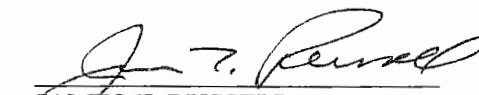
1 THE COURT FINDS that service of process has been properly effectuated against
2 Defendant by publication.

3 THE COURT FINDS that Defendant's forum activities are so substantial and/or
4 continuous and systematic that he should be deemed present in the forum and therefore
5 personal jurisdiction over him is appropriate in this matter.

6 THE COURT FINDS that claim and issue preclusion do not bar this action.

7 THEREFORE, IT IS HEREBY ORDERED that Defendant Zandian's Motion to Dismiss
8 Amended Complaint on Special Appearance is DENIED.

9 Dated this 21st day of February 2012.

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11 
12 JAMES T. RUSSELL
13 DISTRICT COURT JUDGE
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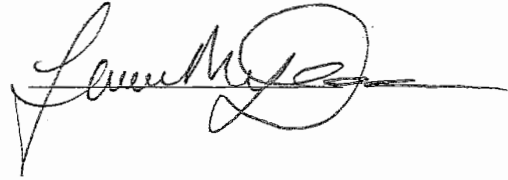
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CERTIFICATE OF SERVICE

I hereby certify that on the 21st day of February, 2012, I placed a copy of the foregoing Order in the United States Mail, postage prepaid, addressed as follows:

Matthew D. Francis, Esq.
5371 Kietzke Lane
Reno, NV 89511

John Peter Lee
830 Las Vegas Blvd. South
Las Vegas, NV 89101



JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
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LAS VEGAS, NEVADA 89101
Telephone (702) 382-4044
Telecopier (702) 383-9950

1 JOHN PETER LEE, LTD.
JOHN PETER LEE, ESQ.
2 Nevada Bar No. 001768
JOHN C. COURTNEY, ESQ.
3 Nevada Bar No. 011092
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4 Las Vegas, Nevada 89101
(702) 382-4044 Fax: (702) 383-9950
5 e-mail: info@johnpeterlee.com

Attorneys for Defendant
6 *Reza Zandian aka Golamreza Zandianjazi*
aka Gholamreza Zandianjazi aka Gholam Reza Zandian
7 *aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka*
Ghononreza Zandian Jazi

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ALAN GLOVER
BY CLFRK
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*Strategic Per
Order filed
Jan. 13, 2013*

9 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

10 **IN AND FOR CARSON CITY**

11 JED MARGOLIN, an individual;

Case No.: 090C00579
Dept. No.: I

12 Plaintiff,

13 vs.

14 OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
15 TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN aka
16 GOLAMREZA ZANDIANJAZI aka
GHOLAM REZA ZANDIAN aka REZA
17 JAZI aka J. REZA JAZI AKA G. REZA JAZI
aka GHONONREZA ZANDIAN JAZI, an
18 individual, DOE Companies 1-10; DOE
Corporations 11-20, and DOE Individuals 21-
19 30,

20 Defendants.

21 1334.023382-td

22 **GENERAL DENIAL**

23 COMES NOW the Defendant, REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka
24 GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka
25 GHONONREZA ZANDIAN JAZI, by and through his attorney of record, JOHN PETER LEE,
26 LTD., and files his General Denial as follows:

27 The Defendant denies each and every allegation contained in the Amended Complaint on file
28 herein.

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
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ATTORNEYS' FEES

Defendant has been required to retain the services of JOHN PETER LEE, LTD. to defend against this action, and he is entitled to reasonable attorneys' fees therefor.

WHEREFORE, Defendant(s) pray(s) judgment as follows:

1. That Plaintiff take nothing by virtue of his Complaint on file herein and that the same be forthwith dismissed with prejudice;
2. Reasonable attorneys' fees;
3. Costs incurred herein;
4. And for such other and further relief as to this Court may seem proper.

DATED this 5th day of March, 2012.

JOHN PETER LEE, LTD.

BY: 

JOHN PETER LEE, ESQ.
Nevada Bar No. 001768
JOHN C. COURTNEY, ESQ.
Nevada Bar No. 011092
830 Las Vegas Boulevard South
Las Vegas, Nevada 89101
Ph: (702) 382-4044/Fax: (702) 383-9950
Attorneys for Defendant

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CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 5th day of March, 2012, I served a copy of the above and foregoing GENERAL DENIAL, upon the appropriate parties hereto, by enclosing it in a sealed envelope, deposited in the United States mail, upon which first class postage was fully prepaid addressed to:

Matthew D. Francis
Adam P. McMillen
WATSON & ROUNDS
5371 Kietzke Lane
Reno, Nevada 89511



An Employee of JOHN PETER LEE, LTD.

JOHN PETER LEE, LTD.

ATTORNEYS AT LAW


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1 MWCN
 2 JOHN PETER LEE, LTD.
 JOHN PETER LEE, ESQ.
 Nevada Bar No. 001768
 3 JOHN C. COURTNEY, ESQ.
 Nevada Bar No. 011092
 4 830 Las Vegas Boulevard South
 Las Vegas, Nevada 89101
 5 (702) 382-4044 Fax: (702) 383-9950
 e-mail: info@johnpeterlee.com
 6 Attorneys for Defendant
 Reza Zandian aka Golamreza Zandianjazi
 7 aka Gholamreza Zandianjazi aka Gholam Reza Zandian
 aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka
 8 Ghononreza Zandian Jazi

REC'D & FILED
 2012 MAR -7 PM 3:59
 ALAN GLOVER
 BY  CLERK

9 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
 10 **IN AND FOR CARSON CITY**

11 JED MARGOLIN, an individual;
 12 Plaintiff,

Case No.: 090C00579
 Dept. No.: I

13 vs.

14 OPTIMA TECHNOLOGY CORPORATION,
 a California corporation, OPTIMA
 15 TECHNOLOGY CORPORATION, a Nevada
 coporation, REZA ZANDIAN aka
 16 GOLAMREZA ZANDIANJAZI aka
 GHOLAM REZA ZANDIAN aka REZA
 17 JAZI aka J. REZA JAZI AKA G. REZA JAZI
 aka GHONONREZA ZANDIAN JAZI, an
 18 individual, DOE Companies 1-10; DOE
 Corporations 11-20, and DOE Individuals 21-
 19 30,
 20 Defendants.

1334.023382-td

21 **JOHN PETER LEE, LTD.'S MOTION TO WITHDRAW FROM REPRESENTATION**
 22 **OF DEFENDANT REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM**
 23 **REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka**
GHONONREZA ZANDIAN JAZI

24 COMES NOW, the law firm of JOHN PETER LEE, LTD., (the Firm) and moves this
 25 Honorable Court for an Order to Withdraw from representation of Defendant REZA ZANDIAN aka
 26 GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA
 27 JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI. This Motion is made pursuant
 28 to EDCR 7.40(b)(2). This Motion is based upon the following Points and Authorities, all pleadings
 and papers on file herein, and the Affidavit of counsel attached hereto.

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
830 LAS VEGAS BLVD. SOUTH
LAS VEGAS, NEVADA 89101
Telephone (702) 382-4044
Telecopier (702) 383-9950

NOTICE OF MOTION

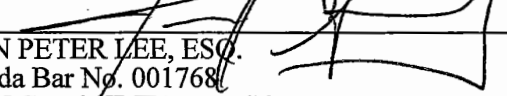
TO: JED MARGOLIN, Plaintiff;

TO: MATTHEW D. FRANCIS, ESQ., and ADAM P. MCMILLEN, Attorneys for Plaintiff;

YOU WILL PLEASE TAKE NOTICE that the undersigned will bring the foregoing JOHN PETER LEE, LTD.'S MOTION TO WITHDRAW FROM REPRESENTATION OF DEFENDANT REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI on for hearing before the above entitled Court on the _____ day of _____, 2012, at the hour of ___:00 __.m. of said date, in Department XIX or as soon thereafter as Counsel can be heard.

DATED this 6th day of March, 2012.

JOHN PETER LEE, LTD.

BY: 
JOHN PETER LEE, ESQ.
Nevada Bar No. 001768
JOHN C. COURTNEY, ESQ.
Nevada Bar No. 011092
830 Las Vegas Boulevard South
Las Vegas, Nevada 89101
Ph: (702) 382-4044
Attorneys for Defendant
Reza Zandian aka Golamreza Zandianjazi aka Gholamreza Zandianjazi aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza Zandian Jazi

DECLARATION OF COUNSEL
IN SUPPORT OF JOHN PETER LEE, LTD.'S MOTION TO WITHDRAW FROM REPRESENTATION OF DEFENDANT REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

JOHN C. COURTNEY, ESQ., states the following under the penalty of perjury:

1. Declarant has personal knowledge of the matters stated herein, except as to those matters stated upon information and belief, and as to such matters, believes such matters to be true

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
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1 and is competent to testify to the same. Declarant is an attorney licensed to practice law in Nevada
2 and is an associate attorney with the law firm of John Peter Lee, Ltd., which represents REZA
3 ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI
4 aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI.

5 2. The law firm of John Peter Lee, Ltd., and all of its attorneys, hereby seek to withdraw
6 as attorneys of record for REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM
7 REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA
8 ZANDIAN JAZI. Declarant files John Peter Lee, Ltd.'s Motion to Withdraw from Representation
9 of REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka
10 REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI.

11 3. To the best of Declarant's knowledge and belief the last known address and telephone
12 number at which Plaintiffs may be served or reached with notice of further proceedings taken in this
13 action is:


14 Reza Zandian
15 8775 Costa Verde Blvd.
16 San Diego, California 92122

17 4. The primary reason for requesting withdrawal is that the client no longer wishes to
18 pay fees to John Peter Lee, Ltd. for services rendered, or to be rendered, in the instant case.

19 5. There are also other reasons that the instant motion to withdraw as counsel is made;
20 however, Declarant does not wish to state said other reasons unless specifically compelled by the
21 Court, particularly because Declarant does not wish to reveal any more attorney-client privileged
22 information than that which is absolutely necessary in order for the Court to grant the instant motion
23 for withdrawal as counsel.

24 6. This Declaration is made in good faith.

25 FURTHERMORE, Declarant sayeth naught.

26 
27 JOHN C. COURTNEY, ESQ.
28

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
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LAS VEGAS, NEVADA 89101
Telephone (702) 382-4044
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POINTS AND AUTHORITIES

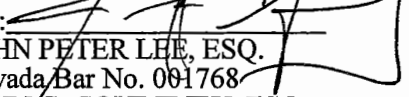
Pursuant to EDCR 7.40(b)(2)(ii), Counsel in any case may be changed only ... (2) When no attorney has been retained to replace the attorney withdrawing, by order of the court, granted upon written motion, and

(i) If the application is made by the attorney, the attorney must include in an affidavit the address, or last known address, at which the client may be served with notice of further proceedings taken in the case in the event the application for withdrawal is granted, and the telephone number, or last known telephone number, at which the client may be reached and the attorney must serve a copy of the application upon the client and all other parties to the action or their attorneys.

Pursuant to the above statutes and case law, John Peter Lee, Ltd. requests this Court for leave to withdraw as counsel for Defendant REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI, as the Firm has complied with the requirements of the local rule for withdrawal, as attached and incorporated herein in the Declarant of counsel, John C. Courtney, Esq., setting forth the grounds for the Firm's Motion.

DATED this 6th day of March, 2012.

JOHN PETER LEE, LTD.

BY: 
JOHN PETER LEE, ESQ.
Nevada Bar No. 001768
JOHN C. COURTNEY, ESQ.
Nevada Bar No. 011092
830 Las Vegas Boulevard South
Las Vegas, Nevada 89101
Ph: (702) 382-4044/Fax: (702) 383-9950
Attorneys for Defendant
*Reza Zandian aka Golamreza Zandianjazi
aka Gholamreza Zandianjazi aka Gholam Reza
Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza
Jazi aka Ghononreza Zandian Jazi*

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
830 LAS VEGAS BLVD. SOUTH
LAS VEGAS, NEVADA 89101
Telephone (702) 382-4044
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CERTIFICATE OF MAILING

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I HEREBY CERTIFY that on the 1st day of March, 2012, I served a copy of the above and foregoing JOHN PETER LEE, LTD.'S MOTION TO WITHDRAW FROM REPRESENTATION OF DEFENDANT REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI, upon the appropriate parties hereto, by enclosing it in a sealed envelope, deposited in the United States mail, upon which first class postage was fully prepaid addressed to:

Matthew D. Francis
Adam P. McMillen
WATSON & ROUNDS
5371 Kietzke Lane
Reno, Nevada 89511


An Employee of JOHN PETER LEE, LTD.

3/9/12

1 Matthew D. Francis (6978)
2 Adam P. McMillen (10678)
3 WATSON ROUNDS
4 5371 Kietzke Lane
5 Reno, NV 89511
6 Telephone: 775-324-4100
7 Facsimile: 775-333-8171
8 *Attorneys for Plaintiff Jed Margolin*

ORIGINAL

REC'D & FILED
2012 MAR -9 PM 1:22
ALAN GLOVER
BY [Signature] CI FR
INFPITY

In The First Judicial District Court of the State of Nevada
In and for Carson City

JED MARGOLIN, an individual,
Plaintiff,

Case No.: 090C00579 1B

vs.

Dept. No.: 1

OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN
aka GOLAMREZA ZANDIANJAZI
aka GHOLAM REZA ZANDIAN
aka REZA JAZI aka J. REZA JAZI
aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,

NOTICE OF INTENT TO
TAKE DEFAULT

Defendants.

NOTICE IS HEREBY GIVEN that Plaintiff intends to take the default of Defendants
Optima Technology Corporation, a California corporation, and Optima Technology Corporation,
a Nevada corporation, on the 16th day of March 2012, for failure to file an Answer or otherwise
respond to the First Amended Complaint on file. Each corporation was properly served by
publication in The San Diego Union-Tribune, San Diego, California; The Las Vegas Review-
Journal, Las Vegas, Nevada, and; The Reno Gazette-Journal, Reno, Nevada. See Affidavits of
Service filed November 7, 2011.

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Affirmation Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED: March 9, 2012

WATSON ROUNDS

By: _____
Matthew D. Francis
Adam P. McMillen
Watson Rounds
5371 Kietzke Lane
Reno, NV 89511

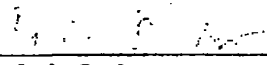
Attorneys for Plaintiff Jed Margolin

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on
3 this date, I caused a true and correct copy of the foregoing document, **Notice of Intent to**
4 **Take Default**, to be served by first-class mail through the U.S. Postal Service and by facsimile
5 to:

6
7 John Peter Lee
8 John C. Courtney
9 John Peter Lee, Ltd.
10 830 Las Vegas Blvd. South
11 Las Vegas, NV 89101
12 Facsimile, 702-383-9950


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Dated: March 9, 2012



Carla Ousby

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
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Telephone (702) 382-4044
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JOHN PETER LEE, ESQ.
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JOHN C. COURTNEY, ESQ.
3 Nevada Bar No. 011092
830 Las Vegas Boulevard South
4 Las Vegas, Nevada 89101
(702) 382-4044 Fax: (702) 383-9950
5 e-mail: info@johnpeterlee.com
Attorneys for Defendant
6 *Optima Technology Corporation,*
Reza Zandian aka Golamreza Zandianjazi
7 *aka Gholamreza Zandianjazi aka Gholam Reza Zandian*
aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka
8 *Ghononreza Zandian Jazi*

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BY  CLERK
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9
10 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
IN AND FOR CARSON CITY

11 JED MARGOLIN, an individual;
12
13 Plaintiff,

Case No.: 090C00579
Dept. No.: I

14 vs.

15 OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
16 TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN aka
17 GOLAMREZA ZANDIANJAZI aka
GHOLAM REZA ZANDIAN aka REZA
18 JAZI aka J. REZA JAZI AKA G. REZA JAZI
aka GHONONREZA ZANDIAN JAZI, an
19 individual, DOE Companies 1-10; DOE
Corporations 11-20, and DOE Individuals 21-
20 30,
Defendants.

21 1334.023382-td

22 **GENERAL DENIAL**

23 COMES NOW the Defendant, OPTIMA TECHNOLOGY CORPORATION, a California
24 Corporation and OPTIMA TECHNOLOGY CORPORATION, a Nevada Corporation, by and
25 through its attorney of record, JOHN PETER LEE, LTD., and files its General Denial as follows:

26 The Defendant denies each and every allegation contained in the Amended Complaint on file
27 herein.

28 ...

JOHN PETER LEE, L.L.D.
ATTORNEYS AT LAW
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ATTORNEYS' FEES

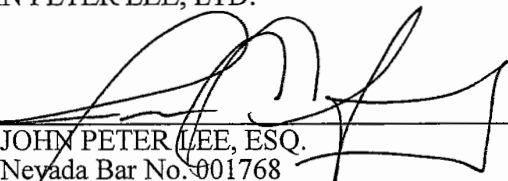
Defendant has been required to retain the services of JOHN PETER LEE, LTD. to defend against this action, and he is entitled to reasonable attorneys' fees therefor.

WHEREFORE, Defendant(s) pray(s) judgment as follows:

1. That Plaintiff take nothing by virtue of his Complaint on file herein and that the same be forthwith dismissed with prejudice;
2. Reasonable attorneys' fees;
3. Costs incurred herein;
4. And for such other and further relief as to this Court may seem proper.

DATED this 13th day of March, 2012.

JOHN PETER LEE, LTD.

BY: 
JOHN PETER LEE, ESQ.
Nevada Bar No. 001768
JOHN C. COURTNEY, ESQ.
Nevada Bar No. 011092
830 Las Vegas Boulevard South
Las Vegas, Nevada 89101
Ph: (702) 382-4044/Fax: (702) 383-9950
Attorneys for Defendant

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
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CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 13th day of March, 2012, I served a copy of the above and foregoing GENERAL DENIAL, upon the appropriate parties hereto, by enclosing it in a sealed envelope, deposited in the United States mail, upon which first class postage was fully prepaid addressed to:

Matthew D. Francis
Adam P. McMillen
WATSON & ROUNDS
5371 Kietzke Lane
Reno, Nevada 89511



An Employee of JOHN PETER LEE, LTD.

JOHN PETER LEE, LTD.
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1 **MWCN**
2 JOHN PETER LEE, LTD.
3 JOHN PETER LEE, ESQ.
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5 JOHN C. COURTNEY, ESQ.
6 Nevada Bar No. 011092
7 830 Las Vegas Boulevard South
8 Las Vegas, Nevada 89101
9 (702) 382-4044 Fax: (702) 383-9950
10 e-mail: info@johnpeterlee.com
11 Attorneys for Defendants
12 *Optima Technology Corporation,*
13 *Optima Technology Corporation, and*
14 *Reza Zandian aka Golamreza Zandianjazi*
15 *aka Gholamreza Zandianjazi aka Gholam Reza Zandian*
16 *aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka*
17 *Ghononreza Zandian Jazi*

18 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
19 **IN AND FOR CARSON CITY**

20 JED MARGOLIN, an individual;
21
22 Plaintiff,

23 vs.

24 OPTIMA TECHNOLOGY CORPORATION,
25 a California corporation, OPTIMA
26 TECHNOLOGY CORPORATION, a Nevada
27 coporation, REZA ZANDIAN aka
28 GOLAMREZA ZANDIANJAZI aka
GHOLAM REZA ZANDIAN aka REZA
JAZI aka J. REZA JAZI AKA G. REZA JAZI
aka GHONONREZA ZANDIAN JAZI, an
individual, DOE Companies 1-10; DOE
Corporations 11-20, and DOE Individuals 21-
30,

Defendants.

1334.023382-td

21
22 **JOHN PETER LEE, LTD.'S AMENDED MOTION TO WITHDRAW FROM**
23 **REPRESENTATION OF DEFENDANTS OPTIMA TECHNOLOGY CORPORATION, A**
24 **CALIFORNIA CORPORATION; OPTIMA TECHNOLOGY CORPORATION, A**
25 **NEVADA CORPORATION; AND REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI**
26 **aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA**
27 **JAZI aka GHONONREZA ZANDIAN JAZI**

28 COMES NOW, the law firm of JOHN PETER LEE, LTD., (the Firm) and moves this
Honorable Court for an Order to Withdraw from representation of Defendants OPTIMA
TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION; OPTIMA TECHNOLOGY

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2012 MAR 14 PM 1:12
ALAN GLOVER
BY DEPUTY CLERK

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
830 LAS VEGAS BLVD. SOUTH
LAS VEGAS, NEVADA 89101
Telephone (702) 382-4044
Telecopier (702) 383-9950

1 CORPORATION, A NEVADA CORPORATION; AND REZA ZANDIAN aka GOLAMREZA
2 ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G.
3 REZA JAZI aka GHONONREZA ZANDIAN JAZI.

4 This Motion is made pursuant to EDCR 7.40(b)(2). This Motion is based upon the
5 following Points and Authorities, all pleadings and papers on file herein, and the Affidavit of counsel
6 attached hereto.

7 **NOTICE OF MOTION**

8 TO: JED MARGOLIN, Plaintiff;

9 TO: MATTHEW D. FRANCIS, ESQ., and ADAM P. MCMILLEN, Attorneys for Plaintiff;

10 YOU WILL PLEASE TAKE NOTICE that the undersigned will bring the foregoing JOHN
11 PETER LEE, LTD.'S AMENDED MOTION TO WITHDRAW FROM REPRESENTATION OF
12 DEFENDANTS OPTIMA TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION;
13 OPTIMA TECHNOLOGY CORPORATION, A NEVADA CORPORATION; AND REZA
14 ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI
15 aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI on for hearing
16 before the above entitled Court on the _____ day of _____, 2012,
17 at the hour of ___:00 ___m. of said date, in Department XIX or as soon thereafter as Counsel can be
18 heard.

19 DATED this 13th day of March, 2012.

20 JOHN PETER LEE, LTD.

21 BY: 
22 JOHN PETER LEE, ESQ.
23 Nevada Bar No. 001768
24 JOHN C. COURTNEY, ESQ.
25 Nevada Bar No. 011092
26 830 Las Vegas Boulevard South
27 Las Vegas, Nevada 89101
28 Ph: (702) 382-4044
Attorneys for Defendants
*Optima Technology Corporation,
Optima Technology Corporation, and
Reza Zandian aka Golamreza Zandianjazi
aka Gholamreza Zandianjazi aka Gholam Reza
Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza
Jazi aka Ghononreza Zandian Jazi*

1 **DECLARATION OF COUNSEL**
2 **IN SUPPORT OF JOHN PETER LEE, LTD.'S AMENDED MOTION TO WITHDRAW**
3 **FROM REPRESENTATION OF DEFENDANTS OPTIMA TECHNOLOGY, A**
4 **CALIFORNIA CORPORATION; OPTIMA TECHNOLOGY CORPORATION, A**
5 **NEVADA CORPORATION; AND REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI**
6 **aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA**
7 **JAZI aka GHONONREZA ZANDIAN JAZI**

5 STATE OF NEVADA)
6 COUNTY OF CLARK) ss:

7 JOHN C. COURTNEY, ESQ., states the following under the penalty of perjury:

8 1. Declarant has personal knowledge of the matters stated herein, except as to those
9 matters stated upon information and belief, and as to such matters, believes such matters to be true
10 and is competent to testify to the same. Declarant is an attorney licensed to practice law in Nevada
11 and is an associate attorney with the law firm of John Peter Lee, Ltd., which represents OPTIMA
12 TECHNOLOGY, A CALIFORNIA CORPORATION; OPTIMA TECHNOLOGY
13 CORPORATION, A NEVADA CORPORATION; AND REZA ZANDIAN aka GOLAMREZA
14 ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G.
15 REZA JAZI aka GHONONREZA ZANDIAN JAZI.

16 2. The law firm of John Peter Lee, Ltd., and all of its attorneys, hereby seek to withdraw
17 as attorneys of record for OPTIMA TECHNOLOGY, A CALIFORNIA CORPORATION; OPTIMA
18 TECHNOLOGY CORPORATION, A NEVADA CORPORATION; AND REZA ZANDIAN aka
19 GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA
20 JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI. Declarant files JOHN PETER
21 LEE, LTD.'S AMENDED MOTION TO WITHDRAW FROM REPRESENTATION OF
22 DEFENDANTS OPTIMA TECHNOLOGY, A CALIFORNIA CORPORATION; OPTIMA
23 TECHNOLOGY CORPORATION, A NEVADA CORPORATION; AND REZA ZANDIAN aka
24 GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA
25 JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI.

26 ...
27 ...
28 ...

1 CORPORATION; OPTIMA TECHNOLOGY CORPORATION, A NEVADA CORPORATION;
2 AND REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN
3 aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI,
4 as the Firm has complied with the requirements of the local rule for withdrawal, as attached and
5 incorporated herein in the Declarant of counsel, John C. Courtney, Esq., setting forth the grounds
6 for the Firm's Motion.

7 DATED this 13th day of March, 2012.

8 JOHN PETER LEE, LTD

9
10 BY: 
11 JOHN PETER LEE, ESQ.
12 Nevada Bar No. 001768
13 JOHN C. COURTNEY, ESQ.
14 Nevada Bar No. 011092
15 830 Las Vegas Boulevard South
16 Las Vegas, Nevada 89101
17 Ph: (702) 382-4044/Fax: (702) 383-9950
18 Attorneys for Defendants
19 *Optima Technology Corporation,*
20 *Optima Technology Corporation, and*
21 *Reza Zandian aka Golamreza Zandianjazi*
22 *aka Gholamreza Zandianjazi aka Gholam Reza*
23 *Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza*
24 *Jazi aka Ghononreza Zandian Jazi*

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CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the ___ day of March, 2012, I served a copy of the above and foregoing JOHN PETER LEE, LTD.'S AMENDED MOTION TO WITHDRAW FROM REPRESENTATION OF DEFENDANTS OPTIMA TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION; OPTIMA TECHNOLOGY CORPORATION, A NEVADA CORPORATION; AND REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI , upon the appropriate parties hereto, by enclosing it in a sealed envelope, deposited in the United States mail, upon which first class postage was fully prepaid addressed to:

Matthew D. Francis
Adam P. McMillen
WATSON & ROUNDS
5371 Kietzke Lane
Reno, Nevada 89511



An Employee of JOHN PETER LEE, LTD.

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
830 LAS VEGAS BLVD. SOUTH
LAS VEGAS, NEVADA 89101
Telephone (702) 382-4044
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ORDG
JOHN PETER LEE, LTD.
JOHN PETER LEE, ESQ.
Nevada Bar No. 001768
JOHN C. COURTNEY, ESQ.
Nevada Bar No. 011092
830 Las Vegas Boulevard South
Las Vegas, Nevada 89101
(702) 382-4044 Fax: (702) 383-9950
e-mail: info@johnpeterlee.com
Attorneys for Defendants
Optima Technology Corporation,
Optima Technology Corporation, and
Reza Zandian aka Golamreza Zandianjazi
aka Gholamreza Zandianjazi aka Gholam Reza Zandian
aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka
Ghononreza Zandian Jazi

REC'D & FILED

2012 APR 26 PM 4:16

ALAN GLOVER
BY  CLERK
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

JED MARGOLIN, an individual;

Plaintiff,

Case No.: 090C00579
Dept. No.: I

vs.

OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
coporation, REZA ZANDIAN aka
GOLAMREZA ZANDIANJAZI aka
GHOLAM REZA ZANDIAN aka REZA
JAZI aka J. REZA JAZI AKA G. REZA JAZI
aka GHONONREZA ZANDIAN JAZI, an
individual, DOE Companies 1-10; DOE
Corporations 11-20, and DOE Individuals 21-
30,

Defendants.

1334.023382-td

**ORDER GRANTING JOHN PETER LEE, LTD.'S AMENDED MOTION TO
WITHDRAW FROM REPRESENTATION OF DEFENDANTS OPTIMA
TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION; OPTIMA
TECHNOLOGY CORPORATION, A NEVADA CORPORATION; AND REZA
ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka
REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN
JAZI**


Upon JOHN PETER LEE, LTD'S Amended Motion to Withdraw from Representation of
Defendants Optima Technology Corporation, a California Corporation; Optima Technology

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
830 LAS VEGAS BLVD. SOUTH
LAS VEGAS, NEVADA 89101
Telephone (702) 382-4044
Telecopier (702) 383-9950

1 Corporation, a Nevada Corporation, and Reza Zandian aka Golamreza Zandianjazi aka Gholamreza
2 Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza Zandian Jazi, the Court
3 having reviewed the papers and pleadings on file herein, for good cause appearing, the Court hereby:
4 ORDERS, ADJUDGES AND DECREES that the Amended Motion to Withdraw , is hereby
5 GRANTED.

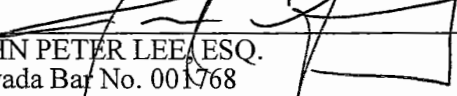
6 IT IS SO ORDERED.

7 DATED this 26th day of April, 2012.

8
9 
DISTRICT COURT JUDGE

10 SUBMITTED BY:

11 JOHN PETER LEE, LTD.

12
13 BY: 
14 JOHN PETER LEE, ESQ.
15 Nevada Bar No. 001768
16 JOHN C. COURTNEY, ESQ.
17 Nevada Bar No. 011092
18 830 Las Vegas Boulevard South
19 Las Vegas, Nevada 89101
20 (702) 382-4044 Fax: (702) 383-9950
21 e-mail: info@johnpeterlee.com
22 Attorneys for Defendants
23 *Optima Technology Corporation,*
24 *Optima Technology Corporation, and*
25 *Reza Zandian aka Golamreza Zandianjazi*
26 *aka Gholamreza Zandianjazi aka Gholam Reza Zandian*
27 *aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka*
28 *Ghononreza Zandian Jazi*

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1 JOHN PETER LEE, LTD.
JOHN PETER LEE, ESQ.
2 Nevada Bar No. 001768
JOHN C. COURTNEY, ESQ.
3 Nevada Bar No. 011092
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4 Las Vegas, Nevada 89101
(702) 382-4044 Fax: (702) 383-9950
5 e-mail: info@johnpeterlee.com
Attorneys for Defendant
6 *Optima Technology Corporation,*
Reza Zandian aka Golamreza Zandianjazi
7 *aka Gholamreza Zandianjazi aka Gholam Reza Zandian*
aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka
8 *Ghononreza Zandian Jazi*

REC'D & FILED
2012 MAY -9 PM 1:56
ALAN GLOVER
BY *[Signature]* CLERK
DEPUTY

9 IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
10 IN AND FOR CARSON CITY

11 JED MARGOLIN, an individual;

Case No.: 090C00579
Dept. No.: I

12 Plaintiff,

13 vs.

14 OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
15 TECHNOLOGY CORPORATION, a Nevada
coporation, REZA ZANDIAN aka
16 GOLAMREZA ZANDIANJAZI aka
GHOLAM REZA ZANDIAN aka REZA
17 JAZI aka J. REZA JAZI AKA G. REZA JAZI
aka GHONONREZA ZANDIAN JAZI, an
18 individual, DOE Companies 1-10; DOE
Corporations 11-20, and DOE Individuals 21-
19 30,

20 Defendants.

1334.023382-td

21 **NOTICE OF ENTRY OF ORDER GRANTING JOHN PETER LEE, LTD.'S AMENDED**
22 **MOTION TO WITHDRAW FROM REPRESENTATION OF DEFENDANTS OPTIMA**
23 **TECHNOLOGY CORPORATION, OPTIMA TECHNOLOGY CORPORATION, REZA**
24 **ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka**
REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN
JAZI

25 PLEASE TAKE NOTICE that an Order Granting John Peter Lee, Ltd.'s Amended Motion
26 to Withdraw from Representation of Defendants Optima Technology Corporation, Optima
27 Technology Corporation, Reza Zandian aka Golamreza Zandianjazi aka Gholam Reza Zandian aka
28 Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza Zandian Jazi, was filed in the above

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
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Telecopier (702) 383-9950

1 captioned matter on the 26th day of April, 2012, a copy of which is attached hereto.

2 DATED this 4th day of May, 2012.

3 JOHN PETER LEE, LTD.

4 By: 


5 JOHN PETER LEE, ESQ.
6 Nevada Bar No. 001768
7 JOHN C. COURTNEY, ESQ.
8 Nevada Bar No. 011092
9 830 Las Vegas Boulevard South
10 Las Vegas, Nevada 89101
11 (702) 382-4044 Fax: (702) 383-9950
12 e-mail: info@johnpeterlee.com
13 *Attorneys for Defendant*
14 *Optima Technology Corporation,*
15 *Reza Zandian aka Golamreza Zandianjazi*
16 *aka Gholamreza Zandianjazi aka Gholam Reza*
17 *Zandian aka Reza Jazi aka J. Reza Jazi aka*
18 *G. Reza Jazi aka Ghonorreza Zandian Jazi*

19 **CERTIFICATE OF SERVICE**

20 I HEREBY CERTIFY that on the ^{JTL}4th day of May, 2012, I served a copy of the foregoing

21 **NOTICE OF ENTRY OF ORDER GRANTING JOHN PETER LEE, LTD.'S AMENDED**
22 **MOTION TO WITHDRAW FROM REPRESENTATION OF DEFENDANTS OPTIMA**
23 **TECHNOLOGY CORPORATION, OPTIMA TECHNOLOGY CORPORATION, REZA**
24 **ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAMREZA ZANDIAN aka REZA**
25 **JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN JAZI** in the
26 above captioned matter by enclosing it in a sealed envelope upon which first class postage was fully
27 prepaid addressed to:

28 Matthew D. Francis
Adam P. McMillen
WATSON & ROUNDS
5371 Kietzke Lane
Reno, Nevada 89511

By: 
An Employee of
JOHN PETER LEE LTD.

JOHN PETER LEE, LTD.
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ORDG
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Attorneys for Defendants
Optima Technology Corporation,
Optima Technology Corporation, and
Reza Zandian aka Golamreza Zandianjazi
aka Gholamreza Zandianjazi aka Gholam Reza Zandian
aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka
Ghononreza Zandian Jazi

REC'D & FILED
2012 APR 26 PM 4:10
ALAN GLOVER
BY _____ CLFRK
DFPIITY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

JED MARGOLIN, an individual;

Plaintiff,

Case No.: 090C00579
Dept. No.: I

vs.

OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN aka
GOLAMREZA ZANDIANJAZI aka
GHOLAM REZA ZANDIAN aka REZA
JAZI aka J. REZA JAZI AKA G. REZA JAZI
aka GHONONREZA ZANDIAN JAZI, an
individual, DOE Companies 1-10; DOE
Corporations 11-20, and DOE Individuals 21-
30,

Defendants.

1334.023382-td

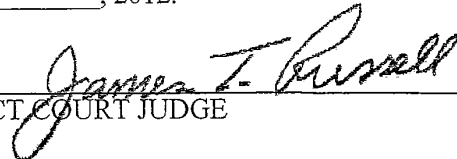
**ORDER GRANTING JOHN PETER LEE, LTD.'S AMENDED MOTION TO
WITHDRAW FROM REPRESENTATION OF DEFENDANTS OPTIMA
TECHNOLOGY CORPORATION, A CALIFORNIA CORPORATION; OPTIMA
TECHNOLOGY CORPORATION, A NEVADA CORPORATION; AND REZA
ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka
REZA JAZI aka J. REZA JAZI AKA G. REZA JAZI aka GHONONREZA ZANDIAN
JAZI**

Upon JOHN PETER LEE, LTD'S Amended Motion to Withdraw from Representation of
Defendants Optima Technology Corporation, a California Corporation; Optima Technology

1 Corporation, a Nevada Corporation, and Reza Zandian aka Golamreza Zandianjazi aka Gholamreza
2 Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza Zandian Jazi, the Court
3 having reviewed the papers and pleadings on file herein, for good cause appearing, the Court hereby:
4 ORDERS, ADJUDGES AND DECREES that the Amended Motion to Withdraw, is hereby
5 GRANTED.

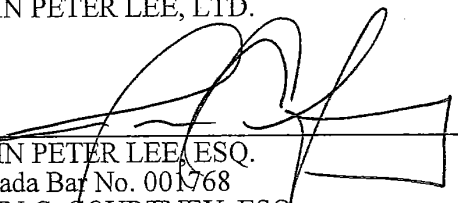
6 IT IS SO ORDERED.

7 DATED this 26th day of April, 2012.

8
9 
DISTRICT COURT JUDGE

10 SUBMITTED BY:

11 JOHN PETER LEE, LTD.

12
13 BY: 

14 JOHN PETER LEE, ESQ.
15 Nevada Bar No. 001768
16 JOHN C. COURTNEY, ESQ.
17 Nevada Bar No. 011092
18 830 Las Vegas Boulevard South
19 Las Vegas, Nevada 89101
20 (702) 382-4044 Fax: (702) 383-9950
21 e-mail: info@johnpeterlee.com
22 Attorneys for Defendants
23 *Optima Technology Corporation,*
24 *Optima Technology Corporation, and*
25 *Reza Zandian aka Golamreza Zandianjazi*
26 *aka Gholamreza Zandianjazi aka Gholam Reza Zandian*
27 *aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka*
28 *Ghononreza Zandian Jazi*

JOHN PETER LEE, LTD.
ATTORNEYS AT LAW
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Telephone (702) 382-4044
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1 Matthew D. Francis (6978)
 2 Adam P. McMillen (10678)
 3 WATSON ROUNDS
 4 5371 Kietzke Lane
 5 Reno, NV 89511
 6 Telephone: 775-324-4100
 7 Facsimile: 775-333-8171
 8 *Attorneys for Plaintiff Jed Margolin*

REC'D & FILED
 2012 MAY 15 PM 12:56
 ALAN GLOVER
 BY V. GUTIERREZ CLERK
 DEPUTY

9 **In The First Judicial District Court of the State of Nevada**

10 **In and for Carson City**

11 **JED MARGOLIN, an individual,**

12 **Plaintiff,**

13 **vs.**

14 **OPTIMA TECHNOLOGY CORPORATION,**
 15 **a California corporation, OPTIMA**
 16 **TECHNOLOGY CORPORATION, a Nevada**
 17 **corporation, REZA ZANDIAN**
 18 **aka GOLAMREZA ZANDIANJAZI**
 19 **aka GHOLAM REZA ZANDIAN**
 20 **aka REZA JAZI aka J. REZA JAZI**
 21 **aka G. REZA JAZI aka GHONONREZA**
 22 **ZANDIAN JAZI, an individual, DOE**
 23 **Companies 1-10, DOE Corporations 11-20,**
 24 **and DOE Individuals 21-30,**

25 **Defendants.**

Case No.: 090C00579 1B

Dept. No.: 1

PLAINTIFF'S MOTION TO COMPEL
APPEARANCE OF COUNSEL FOR
OPTIMA TECHNOLOGY
CORPORATIONS, OR IN THE
ALTERNATIVE, MOTION TO STRIKE
GENERAL DENIAL OF OPTIMA
TECHNOLOGY CORPORATIONS

26 Pursuant to NRCP 7.285, SCR 77, and other applicable law, Plaintiff Jed Margolin
 27 ("Mr. Margolin" or "Plaintiff") hereby moves this Court for an order compelling Defendants
 28 Optima Technology Corporation, a California corporation, and Optima Technology
 Corporation, a Nevada corporation (collectively "Optima Technology Corporations") to retain
 legal counsel, or, in the alternative, to strike the General Denial of those Corporations filed on
 March 13, 2012. This Motion is based on the grounds that because the Optima Technology
 Corporations are no longer represented by counsel, they cannot represent themselves under
 Nevada Law, and cannot defend, prosecute, or participate in this action. This Motion is based

1 on the attached Memorandum of Points and Authorities, all pleadings and papers on file in this
2 action, and any argument the Court may hear.

3 Dated this 15th day of May, 2012. WATSON ROUNDS

4 BY: /s/ Adam P. McMillen
5 Matthew D. Francis (6978)
6 Adam P. McMillen (10678)
7 5371 Kietzke Lane
8 Reno, NV 89511
9 Telephone: 775-324-4100
10 Facsimile: 775-333-8171
11 Attorneys for Plaintiff Jed Margolin

12 **MEMORANDUM OF POINTS AND AUTHORITIES**

13 **I. BACKGROUND**

14 Mr. Margolin filed the Complaint in this action on December 11, 2009. After
15 extensive briefing regarding service on Defendants concluded, and after the Court denied
16 Defendants' Motion to Dismiss, Defendants served two "General Denials." The first General
17 Denial was served on March 5, 2012 on behalf of the individual Reza Zandian aka Golamreza
18 Andianjazi aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka
19 Ghononreza Zandian Jazi. The second General Denial was served on March 13, 2012 on
20 behalf of the Optima Technology Corporations.

21 On March 13, 2012, Defense counsel moved to withdraw from representing all of the
22 individual and corporate Defendants in this action. On March 16, 2012, Plaintiff filed a non-
23 opposition to Defense counsel's Motion to Withdraw, and on April 26, 2012, this Court
24 granted Defense counsel's Motion to Withdraw. The undersigned has not been contacted by
25 new Defense counsel for any of the Defendants as of the date of this Motion, and no
26 appearance of counsel has been entered for any of the Defendants as of the date of this Motion.

27 **II. ARGUMENT**

28 NRS 7.285 provides that "[n]o person shall practice law in this state unless he is an
active member of the State Bar of Nevada pursuant to the rules of the supreme court." The
statute further provides that any person who practices law who is not an active member of the
State Bar of Nevada is guilty of a misdemeanor. SCR 77 provides that, with certain

1 inapplicable exceptions, no person may practice law as an officer of the courts in this state
 2 who is not an active member of the state bar. Nevada case law is clear on this issue as well.
 3 See *State v. Stu's Bail Bonds*, 115 Nev. 436, n. 1, 991 P.2d 469, 470 n. 1 (1999) ("business
 4 entities are not permitted to appear, or file documents, in proper person"); *Salman v.*
 5 *Newell*, 110 Nev. 1333, 1336, 885 P. 2d 607, 608 (1994) (observing that no statute or rule
 6 permits a non-lawyer to represent an entity and concluding that an entity cannot proceed in
 7 proper person); *Sunde v. Contel of California*, 112 Nev. 541, 542-43, 915 P.2d 298, 299
 8 (1996) (explaining that non-lawyers may not represent entities in court).

9 Courts may strike pleadings when a corporation has failed to retain counsel. See
 10 *Trustees of Operating Engineers Pension Trust v. O'Donnell*, 2007 WL 672528, *2 (D. Nev.
 11 2007) (granting motion to compel and alternative motion to strike answer) (citations omitted).

12 Because corporations may not represent themselves, the Optima Technology
 13 Corporations cannot defend, prosecute, or participate in this action without counsel licensed in
 14 the State of Nevada. As such, Plaintiff respectfully requests that the Optima Technology
 15 Corporations be ordered to retain legal counsel no later than June 15, 2012. Plaintiff also
 16 respectfully requests that the March 13, 2012 General Denial filed by Optima Technology
 17 Corporations be stricken if Optima Technology Corporations do not retain new counsel by
 18 June 15, 2012.

19 **III. CONCLUSION**

20 For all of the foregoing reasons, Plaintiff's Motion should be granted in the manner
 21 requested.

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AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

Dated this 15th day of May, 2012.

WATSON ROUNDS

BY: /s/ Adam P. McMillen
Matthew D. Francis (6978)
Adam P. McMillen (10678)
5371 Kietzke Lane
Reno, NV 89511
Telephone: 775-324-4100
Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin


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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on this date, a true and correct copy of the foregoing document, **PLAINTIFF'S MOTION TO COMPEL APPEARANCE OF COUNSEL FOR OPTIMA TECHNOLOGY CORPORATIONS, OR IN THE ALTERNATIVE, MOTION TO STRIKE GENERAL DENIAL OF OPTIMA TECHNOLOGY CORPORATIONS**, will be served via first-class mail through the U.S. Postal Service, addressed as follows:

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 82122

Dated: May 15, 2012



Carla Ousby

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Case No. 09 0C 00579 1B

Dept. No. I

REC'D & FILED

2012 JUN 28 AM 11:13

ALAN GLOVER
BY *Alan Glover* CLERK
DEPUTY

In The First Judicial District Court of the State of Nevada

In and for Carson City

JED MARGOLIN, an individual,
Plaintiff,

vs.

OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN
aka GOLAMREZA ZANDIANJAZI
aka GHOLAM REZA ZANDIAN
aka REZA JAZI aka J. REZA JAZI
aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE Companies
1-10, DOE Corporations 11-20, and DOE
Individuals 21-30,
Defendants.

**ORDER GRANTING PLAINTIFF'S
MOTION TO COMPEL
APPEARANCE OF COUNSEL FOR
OPTIMA TECHNOLOGY
CORPORATIONS, OR IN THE
ALTERNATIVE, MOTION TO
STRIKE GENERAL DENIAL OF
OPTIMA TECHNOLOGY
CORPORATIONS**

This matter comes before the Court on Plaintiff Jed Margolin's motion for an order compelling Defendants Optima Technology Corporation, a California corporation, and Optima Technology Corporation, a Nevada corporation (collectively "Optima Technology Corporations") to retain legal counsel, or, in the alternative, to strike the General Denial of those Corporations filed on March 13, 2012.

Upon consideration of the foregoing documents, and the Court deeming itself fully advised of the matter, the Court hereby enters its Order Granting Plaintiff's Motion and finds and orders as follows:

Plaintiff filed the Complaint in this action on December 11, 2009. After extensive briefing regarding service on Defendants concluded, and after the Court denied Defendants'

1 Motions to Dismiss, Defendants served two “General Denials.” The first General Denial was
2 served on March 5, 2012 on behalf of the individual Reza Zandian aka Golamreza Zandianjazi
3 aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza
4 Zandian Jazi. The second General Denial was served on March 13, 2012 on behalf of the
5 Optima Technology Corporations.

6 On March 13, 2012, Defense counsel moved to withdraw from representing all of the
7 individual and corporate Defendants in this action. On March 16, 2012, Plaintiff filed a non-
8 opposition to Defense counsel’s Motion to Withdraw and on April 26, 2012, this Court granted
9 Defense counsel’s Motion to Withdraw. No appearance of counsel has been entered for any of
10 the Defendants as of this date.

11 NRS 7.285 provides that “[n]o person shall practice law in this state unless he is an
12 active member of the State Bar of Nevada pursuant to the rules of the supreme court.” The
13 statute further provides that any person who practices law who is not an active member of the
14 State Bar of Nevada is guilty of a misdemeanor. SCR 77 provides that, with certain
15 inapplicable exceptions, no person may practice law as an officer of the courts in this state
16 who is not an active member of the state bar. Nevada case law is clear on this issue as well.
17 *See State v. Stu's Bail Bonds*, 115 Nev. 436, n. 1, 991 P.2d 469, 470 n. 1 (1999) (“business
18 entities are not permitted to appear, or file documents, in proper person”); *Salman v.*
19 *Newell*, 110 Nev. 1333, 1336, 885 P. 2d 607, 608 (1994) (observing that no statute or rule
20 permits a non-lawyer to represent an entity and concluding that an entity cannot proceed in
21 proper person); *Sunde v. Contel of California*, 112 Nev. 541, 542–43, 915 P.2d 298, 299
22 (1996) (explaining that non-lawyers may not represent entities in court).

23 In addition, courts may strike pleadings when a corporation has failed to retain counsel.
24 *See Trustees of Operating Engineers Pension Trust v. O'Donnell*, 2007 WL 672528, *2 (D.
25 Nev. 2007) (granting motion to compel and alternative motion to strike answer) (citations
26 omitted).

27 In light of the foregoing, the Court finds that the Optima Technology Corporations
28 cannot defend, prosecute, or participate in this action without counsel licensed in the State of

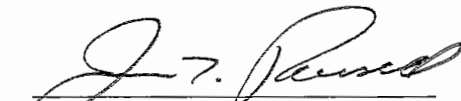
1 Nevada. In Plaintiff's Motion, Plaintiff requested that the Optima Technology Corporations be
2 ordered to retain legal counsel no later than June 15, 2012. Plaintiff also requested that the
3 March 13, 2012 General Denial filed by the Optima Technology Corporations be stricken if the
4 Optima Technology Corporations did not retain new counsel by June 15, 2012. Pursuant to the
5 above findings, the Court further finds that Plaintiff's requests should be granted with the
6 Optima Technology Corporations now being given until July 15, 2012 to retain counsel or their
7 General Denial will be stricken.

8 THEREFORE, Plaintiff Jed Margolin's Motion to Compel Appearance of Counsel for
9 the Optima Technology Corporations or in the Alternative Motion to Strike the General Denial
10 of the Optima Technology Corporations is GRANTED as follows:

11 IT IS HEREBY ORDERED that the Optima Technology Corporations must retain
12 counsel and that counsel must enter an appearance in this matter on behalf of the Optima
13 Technology Corporations by July 15, 2012.

14 IT IS FURTHER ORDERED that if no appearance is entered on behalf of the Optima
15 Technology Corporations by July 15, 2012, the Optima Technology Corporations' General
16 Denial, filed on March 13, 2012, shall be stricken.

17 Dated this 28th day of June 2012.

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20 JAMES T. RUSSELL
21 DISTRICT COURT JUDGE
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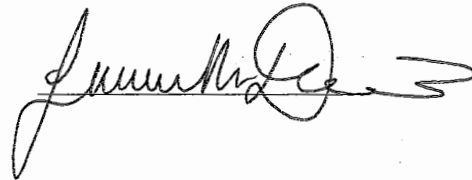
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CERTIFICATE OF SERVICE

I hereby certify that on the 29 day of June, 2012, I placed a copy of the foregoing
Order in the United States Mail, postage prepaid, addressed as follows:

Matthew D. Francis, Esq.
Adam P. McMillen, Esq.
5371 Kietzke Lane
Reno, NV 89511

Reza Zandian
8775 Costa Verde Blvd. Apt #501
San Diego, CA 82122



ORIGINAL

1 Matthew D. Francis (6978)
Adam P. McMillen (10678)
2 WATSON ROUNDS
5371 Kietzke Lane
3 Reno, NV 89511
Telephone: 775-324-4100
4 Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin
5

REC'D & FILED
2012 JUL -2 PM 1:32
ALAN GLOVER
BY [Signature] CI FRK
REPLY

6
7 **In The First Judicial District Court of the State of Nevada**
8 **In and for Carson City**
9

10 **JED MARGOLIN, an individual,**
11 **Plaintiff,**

Case No.: 090C00579 1B

12 vs.

Dept. No.: 1

13 **OPTIMA TECHNOLOGY CORPORATION,**
14 **a California corporation, OPTIMA**
TECHNOLOGY CORPORATION, a Nevada
15 **corporation, REZA ZANDIAN**
16 **aka GOLAMREZA ZANDIANJAZI**
17 **aka GHOLAM REZA ZANDIAN**
18 **aka REZA JAZI aka J. REZA JAZI**
19 **aka G. REZA JAZI aka GHONONREZA**
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,

NOTICE OF ENTRY OF ORDER

20 **Defendants.**

21
22 Please take notice that the Order Granting Plaintiff's Motion to Compel Appearance of
23 Counsel for Optima Technology Corporations, or in the Alternative, Motion to Strike General
24 Denial of Optima Technology Corporations, attached hereto as Exhibit 1, was filed in the
25 above-entitled Court on June 28, 2012.

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Affirmation Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED: June 29, 2012

WATSON ROUNDS

By: —/s/ Adam P. McMillen
Matthew D. Francis
Adam P. McMillen
Watson Rounds
5371 Kietzke Lane
Reno, NV 89511

Attorneys for Plaintiff Jed Margolin

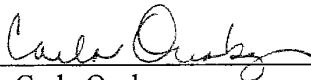
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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, **Notice of Entry of Order**, addressed as follows:

Reza Zandian
8775 Costa Verde Blvd. Apt #501
San Diego, CA 82122

Dated: June 29, 2012



Carla Ousby

Exhibit 1

Exhibit 1

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Dept. No. I

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BY *Alan Glover* CLERK
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In and for Carson City

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a California corporation, OPTIMA
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aka GHOLAM REZA ZANDIAN
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aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE Companies
1-10, DOE Corporations 11-20, and DOE
Individuals 21-30,
Defendants.

**ORDER GRANTING PLAINTIFF'S
MOTION TO COMPEL
APPEARANCE OF COUNSEL FOR
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CORPORATIONS, OR IN THE
ALTERNATIVE, MOTION TO
STRIKE GENERAL DENIAL OF
OPTIMA TECHNOLOGY
CORPORATIONS**

This matter comes before the Court on Plaintiff Jed Margolin's motion for an order compelling Defendants Optima Technology Corporation, a California corporation, and Optima Technology Corporation, a Nevada corporation (collectively "Optima Technology Corporations") to retain legal counsel, or, in the alternative, to strike the General Denial of those Corporations filed on March 13, 2012.

Upon consideration of the foregoing documents, and the Court deeming itself fully advised of the matter, the Court hereby enters its Order Granting Plaintiff's Motion and finds and orders as follows:

Plaintiff filed the Complaint in this action on December 11, 2009. After extensive briefing regarding service on Defendants concluded, and after the Court denied Defendants'

1 Motions to Dismiss, Defendants served two “General Denials.” The first General Denial was
2 served on March 5, 2012 on behalf of the individual Reza Zandian aka Golamreza Zandianjazi
3 aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza
4 Zandian Jazi. The second General Denial was served on March 13, 2012 on behalf of the
5 Optima Technology Corporations.

6 On March 13, 2012, Defense counsel moved to withdraw from representing all of the
7 individual and corporate Defendants in this action. On March 16, 2012, Plaintiff filed a non-
8 opposition to Defense counsel’s Motion to Withdraw and on April 26, 2012, this Court granted
9 Defense counsel’s Motion to Withdraw. No appearance of counsel has been entered for any of
10 the Defendants as of this date.

11 NRS 7.285 provides that “[n]o person shall practice law in this state unless he is an
12 active member of the State Bar of Nevada pursuant to the rules of the supreme court.” The
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16 who is not an active member of the state bar. Nevada case law is clear on this issue as well.
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23 In addition, courts may strike pleadings when a corporation has failed to retain counsel.
24 *See Trustees of Operating Engineers Pension Trust v. O'Donnell*, 2007 WL 672528, *2 (D.
25 Nev. 2007) (granting motion to compel and alternative motion to strike answer) (citations
26 omitted).

27 In light of the foregoing, the Court finds that the Optima Technology Corporations
28 cannot defend, prosecute, or participate in this action without counsel licensed in the State of

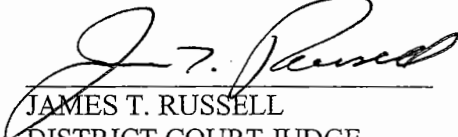
1 Nevada. In Plaintiff's Motion, Plaintiff requested that the Optima Technology Corporations be
2 ordered to retain legal counsel no later than June 15, 2012. Plaintiff also requested that the
3 March 13, 2012 General Denial filed by the Optima Technology Corporations be stricken if the
4 Optima Technology Corporations did not retain new counsel by June 15, 2012. Pursuant to the
5 above findings, the Court further finds that Plaintiff's requests should be granted with the
6 Optima Technology Corporations now being given until July 15, 2012 to retain counsel or their
7 General Denial will be stricken.

8 THEREFORE, Plaintiff Jed Margolin's Motion to Compel Appearance of Counsel for
9 the Optima Technology Corporations or in the Alternative Motion to Strike the General Denial
10 of the Optima Technology Corporations is GRANTED as follows:

11 IT IS HEREBY ORDERED that the Optima Technology Corporations must retain
12 counsel and that counsel must enter an appearance in this matter on behalf of the Optima
13 Technology Corporations by July 15, 2012.

14 IT IS FURTHER ORDERED that if no appearance is entered on behalf of the Optima
15 Technology Corporations by July 15, 2012, the Optima Technology Corporations' General
16 Denial, filed on March 13, 2012, shall be stricken.

17 Dated this 28th day of June 2012.

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20 JAMES T. RUSSELL
21 DISTRICT COURT JUDGE
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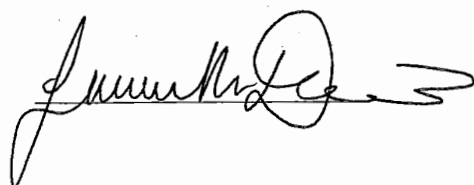
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CERTIFICATE OF SERVICE

I hereby certify that on the 29 day of June, 2012, I placed a copy of the foregoing
Order in the United States Mail, postage prepaid, addressed as follows:

Matthew D. Francis, Esq.
Adam P. McMillen, Esq.
5371 Kietzke Lane
Reno, NV 89511

Reza Zandian
8775 Costa Verde Blvd. Apt #501
San Diego, CA 82122



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Matthew D. Francis (6978)
Adam P. McMillen (10678)
WATSON ROUNDS
5371 Kietzke Lane
Reno, NV 89511
Telephone: 775-324-4100
Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin

ORIGINAL

REC'D & FILED

2012 SEP 14 PM 12:38

ALAN CLOVER
BY *[Signature]*
CLERK
DEPUTY

**In The First Judicial District Court of the State of Nevada
In and for Carson City**

JED MARGOLIN, an individual,

Plaintiff,

vs.

**OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN
aka GOLAMREZA ZANDIANJAZI
aka GHOLAM REZA ZANDIAN
aka REZA JAZI aka J. REZA JAZI
aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,**

Defendants.

Case No.: 090C00579 1B

Dept. No.: 1

**APPLICATION FOR ENTRY OF
DEFAULT**

TO: CLERK OF THE FIRST JUDICIAL DISTRICT COURT
CARSON CITY, STATE OF NEVADA

Please enter the Default of Defendants Optima Technology Corporation, a California corporation and Optima Technology Corporation, a Nevada corporation for failure to plead or otherwise defend the above-entitled action as provided by the Nevada Rules of Civil Procedure.

On March 14, 2012, Defendants Optima Technology Corporation, a California corporation, and Optima Technology Corporation, a Nevada corporation, both filed a "General Denial" in this action. On June 28, 2012, this Court entered an Order granting Plaintiff's

1 Motion to Compel Appearance of Counsel for Optima Technology Corporations, or in the
2 Alternative, Motion to Strike General Denial of Optima Technology Corporations. A true and
3 correct copy of said Order is attached hereto as Exhibit 1. Because there has been no
4 appearance of counsel for the Optima Technology Corporations, as ordered, the Optima
5 Technology Corporations' General Denial is stricken, and the Optima Technology Corporations
6 are in default for failure to plead or otherwise defend as required by law.
7

8 Dated this 13th day of September, 2012.
9

10 BY: /s/ Adam P. McMillen
11 Matthew D. Francis (6978)
12 Adam P. McMillen (10678)
13 WATSON ROUNDS
14 5371 Kietzke Lane
15 Reno, NV 89511
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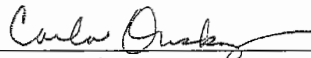
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CERTIFICATE OF SERVICE

Pursuant to NRC 5(b), I certify that I am an employee of Watson Rounds, and that on this date, a true and correct copy of the foregoing document, will be served via first-class mail through the U.S. Postal Service addressed as follows:

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 92122

Dated: September 13, 2012



Carla Ousby

Exhibit 1

Exhibit 1

1 Case No. 09 OC 00579 1B

2 Dept. No. I

REC'D & FILED

2012 JUN 28 AM 11:13

3
4 BY Alan Glover CLERK
DEPUTY

5 In The First Judicial District Court of the State of Nevada

6 In and for Carson City

7 JED MARGOLIN, an individual,

8 Plaintiff,

9 vs.

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12 TECHNOLOGY CORPORATION, a Nevada
13 corporation, REZA ZANDIAN
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15 aka GHOLAM REZA ZANDIAN
16 aka REZA JAZI aka J. REZA JAZI
17 aka G. REZA JAZI aka GHONONREZA
18 ZANDIAN JAZI, an individual, DOE Companies
1-10, DOE Corporations 11-20, and DOE
Individuals 21-30,

19 Defendants.

**ORDER GRANTING PLAINTIFF'S
MOTION TO COMPEL
APPEARANCE OF COUNSEL FOR
OPTIMA TECHNOLOGY
CORPORATIONS, OR IN THE
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OPTIMA TECHNOLOGY
CORPORATIONS**

20 This matter comes before the Court on Plaintiff Jed Margolin's motion for an order
21 compelling Defendants Optima Technology Corporation, a California corporation, and Optima
22 Technology Corporation, a Nevada corporation (collectively "Optima Technology
23 Corporations") to retain legal counsel, or, in the alternative, to strike the General Denial of those
24 Corporations filed on March 13, 2012.

25 Upon consideration of the foregoing documents, and the Court deeming itself fully
26 advised of the matter, the Court hereby enters its Order Granting Plaintiff's Motion and finds
27 and orders as follows:

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briefing regarding service on Defendants concluded, and after the Court denied Defendants'

1 Motions to Dismiss, Defendants served two “General Denials.” The first General Denial was
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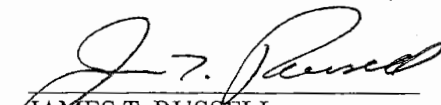
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5 above findings, the Court further finds that Plaintiff's requests should be granted with the
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16 Denial, filed on March 13, 2012, shall be stricken.

17 Dated this 28th day of June 2012. _____

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20 JAMES T. RUSSELL
21 DISTRICT COURT JUDGE
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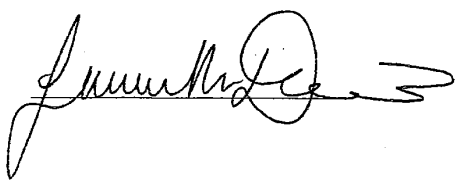
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CERTIFICATE OF SERVICE

I hereby certify that on the 24 day of June, 2012, I placed a copy of the foregoing
Order in the United States Mail, postage prepaid, addressed as follows:

Matthew D. Francis, Esq.
Adam P. McMillen, Esq.
5371 Kietzke Lane
Reno, NV 89511

Reza Zandian
8775 Costa Verde Blvd. Apt #501
San Diego, CA 82122



ORIGINAL

REC'D & FILED

2012 SEP 24 PM 1:32

ALAN GLOVER
BY [Signature] DEPUTY CLERK

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Case No. 09 OC 00579 1B
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Individuals 21-30,
Defendants.

On March 14, 2012, Defendants Optima Technology Corporation, a California corporation, and Optima Technology Corporation, a Nevada corporation, both filed a "General Denial" in this action. On June 28, 2012, this Court entered an Order granting Plaintiff's Motion to Compel Appearance of Counsel for Optima Technology Corporations, or in the Alternative, Motion to Strike General Denial of Optima Technology Corporations. A true and correct copy of said Order is attached hereto as Exhibit 1. Because there has been no appearance of counsel for the Optima Technology Corporations, as ordered, the Optima Technology Corporations' General Denial is stricken, and the Optima Technology Corporations are in default for failure to plead or otherwise defend as required by law.

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DEFAULT is therefore entered against Defendants Optima Technology Corporation, a California corporation, and Optima Technology Corporation, a Nevada corporation this 24 day of September, 2012.

Alan Glover
CLERK OF THE COURT

BY: 
DEPUTY CLERK

Exhibit 1

Exhibit 1

1 Case No. 09 OC 00579 1B

2 Dept. No. I

REC'D & FILED

2012 JUN 28 AM 11:13

ALAN GLOVER
BY *[Signature]* CLERK
DEPUTY

3
4
5 In The First Judicial District Court of the State of Nevada

6 In and for Carson City

7 JED MARGOLIN, an individual,

8 Plaintiff,

9 vs.

10 OPTIMA TECHNOLOGY CORPORATION,
11 a California corporation, OPTIMA
12 TECHNOLOGY CORPORATION, a Nevada
13 corporation, REZA ZANDIAN
14 aka GOLAMREZA ZANDIANJAZI
15 aka GHOLAM REZA ZANDIAN
16 aka REZA JAZI aka J. REZA JAZI
17 aka G. REZA JAZI aka GHONONREZA
18 ZANDIAN JAZI, an individual, DOE Companies
1-10, DOE Corporations 11-20, and DOE
Individuals 21-30,

17 Defendants.

**ORDER GRANTING PLAINTIFF'S
MOTION TO COMPEL
APPEARANCE OF COUNSEL FOR
OPTIMA TECHNOLOGY
CORPORATIONS, OR IN THE
ALTERNATIVE, MOTION TO
STRIKE GENERAL DENIAL OF
OPTIMA TECHNOLOGY
CORPORATIONS**

19 This matter comes before the Court on Plaintiff Jed Margolin's motion for an order
20 compelling Defendants Optima Technology Corporation, a California corporation, and Optima
21 Technology Corporation, a Nevada corporation (collectively "Optima Technology
22 Corporations") to retain legal counsel, or, in the alternative, to strike the General Denial of those
23 Corporations filed on March 13, 2012.

24 Upon consideration of the foregoing documents, and the Court deeming itself fully
25 advised of the matter, the Court hereby enters its Order Granting Plaintiff's Motion and finds
26 and orders as follows:

27 Plaintiff filed the Complaint in this action on December 11, 2009. After extensive
28 briefing regarding service on Defendants concluded, and after the Court denied Defendants'

1 Motions to Dismiss, Defendants served two “General Denials.” The first General Denial was
2 served on March 5, 2012 on behalf of the individual Reza Zandian aka Golamreza Zandianjazi
3 aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza
4 Zandian Jazi. The second General Denial was served on March 13, 2012 on behalf of the
5 Optima Technology Corporations.

6 On March 13, 2012, Defense counsel moved to withdraw from representing all of the
7 individual and corporate Defendants in this action. On March 16, 2012, Plaintiff filed a non-
8 opposition to Defense counsel’s Motion to Withdraw and on April 26, 2012, this Court granted
9 Defense counsel’s Motion to Withdraw. No appearance of counsel has been entered for any of
10 the Defendants as of this date.

11 NRS 7.285 provides that “[n]o person shall practice law in this state unless he is an
12 active member of the State Bar of Nevada pursuant to the rules of the supreme court.” The
13 statute further provides that any person who practices law who is not an active member of the
14 State Bar of Nevada is guilty of a misdemeanor. SCR 77 provides that, with certain
15 inapplicable exceptions, no person may practice law as an officer of the courts in this state
16 who is not an active member of the state bar. Nevada case law is clear on this issue as well.
17 *See State v. Stu’s Bail Bonds*, 115 Nev. 436, n. 1, 991 P.2d 469, 470 n. 1 (1999) (“business
18 entities are not permitted to appear, or file documents, in proper person”); *Salman v.*
19 *Newell*, 110 Nev. 1333, 1336, 885 P. 2d 607, 608 (1994) (observing that no statute or rule
20 permits a non-lawyer to represent an entity and concluding that an entity cannot proceed in
21 proper person); *Sunde v. Contel of California*, 112 Nev. 541, 542–43, 915 P.2d 298, 299
22 (1996) (explaining that non-lawyers may not represent entities in court).

23 In addition, courts may strike pleadings when a corporation has failed to retain counsel.
24 *See Trustees of Operating Engineers Pension Trust v. O’Donnell*, 2007 WL 672528, *2 (D.
25 Nev. 2007) (granting motion to compel and alternative motion to strike answer) (citations
26 omitted).

27 In light of the foregoing, the Court finds that the Optima Technology Corporations
28 cannot defend, prosecute, or participate in this action without counsel licensed in the State of

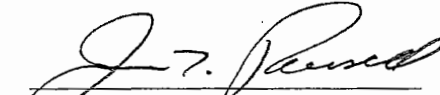
1 Nevada. In Plaintiff's Motion, Plaintiff requested that the Optima Technology Corporations be
2 ordered to retain legal counsel no later than June 15, 2012. Plaintiff also requested that the
3 March 13, 2012 General Denial filed by the Optima Technology Corporations be stricken if the
4 Optima Technology Corporations did not retain new counsel by June 15, 2012. Pursuant to the
5 above findings, the Court further finds that Plaintiff's requests should be granted with the
6 Optima Technology Corporations now being given until July 15, 2012 to retain counsel or their
7 General Denial will be stricken.

8 THEREFORE, Plaintiff Jed Margolin's Motion to Compel Appearance of Counsel for
9 the Optima Technology Corporations or in the Alternative Motion to Strike the General Denial
10 of the Optima Technology Corporations is GRANTED as follows:

11 IT IS HEREBY ORDERED that the Optima Technology Corporations must retain
12 counsel and that counsel must enter an appearance in this matter on behalf of the Optima
13 Technology Corporations by July 15, 2012.

14 IT IS FURTHER ORDERED that if no appearance is entered on behalf of the Optima
15 Technology Corporations by July 15, 2012, the Optima Technology Corporations' General
16 Denial, filed on March 13, 2012, shall be stricken.

17 Dated this 28th day of June 2012.

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20 JAMES T. RUSSELL
21 DISTRICT COURT JUDGE
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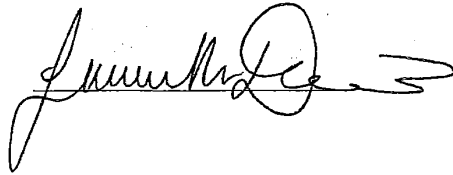
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CERTIFICATE OF SERVICE

I hereby certify that on the 24 day of June, 2012, I placed a copy of the foregoing
Order in the United States Mail, postage prepaid, addressed as follows:

Matthew D. Francis, Esq.
Adam P. McMillen, Esq.
5371 Kietzke Lane
Reno, NV 89511

Reza Zandian
8775 Costa Verde Blvd. Apt #501
San Diego, CA 82122



ORIGINAL

1 Matthew D. Francis (6978)
Adam P. McMillen (10678)
2 WATSON ROUNDS
5371 Kietzke Lane
3 Reno, NV 89511
Telephone: 775-324-4100
4 Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin
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REC'D & FILED
2012 SEP 27 PM 1:00
ALAN GLOVER
BY *[Signature]*
CLERK
COURT

8 **In The First Judicial District Court of the State of Nevada**
9 **In and for Carson City**

10 **JED MARGOLIN, an individual,**

11 **Plaintiff,**

12 **vs.**

13 **OPTIMA TECHNOLOGY CORPORATION,**
14 **a California corporation, OPTIMA**
TECHNOLOGY CORPORATION, a Nevada
15 **corporation, REZA ZANDIAN**
16 **aka GOLAMREZA ZANDIANJAZI**
17 **aka GHOLAM REZA ZANDIAN**
18 **aka REZA JAZI aka J. REZA JAZI**
19 **aka G. REZA JAZI aka GHONONREZA**
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,

20 **Defendants.**

Case No.: 090C00579 1B

Dept. No.: 1

NOTICE OF ENTRY OF DEFAULT

21
22
23 To all parties:

24 Please take notice that the Default as to Optima Technology Corporation, a California
25 corporation, and Optima Technology Corporation, a Nevada corporation, attached hereto as
26 Exhibit 1 was filed in the above-titled Court on September 24, 2012.

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Affirmation Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED: September 26, 2012

WATSON ROUNDS

By: —/s/ Adam P. McMillen
Matthew D. Francis
Adam P. McMillen
Watson Rounds
5371 Kietzke Lane
Reno, NV 89511

Attorneys for Plaintiff Jed Margolin

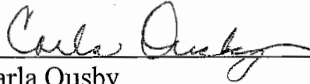
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CERTIFICATE OF SERVICE

Pursuant to NRC 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, **Notice of Entry of Default**, addressed as follows:

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 82122

Dated: September 26, 2012



Carla Ousby

Exhibit 1 Default

Exhibit 1 Default

1 Case No. 09 OC 00579 1B

2 Dept. No. I

REC'D & FILED

2012 SEP 24 PM 1:32

ALAN GLOVER

BY _____ CLERK

DEPUTY
C. COON

5 In The First Judicial District Court of the State of Nevada

6 In and for Carson City

7 JED MARGOLIN, an individual,

8 Plaintiff,

9 vs.

DEFAULT

10 OPTIMA TECHNOLOGY CORPORATION,
11 a California corporation, OPTIMA
12 TECHNOLOGY CORPORATION, a Nevada
13 corporation, REZA ZANDIAN
14 aka GOLAMREZA ZANDIANJAZI
15 aka GHOLAM REZA ZANDIAN
16 aka REZA JAZI aka J. REZA JAZI
17 aka G. REZA JAZI aka GHONONREZA
18 ZANDIAN JAZI, an individual, DOE Companies
19 1-10, DOE Corporations 11-20, and DOE
20 Individuals 21-30,

21 Defendants.

22 On March 14, 2012, Defendants Optima Technology Corporation, a California
23 corporation, and Optima Technology Corporation, a Nevada corporation, both filed a
24 "General Denial" in this action. On June 28, 2012, this Court entered an Order granting
25 Plaintiff's Motion to Compel Appearance of Counsel for Optima Technology Corporations,
26 or in the Alternative, Motion to Strike General Denial of Optima Technology Corporations.
27 A true and correct copy of said Order is attached hereto as Exhibit 1. Because there has been
28 no appearance of counsel for the Optima Technology Corporations, as ordered, the Optima
Technology Corporations' General Denial is stricken, and the Optima Technology
Corporations are in default for failure to plead or otherwise defend as required by law.

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DEFAULT is therefore entered against Defendants Optima Technology Corporation, a California corporation, and Optima Technology Corporation, a Nevada corporation this 24 day of September, 2012.

Alan Glover
CLERK OF THE COURT-
C. Cooper

BY: _____
DEPUTY CLERK

Exhibit 1

Exhibit 1

1 Case No. 09 0C 00579 1B
2 Dept. No. I

REC'D & FILED
2012 JUN 28 AM 11:13
ALAN GLOVER
BY *Alan Glover* CLERK
DEPUTY

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4
5 In The First Judicial District Court of the State of Nevada
6 In and for Carson City

7 JED MARGOLIN, an individual,
8
9 Plaintiff,
10 vs.
11 OPTIMA TECHNOLOGY CORPORATION,
12 a California corporation, OPTIMA
13 TECHNOLOGY CORPORATION, a Nevada
14 corporation, REZA ZANDIAN
15 aka GOLAMREZA ZANDIANJAZI
16 aka GHOLAM REZA ZANDIAN
17 aka REZA JAZI aka J. REZA JAZI
18 aka G. REZA JAZI aka GHONONREZA
19 ZANDIAN JAZI, an individual, DOE Companies
20 1-10, DOE Corporations 11-20, and DOE
21 Individuals 21-30,
22
23 Defendants.

**ORDER GRANTING PLAINTIFF'S
MOTION TO COMPEL
APPEARANCE OF COUNSEL FOR
OPTIMA TECHNOLOGY
CORPORATIONS, OR IN THE
ALTERNATIVE, MOTION TO
STRIKE GENERAL DENIAL OF
OPTIMA TECHNOLOGY
CORPORATIONS**

19 This matter comes before the Court on Plaintiff Jed Margolin's motion for an order
20 compelling Defendants Optima Technology Corporation, a California corporation, and Optima
21 Technology Corporation, a Nevada corporation (collectively "Optima Technology
22 Corporations") to retain legal counsel, or, in the alternative, to strike the General Denial of those
23 Corporations filed on March 13, 2012.

24 Upon consideration of the foregoing documents, and the Court deeming itself fully
25 advised of the matter, the Court hereby enters its Order Granting Plaintiff's Motion and finds
26 and orders as follows:

27 Plaintiff filed the Complaint in this action on December 11, 2009. After extensive
28 briefing regarding service on Defendants concluded, and after the Court denied Defendants'

1 Motions to Dismiss, Defendants served two “General Denials.” The first General Denial was
2 served on March 5, 2012 on behalf of the individual Reza Zandian aka Golamreza Zandianjazi
3 aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza
4 Zandian Jazi. The second General Denial was served on March 13, 2012 on behalf of the
5 Optima Technology Corporations.

6 On March 13, 2012, Defense counsel moved to withdraw from representing all of the
7 individual and corporate Defendants in this action. On March 16, 2012, Plaintiff filed a non-
8 opposition to Defense counsel’s Motion to Withdraw and on April 26, 2012, this Court granted
9 Defense counsel’s Motion to Withdraw. No appearance of counsel has been entered for any of
10 the Defendants as of this date.

11 NRS 7.285 provides that “[n]o person shall practice law in this state unless he is an
12 active member of the State Bar of Nevada pursuant to the rules of the supreme court.” The
13 statute further provides that any person who practices law who is not an active member of the
14 State Bar of Nevada is guilty of a misdemeanor. SCR 77 provides that, with certain
15 inapplicable exceptions, no person may practice law as an officer of the courts in this state
16 who is not an active member of the state bar. Nevada case law is clear on this issue as well.
17 *See State v. Stu’s Bail Bonds*, 115 Nev. 436, n. 1, 991 P.2d 469, 470 n. 1 (1999) (“business
18 entities are not permitted to appear, or file documents, in proper person”); *Salman v.*
19 *Newell*, 110 Nev. 1333, 1336, 885 P. 2d 607, 608 (1994) (observing that no statute or rule
20 permits a non-lawyer to represent an entity and concluding that an entity cannot proceed in
21 proper person); *Sunde v. Contel of California*, 112 Nev. 541, 542–43, 915 P.2d 298, 299
22 (1996) (explaining that non-lawyers may not represent entities in court).

23 In addition, courts may strike pleadings when a corporation has failed to retain counsel.
24 *See Trustees of Operating Engineers Pension Trust v. O’Donnell*, 2007 WL 672528, *2 (D.
25 Nev. 2007) (granting motion to compel and alternative motion to strike answer) (citations
26 omitted).

27 In light of the foregoing, the Court finds that the Optima Technology Corporations
28 cannot defend, prosecute, or participate in this action without counsel licensed in the State of

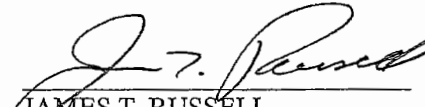
1 Nevada. In Plaintiff's Motion, Plaintiff requested that the Optima Technology Corporations be
2 ordered to retain legal counsel no later than June 15, 2012. Plaintiff also requested that the
3 March 13, 2012 General Denial filed by the Optima Technology Corporations be stricken if the
4 Optima Technology Corporations did not retain new counsel by June 15, 2012. Pursuant to the
5 above findings, the Court further finds that Plaintiff's requests should be granted with the
6 Optima Technology Corporations now being given until July 15, 2012 to retain counsel or their
7 General Denial will be stricken.

8 THEREFORE, Plaintiff Jed Margolin's Motion to Compel Appearance of Counsel for
9 the Optima Technology Corporations or in the Alternative Motion to Strike the General Denial
10 of the Optima Technology Corporations is GRANTED as follows:

11 IT IS HEREBY ORDERED that the Optima Technology Corporations must retain
12 counsel and that counsel must enter an appearance in this matter on behalf of the Optima
13 Technology Corporations by July 15, 2012.

14 IT IS FURTHER ORDERED that if no appearance is entered on behalf of the Optima
15 Technology Corporations by July 15, 2012, the Optima Technology Corporations' General
16 Denial, filed on March 13, 2012, shall be stricken.

17 Dated this 28th day of June 2012.

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20 JAMES T. RUSSELL
21 DISTRICT COURT JUDGE
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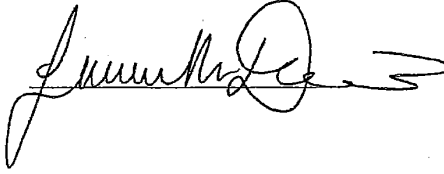
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CERTIFICATE OF SERVICE

I hereby certify that on the 24 day of June, 2012, I placed a copy of the foregoing
Order in the United States Mail, postage prepaid, addressed as follows:

Matthew D. Francis, Esq.
Adam P. McMillen, Esq.
5371 Kietzke Lane
Reno, NV 89511

Reza Zandian
8775 Costa Verde Blvd. Apt #501
San Diego, CA 82122



1 Matthew D. Francis (6978)
2 Adam P. McMillen (10678)
3 WATSON ROUNDS
4 5371 Kietzke Lane
5 Reno, NV 89511
6 Telephone: 775-324-4100
7 Facsimile: 775-333-8171
8 *Attorneys for Plaintiff Jed Margolin*

REC'D & FILED

2012 OCT 31 PM 1:42

ALAN GLOVER

BY *[Signature]*
DEPUTY

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In The First Judicial District Court of the State of Nevada
In and for Carson City

JED MARGOLIN, an individual,

Plaintiff,

vs.

OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN aka
GOLAMREZA ZANDIANJAZI aka
GHOLAM REZA ZANDIAN aka REZA JAZI
aka J. REZA JAZI aka G. REZA JAZI aka
GHONONREZA ZANDIAN JAZI, an
individual, DOE Companies
1-10, DOE Corporations 11-20, and DOE
Individuals 21-30,

Defendants.

Case No.: 090C00579 1B

Dept. No.: 1

DEFAULT JUDGMENT

WHEREAS Plaintiff filed the Amended Complaint in this action on August 11, 2011. After extensive briefing regarding service on Defendants Optima Technology Corporation, a Nevada corporation, and Optima Technology Corporation, a California corporation (together the "Defendants"), and after the Court denied Defendants' Motion to Dismiss, Defendants served and filed a General Denial in response to the Amended Complaint. The General Denial was served on March 13, 2012 on behalf of the Defendants.

WHEREAS on March 13, 2012, Defense counsel moved to withdraw from representing all of the individual and corporate Defendants in this action. On March 16, 2012,

1 Plaintiff filed a non-opposition to Defense counsel's Motion to Withdraw, and on April 26,
2 2012, this Court granted Defense counsel's Motion to Withdraw.

3 WHEREAS on May 15, 2012, Plaintiff moved this Court for an order compelling the
4 appearance of counsel for the Defendants or in the alternative an order striking the General
5 Denial of the Defendants. The Defendants did not respond to the motion. On June 28, 2012,
6 this Court ordered that the Defendants retain counsel and that counsel enter an appearance in
7 this matter on behalf of the Defendants by July 15, 2012. This Court also ordered that if no
8 appearance was made by that date the General Denial would be stricken.

9 WHEREAS since no appearance was made on behalf of the Defendants, Plaintiff filed
10 an application for entry of default on September 14, 2012. On September 24, 2012, this Court
11 entered a default against the Defendants. The notice of entry of default was served on
12 September 26, 2012, and filed on September 27, 2012. Now Plaintiff seeks entry of a default
13 judgment against Defendants.

14 WHEREAS Defendants are not infants or incompetent persons and are not in the
15 military service of the United States as defined by 50 U.S.C. Appx § 521.

16 WHEREAS the allegations in Plaintiff's Amended Complaint warrant entry of final
17 judgment against Defendants Optima Technology Corporation, a Nevada corporation, and
18 Optima Technology Corporation, a California corporation, for conversion, tortious
19 interference with contract, intentional interference with prospective economic advantage,
20 unjust enrichment, and unfair and deceptive trade practices.

21 WHEREAS Defendants Optima Technology Corporation, a Nevada corporation, and
22 Optima Technology Corporation, a California corporation, are jointly and severally liable to
23 Plaintiff for the principal amount of \$1,286,552.46.

24 THEREFORE, Judgment is hereby entered for Plaintiff and against Defendants Optima
25 Technology Corporation, a Nevada corporation, and Optima Technology Corporation, a
26 California corporation, for damages, along with pre-judgment interest, attorney's fees and
27 costs in the amount of \$1,286,552.46, plus interest at the legal rate, pursuant to NRS 17.130,
28 thereon from the date of default until the judgment is satisfied.

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JUDGMENT is hereby entered against Defendants Optima Technology Corporation, a Nevada corporation, and Optima Technology Corporation, a California corporation, in favor of Plaintiff this 31st day of October, 2012.


DISTRICT COURT JUDGE

1 Matthew D. Francis (6978)
Adam P. McMillen (10678)
2 WATSON ROUNDS
5371 Kietzke Lane
3 Reno, NV 89511
Telephone: 775-324-4100
4 Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin

REC'D & FILED

2012 NOV -6 AM 11:47

ALAN GLOVER

BY  CI FRK

6
7 **In The First Judicial District Court of the State of Nevada**
8 **In and for Carson City**

9
10 **JED MARGOLIN, an individual,**

11 **Plaintiff,**

12 **vs.**

13 **OPTIMA TECHNOLOGY CORPORATION,**
14 **a California corporation, OPTIMA**
TECHNOLOGY CORPORATION, a Nevada
15 **corporation, REZA ZANDIAN**
16 **aka GOLAMREZA ZANDIANJAZI**
17 **aka GHOLAM REZA ZANDIAN**
18 **aka REZA JAZI aka J. REZA JAZI**
19 **aka G. REZA JAZI aka GHONONREZA**
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,

20 **Defendants.**

Case No.: 090C00579 1B

Dept. No.: 1

NOTICE OF ENTRY OF JUDGMENT

21 TO: All parties:

22 **PLEASE TAKE NOTICE** that on October 31, 2012, the Court entered a Default
23 Judgment in the above-referenced matter, against Defendants Optima Technology
24 Corporation, a Nevada corporation and Optima Technology Corporation, a California
25 corporation. Attached as Exhibit 1 is a true and correct copy of such Default Judgment.

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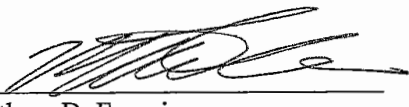
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Affirmation Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED: November 5, 2012.

WATSON ROUNDS

By: 

Matthew D. Francis
Adam P. McMillen
Watson Rounds
5371 Kietzke Lane
Reno, NV 89511

Attorneys for Plaintiff Jed Margolin

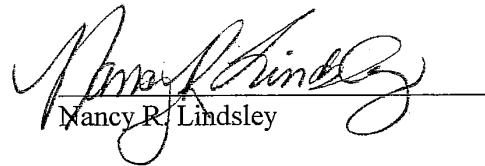
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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, **Notice of Entry of Judgment**, addressed as follows:

Reza Zandian
8775 Costa Verde Boulevard
San Diego, CA 92122

Dated: November 5, 2012



Nancy R. Lindsley

Exhibit 1

Exhibit 1

1 Matthew D. Francis (6978)
Adam P. McMillen (10678)
2 WATSON ROUNDS
5371 Kietzke Lane
Reno, NV 89511
3 Telephone: 775-324-4100
Facsimile: 775-333-8171
4 Attorneys for Plaintiff Jed Margolin

REC'D & FILED
2012 OCT 31 PM 1:42
ALAN GLOVER
BY J. Glover CLERK
DEPUTY

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7 **In The First Judicial District Court of the State of Nevada**
8 **In and for Carson City**

9 **JED MARGOLIN, an individual,**

10 **Plaintiff,**

11 **vs.**

12 **OPTIMA TECHNOLOGY CORPORATION,**
13 **a California corporation, OPTIMA**
14 **TECHNOLOGY CORPORATION, a Nevada**
15 **corporation, REZA ZANDIAN aka**
16 **GOLAMREZA ZANDIANJAZI aka**
17 **GHOLAM REZA ZANDIAN aka REZA JAZI**
18 **aka J. REZA JAZI aka G. REZA JAZI aka**
19 **GHONONREZA ZANDIAN JAZI, an**
20 **individual, DOE Companies**
1-10, DOE Corporations 11-20, and DOE
Individuals 21-30,

21 **Defendants.**

Case No.: 090C00579 1B

Dept. No.: 1

DEFAULT JUDGMENT

22 WHEREAS Plaintiff filed the Amended Complaint in this action on August 11, 2011.
23 After extensive briefing regarding service on Defendants Optima Technology Corporation, a
24 Nevada corporation, and Optima Technology Corporation, a California corporation (together
25 the "Defendants"), and after the Court denied Defendants' Motion to Dismiss, Defendants
26 served and filed a General Denial in response to the Amended Complaint. The General Denial
27 was served on March 13, 2012 on behalf of the Defendants.

28 WHEREAS on March 13, 2012, Defense counsel moved to withdraw from
representing all of the individual and corporate Defendants in this action. On March 16, 2012,

1 Plaintiff filed a non-opposition to Defense counsel's Motion to Withdraw, and on April 26,
2 2012, this Court granted Defense counsel's Motion to Withdraw.

3 WHEREAS on May 15, 2012, Plaintiff moved this Court for an order compelling the
4 appearance of counsel for the Defendants or in the alternative an order striking the General
5 Denial of the Defendants. The Defendants did not respond to the motion. On June 28, 2012,
6 this Court ordered that the Defendants retain counsel and that counsel enter an appearance in
7 this matter on behalf of the Defendants by July 15, 2012. This Court also ordered that if no
8 appearance was made by that date the General Denial would be stricken.

9 WHEREAS since no appearance was made on behalf of the Defendants, Plaintiff filed
10 an application for entry of default on September 14, 2012. On September 24, 2012, this Court
11 entered a default against the Defendants. The notice of entry of default was served on
12 September 26, 2012, and filed on September 27, 2012. Now Plaintiff seeks entry of a default
13 judgment against Defendants.

14 WHEREAS Defendants are not infants or incompetent persons and are not in the
15 military service of the United States as defined by 50 U.S.C. Appx § 521.

16 WHEREAS the allegations in Plaintiff's Amended Complaint warrant entry of final
17 judgment against Defendants Optima Technology Corporation, a Nevada corporation, and
18 Optima Technology Corporation, a California corporation, for conversion, tortious
19 interference with contract, intentional interference with prospective economic advantage,
20 unjust enrichment, and unfair and deceptive trade practices.

21 WHEREAS Defendants Optima Technology Corporation, a Nevada corporation, and
22 Optima Technology Corporation, a California corporation, are jointly and severally liable to
23 Plaintiff for the principal amount of \$1,286,552.46.

24 THEREFORE, Judgment is hereby entered for Plaintiff and against Defendants Optima
25 Technology Corporation, a Nevada corporation, and Optima Technology Corporation, a
26 California corporation, for damages, along with pre-judgment interest, attorney's fees and
27 costs in the amount of \$1,286,552.46, plus interest at the legal rate, pursuant to NRS 17.130,
28 thereon from the date of default until the judgment is satisfied.

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JUDGMENT is hereby entered against Defendants Optima Technology Corporation, a Nevada corporation, and Optima Technology Corporation, a California corporation, in favor of Plaintiff this 31st day of October, 2012.

James T. Russell
DISTRICT COURT JUDGE

IN THE FIRST JUDICIAL DISTRICT COURT
IN AND FOR THE COUNTY OF CARSON CITY, STATE OF NEVADA

2012 NOV 14 PM 3:31

JED MARGOLIN

Case No:090C005791B

Plaintiff,

vs.

OPTIMA TECHNOLOGY
CORPORATION ET AL.

Defendant

ALAN GLOYD
DEPUTY CLERK
BY *[Signature]*
REPUTY



AFFIDAVIT OF SERVICE

STATE OF NEVADA
COUNTY OF CLARK ss.:

ROGER PAYNE, being first duly sworn, deposes and says: That affiant is a citizen of the United States, over 18 years of age, and not a party to, nor interested in the within action. Affiant received the documents on the

On at **10:40 AM** affiant personally served a copy of the: **WITNESS FEE \$40.00; SUBPOENA DUCES TECUM; DECLARATION OF CUSTODIAN OF RECORDS**
Served to: **LORI GROVE KIVATISKY, LEGAL ADMINISTRATOR**, authorized to accept, accepted on behalf of the custodian of records for **JOHN PETER LEE, LTD.**
Service address: **830 LAS VEGAS BLVD. SOUTH Las Vegas, NV 89101**

A description of the person served:

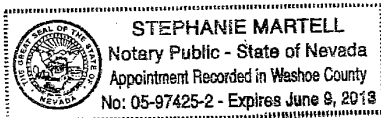
Sex	Color of skin/race	Color of hair	Age	Height	Weight
Female	Caucasian	N/A	50's	5'6"	130 LBS.
Other Features:					

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Sworn to and subscribed before me on the
10/15/2012 by **ROGER PAYNE**

Notary

X *[Signature: Roger Payne]*
ROGER PAYNE
Registration#: R-038800
Reno/Carson Messenger Service, Inc. (Lic# 322)
185 Martin Street
Reno, NV 89509
775.322.2424
Atty File#: 5457.01



17867

ORIGINAL 382

12/13/12

1 Matthew D. Francis (6978)
2 Adam P. McMillen (10678)
3 WATSON ROUNDS
4 5371 Kietzke Lane
5 Reno, NV 89511
6 Telephone: 775-324-4100
7 Facsimile: 775-333-8171
8 Attorneys for Plaintiff Jed Margolin

REC'D & FILED

2012 DEC 14 PM 3:08

ALAN GLOVER
BY *Alan Glover*
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

JED MARGOLIN, an individual,
Plaintiff,

vs.

OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN
aka GOLAMREZA ZANDIANJAZI
aka GHOLAM REZA ZANDIAN
aka REZA JAZI aka J. REZA JAZI
aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,

Defendants.

Case No.: 090C00579 1B

Dept. No.: 1

PLAINTIFF'S MOTION FOR
SANCTIONS UNDER NRCP 37

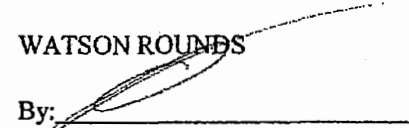
Pursuant to NRCP 37(d), Plaintiff JED MARGOLIN ("Margolin") moves this Court for
an Order striking Defendant REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka
GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI aka G. REZA JAZI aka
GHONONREZA ZANDIAN JAZI's ("Zandian") General Denial and awarding Margolin his
fees and costs incurred in bringing this Motion.

///

///

1 This Motion is based upon the pleadings and papers on file in this matter, the
2 accompanying Memorandum of Points and Authorities, the Declaration of Adam P. McMillen
3 in Support of Plaintiff's Motion for Sanctions NRCP 37(d) ("McMillen Decl."), and any
4 requested oral argument.

5 DATED this 13th day of December, 2012. WATSON ROUNDS

6 By: 
7 Matthew D. Francis
8 Adam P. McMillen
9 5371 Kietzke Lane
10 Reno, NV 89511
11 Telephone: (775) 324-4100
12 Facsimile: (775) 333-8171
13 Attorneys for Plaintiff Jed Margolin
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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **A. BACKGROUND**

3 This action arises from Zandian's and the other corporate Defendants' fraudulent
4 assignment of Margolin's patents.

5 On July 16, 2012, Margolin served Zandian with Margolin's First Set of Requests for
6 Admission, First Set of Interrogatories and First Set of Requests for Production of Documents.
7 McMillen Decl., ¶ 2, Exhibits 1 and 2. Pursuant to NRCPC 33, 34 and 36, responses to these
8 discovery requests were due on August 20, 2012. *Id.* Zandian has never provided any responses
9 or documents. *Id.*

10 On September 10, 2012, Margolin mailed a meet and confer letter to Zandian demanding
11 that he serve responses and documents to the aforementioned discovery no later than September
12 17, 2012. McMillen Decl., ¶ 5, Exhibit 4. In the September 10, 2012 letter, Margolin demanded
13 that Zandian "respond, without objection, to the requests for admissions, the requests to produce
14 documents (including the actual production of documents), and the interrogatories no later than
15 September 17, 2012." Exhibit 4. Margolin stated that if Zandian failed to comply with this
16 request, Margolin would file a motion to compel with this Court and seek sanctions. *Id.*
17 Margolin also stated that since Margolin did not respond to Margolin's First Set of Requests for
18 Admissions, those admissions were (and are) deemed admitted. Exhibit 4, *citing Wagner v.*
19 *Carex Investigations & Sec. Inc.*, 93 Nev. 627, 630, 572 P.2d 921, 923 (1977). Despite
20 Margolin's efforts to meet and confer, Zandian has not served responses or documents pursuant
21 to any of the aforementioned discovery requests, nor has he responded to the September 10, 2012
22 letter or otherwise contacted Plaintiff's counsel. *See supra*, Exhibit 4.

23 Based on these facts, and the authority stated below, Margolin's Motion for Sanctions
24 should be granted in full, and sanctions should be levied against Zandian for his willful non-
25 compliance with the Nevada Rules of Civil Procedure.

26 **B. ARGUMENT**

27 NRCPC 37(a)(2)(B) states that if a party fails to answer an interrogatory submitted under
28 NRCPC 33, or if a party fails to respond to a request for production submitted under NRCPC 34,

1 "the discovering party may move for an order compelling an answer, or a designation, or an
2 order compelling inspection in accordance with the request." *Id.*

3 As stated above, Zandian has not served responses or documents in response to
4 Margolin's First Set of Interrogatories to Zandian or Margolin's First Set of Requests for
5 Production to Zandian. *See supra.* Zandian has also not responded to the September 10, 2012
6 letter requesting that he respond to the written discovery. McMillen Decl., ¶ 5. Therefore,
7 Margolin needs not move to compel responses and may rely upon NRCPC Rule 37(d),
8 immediately, to request evidentiary and terminating sanctions for Zandian's failure to respond.

9 NRCPC Rule 37(d)(2) provides that:

10 If a party . . . fails (2) to serve answers or objections to interrogatories submitted
11 under Rule 33, after proper service of the interrogatories, or (3) to serve a written
12 response to a request for inspection submitted under Rule 34, after proper service
13 of the request, the court in which the action is pending on motion may make such
14 orders in regard to the failure as are just, and among others it may take any action
15 authorized under subparagraphs (A), (B), and (C) of subdivision (b)(2) of this
16 rule.

17 NRCPC 37(b)(2)(A-C) provides that:

18 (A) An order that the matters regarding which the order was made or any
19 other designated facts shall be taken to be established for the purposes of the
20 action in accordance with the claim of the party obtaining the order;

21 (B) An order refusing to allow the disobedient party to support or oppose
22 designated claims or defenses, or prohibiting that party from introducing
23 designated matters in evidence;

24 (C) An order striking out pleadings or parts thereof, or staying further
25 proceedings until the order is obeyed, or dismissing the action or proceeding or
26 any part thereof, or rendering a judgment by default against the disobedient party.

27 NRCPC 37(b)(2) also provides that:

28 In lieu of any of the foregoing orders or in addition thereto, the court shall require
the party failing to obey the order or the attorney advising that party or both to
pay the reasonable expenses, including attorney's fees, caused by the failure,
unless the court finds that the failure was substantially justified or that other
circumstances make an award of expenses unjust.

Margolin's First Set of Interrogatories to Zandian and Margolin's First Set of Requests
for Production to Zandian seek information and documents relating to the following crucial

1 topics: why Zandian signed and filed an assignment of the patents at issue; who was involved in
2 the fraudulent assignment; who paid for the fraudulent assignment; the licensing activity Zandian
3 engaged in regarding the patents after he filed the fraudulent assignment; all revenues derived
4 from Zandian's activities related to the patents after filing the assignment. See McMillen Decl.,
5 Exhibits 1 through 4. All of this information is extremely important to Margolin's liability and
6 damage analysis.

7 Fundamental notions of fairness and due process require that discovery sanctions be just
8 and that sanctions relate to the specific conduct at issue. *GNLV Corp. v. Serv. Control Corp.*,
9 111 Nev. 866, 870, 900 P.2d 323, 326 (1995), citing *Young v. Johnny Ribeiro Bldg., Inc.*, 106
10 Nev. 88, 92, 787 P.2d 777, 779 (1990). As discussed above, sanctions may be imposed where
11 there has been willful noncompliance, and the adversary process has been halted by the actions
12 of the unresponsive party. *Fire Ins. Exchange v. Zenith Radio Corp.*, 103 Nev. 648, 652, 747
13 P.2d 911, 914 (1987). Reasoned and thoughtful analysis dictates that this Court is justified in
14 using its discretion to enter in an order striking Zandian's General Denial and awarding Margolin
15 its attorneys' fees and costs incurred in bringing this Motion.

16 *First*, Zandian acted willfully in failing to respond to the aforementioned discovery
17 requests. Nevada Courts have consistently stated the basis for the imposition of sanctions was
18 the failure to complete discovery. See *Havas v. Bank of Nevada*, 96 Nev. 567, 571, 613 P.2d
19 706, 709 (1980); *Kelly Broadcasting Co. v. Sovereign Broadcast, Inc.*, 96 Nev. 188, 192, 606
20 P.2d 1089, 1092 (1980). Although Margolin's First Set of Interrogatories to Zandian and
21 Margolin's First Set of Requests for Production were served five months ago, Zandian has failed
22 to serve responses or documents. See *supra*. Furthermore, Zandian has not made any attempt to
23 justify this inexcusable willful neglect, and has not even bothered to contact Margolin's counsel
24 regarding the discovery. See McMillen Decl., ¶¶ 5 and 6.

25 *Second*, Margolin is being prejudiced by Zandian's failure to respond to the
26 aforementioned discovery requests, and Margolin should not be forced to suffer further prejudice
27 which would result from lesser sanctions. While Margolin believes that liability is established
28 by Zandian failing to respond to the requests for admissions, Margolin believes that responses to

1 the outstanding discovery will further prove the extent of the Defendants' malfeasance and
2 damage. Margolin has already been forced to delay the case because no discovery has been
3 responded to by Margolin. This alone is sufficient prejudice to justify the entering of a default
4 judgment. *See Fire Ins. Exch.*, 103 Nev. at 651, 747 P.2d at 914.

5 While Margolin understands and appreciates the nature of the sanctions contained in this
6 Motion, the requested relief is necessitated by Zandian's willful violations of the Nevada Rules
7 of Civil Procedure. Simply put, common law and NRCPC 37(d) dictate that Margolin is entitled
8 to an Order striking Zandian's General Denial, and awarding Margolin his attorneys' fees and
9 costs incurred in bringing this Motion. *See supra.*, NRCPC 37(d)(2-3), NRCPC 37(b)(2)(A-C).

10 **C. CONCLUSION**

11 For all of the foregoing reasons, Jed Margolin requests that his Motion be granted in the
12 manner requested.

13 **AFFIRMATION PURSUANT TO NRS 239B.030**

14 The undersigned does hereby affirm that the preceding document does not contain the
15 social security number of any person.

16 DATED this 13th day of December, 2012. WATSON ROUNDS

17 By: _____
18 Matthew D. Francis
19 Adam P. McMillen
20 5371 Kietzke Lane
21 Reno, NV 89511
22 Telephone: (775) 324-4100
23 Facsimile: (775) 333-8171

24 Attorneys for Plaintiff Jed Margolin
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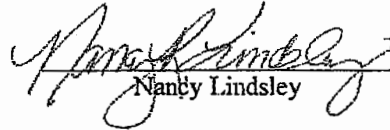
CERTIFICATE OF SERVICE

Pursuant to Rule 5(b), Nevada Rules of Civil Procedure, I hereby certify that I am an employee of WATSON ROUNDS, and on this date a true and correct copy of the foregoing document, **Plaintiff's Motion for Sanctions Under NRCP 37**, will be served on the following by first-class mail through the U.S. Postal Service.

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 92122

Reza Zandian
8775 Costa Verde Blvd, Apt. 501
San Diego, CA 92122

Dated: December 14, 2012.



Nancy Lindsley

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1 Matthew D. Francis (6978)
2 Adam P. McMillen (10678)
3 WATSON ROUNDS
4 5371 Kietzke Lane
5 Reno, NV 89511
6 Telephone: 775-324-4100
7 Facsimile: 775-333-8171
8 *Attorneys for Plaintiff Jed Margolin*

REC'D & FILED
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ALAN GLOVER
BY *[Signature]*
DEPUTY

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In The First Judicial District Court of the State of Nevada
In and for Carson City

JED MARGOLIN, an individual,

Plaintiff,

vs.

OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN
aka GOLAMREZA ZANDIANJAZI
aka GHOLAM REZA ZANDIAN
aka REZA JAZI aka J. REZA JAZI
aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,

Defendants.

Case No.: 090C00579 1B

Dept. No.: 1

DECLARATION OF ADAM P.
MCMILLEN IN SUPPORT OF
PLAINTIFF'S MOTION FOR
SANCTIONS UNDER NRCP 37

I, Adam P. McMillen, do hereby declare and state as follows:

1. I am a lawyer at the law firm of Watson Rounds located at 5371 Kietzke Lane, Reno, Nevada 89511. This declaration is based upon my personal knowledge, and is made in support of Plaintiff's Motion for Sanctions Under NRCP 37 and the Memorandum of Points and Authorities in Support Thereof.

2. On July 16, 2012, JED MARGOLIN ("Margolin") served Defendant REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI aka G. REZA JAZI aka GHONONREZA ZANDIAN JAZI's

1 (“Zandian”) with Margolin’s First Set of Interrogatories to Zandian as well as Margolin’s First
2 Set of Requests for Production to Margolin. A true and correct copy of Margolin’s First Set of
3 Interrogatories to Zandian is attached hereto as Exhibit 1, and a true and correct copy of
4 Margolin’s First Set of Requests for Production to Zandian is attached hereto as Exhibit 2.
5 Pursuant to NRCP 33 and 34, responses to these discovery requests, as well as responsive
6 documents, were due on August 20, 2012. No responses or documents were served on that date
7 or thereafter.

8 4. Also on July 16, 2012, Margolin served Zandian with Margolin’s First Set of
9 Requests for Admissions. A true and correct copy of the First Set of Requests for Admissions is
10 attached hereto as Exhibit 3. Pursuant to NRCP 36, responses to these Requests for Admissions
11 were due on August 20, 2012. No responses were served on that date or thereafter.

12 5. On September 10, 2012, Margolin emailed and faxed Zandian a meet and confer
13 letter demanding that Zandian serve responses and documents to the aforementioned discovery
14 (and other discovery) no later than September 17, 2012. A true and correct copy of this letter is
15 attached hereto as Exhibit 4. In the September 10, 2012 letter, Margolin demanded that Zandian
16 “respond, without objection, to the requests for admissions, the requests to produce documents
17 (including the actual production of documents), and the interrogatories no later than September
18 17, 2012.” Exhibit 4. Margolin stated that if Zandian failed to comply with this request,
19 Margolin would file a motion to compel with this Court. *Id.* Margolin also stated that since
20 Margolin did not respond to Margolin’s First Set of Requests for Admissions, those admissions
21 were (and are) deemed admitted. *Id.* Zandian has not served responses or documents pursuant to
22 the aforementioned discovery requests, nor has he responded to the September 10, 2012 letter.

23 *Id.*

24 6. I certify that I have in good faith corresponded with Zandian in an effort to
25 resolve this discovery dispute without court intervention. However, my sincere efforts to resolve
26 the dispute have been unsuccessful.

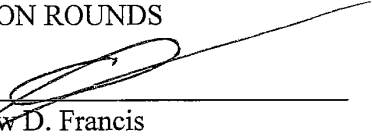
27 I declare under penalty of perjury that the foregoing is true and correct to the best of my
28 knowledge.

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AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED this 13th day of December, 2012. WATSON ROUNDS

By: 
Matthew D. Francis
Adam P. McMillen
5371 Kietzke Lane
Reno, NV 89511
Telephone: (775) 324-4100
Facsimile: (775) 333-8171
Attorneys for Plaintiff Jed Margolin

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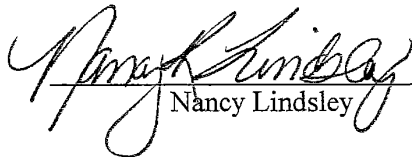
CERTIFICATE OF SERVICE

Pursuant to Rule 5(b), Nevada Rules of Civil Procedure, I hereby certify that I am an employee of WATSON ROUNDS, and on this date a true and correct copy of the foregoing document, **Declaration of Adam P. McMillen in Support of Plaintiff's Motion for Sanctions Under NRCPC 37** will be served on the following by first-class mail though the U.S. Postal Service.

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 92122

Reza Zandian
8775 Costa Verde Blvd, Apt. 501
San Diego, CA 92122

Dated: December 14, 2012.


Nancy Lindsley

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INDEX OF EXHIBITS

Exhibit 1	Plaintiff's First Set of Interrogatories to Reza Zandian	8 pages
Exhibit 2	Plaintiff's First Set of Requests for Production of Documents to Reza Zandian	5 pages
Exhibit 3	Plaintiff's First Set of Requests for Admissions to Reza Zandian	7 pages
Exhibit 4	September 10, 2012 letter to Reza Zandian	2 pages

Exhibit 1

Exhibit 1

1 Matthew D. Francis (6978)
Adam P. McMillen (10678)
2 WATSON ROUNDS
5371 Kietzke Lane
3 Reno, NV 89511
Telephone: 775-324-4100
4 Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin
5

6
7 **In The First Judicial District Court of the State of Nevada**
8 **In and for Carson City**
9

10 **JED MARGOLIN, an individual,**
11 **Plaintiff,**

12 **vs.**

13 **OPTIMA TECHNOLOGY CORPORATION,**
a California corporation, **OPTIMA**
14 **TECHNOLOGY CORPORATION,** a Nevada
15 **corporation, REZA ZANDIAN**
16 **aka GOLAMREZA ZANDIANJAZI**
17 **aka GHOLAM REZA ZANDIAN**
18 **aka REZA JAZI aka J. REZA JAZI**
19 **aka G. REZA JAZI aka GHONONREZA**
ZANDIAN JAZI, an individual, DOE
20 **Companies 1-10, DOE Corporations 11-20,**
and DOE Individuals 21-30,
21 **Defendants.**

Case No.: 090C00579 1B

Dept. No.: 1

PLAINTIFF'S FIRST SET OF
INTERROGATORIES TO REZA
ZANDIAN

22 Plaintiff Jed Margolin ("Margolin") hereby requests that Defendant Reza Zandian aka
23 Golamreza Zandianjazi, aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza
24 Jazi aka Ghononreza Zandian Jazi ("Zandian") serve responses to the following Interrogatories
25 within thirty (30) days of service hereof. These Interrogatories are considered continuing and
26 therefore Zandian is required to supplement his answers whenever Zandian obtains different or
27 additional knowledge, information or belief relative to the Interrogatories.
28

1 **I. DEFINITIONS**

2 A. As used in these Interrogatories, unless otherwise specified, the terms "Zandian,"
3 "you," or "your" or "yourself" refers to Reza Zandian aka Golamreza Zandianjazi, aka
4 Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza
5 Zandian Jazi and any other aka.

6 B. As used in these Interrogatories, the terms "document," "documents," or
7 "documentation" refer to any and all tangible items or sources of information within the
8 meaning of Rule 34 of the Nevada Rules of Civil Procedure, whether original or non-identical
9 copies of such items, in both final and draft form, of every kind and nature whatsoever, that
10 are within your possession, custody or control, or that are known by you to exist. The terms
11 "document" or "documents" include, but are not limited to, all correspondence, memoranda,
12 records, notes, drafts, proposals, minutes of meetings, books, papers, drawings, telegrams,
13 logs, diaries, computer printouts, computations, ledgers, journals, purchase orders, bills of
14 lading, invoices, vouchers, checks, books of original entry and other books or records; all
15 studies, analyses, or other valuative or interpretive reports; recordings or memoranda of
16 conversations, or any other written, printed, typewritten or other graphic or photographic
17 matter or tangible thing on which any information is affixed; all mechanical, electronic, sound
18 or video recordings or transcripts thereof; all other magnetic recordings or matter existing in
19 any other machine readable form; and all information capable of being retrieved from a
20 computer.

21 C. As used in these Interrogatories, the terms "communicate" or "communications"
22 refer to all conversations, messages, correspondence, or contacts between any persons,
23 whether in person, in writing, by telephone, or by any other means.

24 D. As used in these Interrogatories, the terms "person" or "persons" refer to all
25 individuals, associations, partnerships, corporations, and any other business entities.

26 **II. GUIDELINES**

27 A. Whenever the phrase "state in detail" or "describe in detail" is used in these
28 Interrogatories, you are required to set forth every fact, consideration, factor, circumstance,

1 act, omission, event, transaction, occurrence, or statement which supports, refutes, concerns,
2 relates to, or refers to the matter about which information is sought.

3 B. Whenever the term "identify" or "identification" is used in these Interrogatories
4 with respect to an individual person, you are required to state: the full name of each such
5 person; his or her last known residential address; his or her last known business address; and
6 his or her present or last known job title, job description, and the dates during which the job
7 position was held. Once a person has been identified in an answer to an interrogatory, it shall
8 be sufficient thereafter when identifying that person merely to state his or her name.

9 C. Whenever the term "identify" or "identification" is used in these Interrogatories
10 with respect to any corporation, partnership, or business entity, you are required to state: its
11 present or last known full name; all of its previous registered and/or operating business names,
12 if any; its present or last known business address; and the nature of its business. Once a
13 corporation, partnership, or business entity has been identified in an answer to an
14 interrogatory, it shall be sufficient thereafter when identifying such entity merely to state its
15 name.

16 D. Whenever the term "identify" or "identity" or "identification" is used in these
17 Interrogatories with respect to a document or documents, you are required to:

- 18 (1) describe the type of document, e.g., letter, memorandum, report, diary,
19 chart, etc.;
- 20 (2) provide the date, if any, of the document;
- 21 (3) identify the author(s) of the document;
- 22 (4) identify each addressee appearing on the document;
- 23 (5) identify each recipient of the document or any copies of the document;
- 24 (6) describe the contents of the document;
- 25 (7) describe the present location of the document; and
- 26 (8) identify the person(s) having possession, control, or custody of the
27 document.
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1 If any such document was, but is no longer in your possession, custody or control, state
2 what disposition was made of it; and if such document was destroyed, or alleged to have been
3 destroyed, state the date of and reason for its destruction, the identity of each person having
4 knowledge of its destruction, and each person responsible for its destruction. For each
5 interrogatory that requests the identification of document(s), you may produce for inspection
6 and copying, true and correct copies of the document(s) as kept in the usual course of business,
7 organized and labeled to correspond with the categories in this request, all in accordance with
8 Rule 33(c) of the Nevada Rules of Civil Procedure, and such production of copies will be
9 accepted as complying with such request.

10 E. Should you deem any information requested by any of the following Interrogatories
11 to be privileged, you shall specify that a claim of privilege is being made, briefly state the
12 grounds on which the claim of privilege rests, and identify who is making the claim of
13 privilege.

14 **III. INTERROGATORIES**

15 **Interrogatory No. 1:**

16 Please describe in detail why on December 5, 2007, you signed and filed an assignment
17 of patent numbers 5,566,073, 5,904,724, 6,377,436 and 5,978,488 (the "patents") with the
18 United States Patent Office.

19 **Interrogatory No. 2:**

20 Please describe in detail whose idea it was to file the assignment of the patents with the
21 United States Patent Office on December 5, 2007.

22 **Interrogatory No. 3:**

23 If it was not your idea to file the assignment of the patents with the United States
24 Patent Office on December 5, 2007, then please describe in detail whose idea it was, including
25 the name(s) and contact information (address, phone number, email address, etc.) of anyone
26 involved in the decision making process.

27 **Interrogatory No. 4:**

28

1 Please describe in detail John Peter Lee Ltd's involvement in the December 5, 2007
2 assignment of the patents including but not limited to the following John Peter Lee Ltd
3 members: John Peter Lee, John C. Courtney, and Paul C. Ray.

4 **Interrogatory No. 5:**

5 Please describe in detail Greenberg Traurig LLP's involvement in the December 5,
6 2007 assignment of the patents, including but not limited to the following Greenberg Traurig
7 LLP members: Scott J. Bornstein, Allan A. Kassenoff, E. Jeffrey Walsh and Paul J. Sutton.

8 **Interrogatory No. 6:**

9 Please describe in detail whose credit card was used to pay for the December 5, 2007
10 assignment of the patents with the United States Patent Office, with the last four numbers of
11 the credit card being 1004 and the expiration date being 01/09; please include the name of the
12 credit card holder and why the credit card was used for the December 5, 2007 assignment of
13 the patents.

14 **Interrogatory No. 7:**

15 Please describe in detail who the officers and directors of Optima Technology
16 Corporation, a California Corporation, were at the time you filed the assignment of the patents
17 with the United States Patent Office on December 5, 2007.

18 **Interrogatory No. 8:**

19 Please describe in detail who the officers and directors of Optima Technology
20 Corporation, a Nevada Corporation, were at the time you filed the assignment of the patents
21 with the United States Patent Office on December 5, 2007.

22 **Interrogatory No. 9:**

23 Please describe in detail why John Peter Lee's name and address was associated with
24 and used for Optima Technology Corporation (NV) in the patents' assignment documents you
25 filed with the United States Patent Office on December 5, 2007.

26 **Interrogatory No. 10:**

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1 Please describe in detail what “Jed Margolin based on Power of Attorney, dated July
2 20, 2004 to: Optima Technology Corporation (CA)” means as detailed in the assignment of the
3 patents, dated December 5, 2007, attached hereto as Exhibit A.

4 **Interrogatory No. 11:**

5 Please describe in detail what the Power of Attorney, dated July 20, 2004 is, as detailed
6 on the assignment documents filed with the United States Patent Office on December 5, 2007
7 and how you obtained a copy of said Power of Attorney. See Exhibit A.

8 **Interrogatory No. 12:**

9 Please describe in detail the knowledge you had of the contract between Jed Margolin
10 and Optima Technology Group, a Cayman Islands Corporation, at the time you filed the
11 assignment of the patents on December 5, 2007.

12 **Interrogatory No. 13:**

13 Please describe in detail the licensing activity you engaged in regarding the patents
14 after you filed the assignment of the patents on December 5, 2007.

15 **Interrogatory No. 14:**

16 Please describe in detail any and all activities you engaged in regarding the patents
17 after you filed the assignment on December 5, 2007.

18 **Interrogatory No. 15:**

19 Please describe in detail all revenues derived from your activities related to the patents
20 after filing the assignment of the patents on December 5, 2007.

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AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED: July 16, 2012

WATSON ROUNDS

BY: /s/ Adam McMillen
Matthew D. Francis (6978)
Adam P. McMillen (10678)
5371 Kietzke Lane
Reno, NV 89511
Telephone: 775-324-4100
Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin

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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, **Plaintiff's First Set of Interrogatories to Reza Zandian**, addressed as follows:

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 92122

Dated: July 16, 2012

151
Carla Ousby

Exhibit 2

Exhibit 2

1 Matthew D. Francis (6978)
Adam P. McMillen (10678)
2 WATSON ROUNDS
5371 Kietzke Lane
3 Reno, NV 89511
Telephone: 775-324-4100
4 Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin
5

6
7 **In The First Judicial District Court of the State of Nevada**
8 **In and for Carson City**
9

10 **JED MARGOLIN, an individual,**

11 **Plaintiff,**

12 **vs.**

13 **OPTIMA TECHNOLOGY CORPORATION,**
a California corporation, **OPTIMA**
14 **TECHNOLOGY CORPORATION,** a Nevada
corporation, **REZA ZANDIAN**
15 **aka GOLAMREZA ZANDIANJAZI**
16 **aka GHOLAM REZA ZANDIAN**
aka REZA JAZI aka J. REZA JAZI
17 **aka G. REZA JAZI aka GHONONREZA**
ZANDIAN JAZI, an individual, DOE
18 **Companies 1-10, DOE Corporations 11-20,**
19 **and DOE Individuals 21-30,**

20 **Defendants.**

Case No.: 090C00579 1B

Dept. No.: 1

PLAINTIFF'S FIRST SET OF
REQUESTS FOR PRODUCTION OF
DOCUMENTS TO REZA ZANDIAN

21
22 Plaintiff Jed Margolin ("Margolin") Pursuant to Rules 26 and 34 of the Nevada Rules
23 of Civil Procedure, hereby requests that Defendant Reza Zandian aka Golamreza Zandianjazi,
24 aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza
25 Zandian Jazi ("Zandian") serve responses and documents to the following Requests for
26 Production within thirty (30) days of service hereof. These Requests are considered
27 continuing and therefore Zandian is required to supplement his responses and document
28

1 production whenever Zandian obtains different or additional knowledge, information or belief
2 relative to the Requests.

3 **I. DEFINITIONS AND GUIDELINES**

4 Margolin incorporates by reference the Definitions and Guidelines set forth in
5 Margolin's First Set of Interrogatories to Reza Zandian.

6 **II. DOCUMENT REQUESTS**

7 **REQUEST NO. 1:**

8 Any and all documents identified in and/or supporting your responses to Plaintiff's first
9 set of interrogatories served upon you.

10 **REQUEST NO. 2:**

11 Please provide a complete copy of any and all documents, correspondence,
12 memoranda, electronic email and attachments containing or referring to communications
13 between yourself and NASA.

14 **REQUEST NO. 3:**

15 Please provide a complete copy of any and all documents, correspondence,
16 memoranda, electronic email communications between yourself and the law firm of Greenberg
17 Traurig LLP including the following Greenberg Traurig LLP members:

18 Scott J. Bornstein

19 Allan A. Kassenoff

20 E. Jeffrey Walsh

21 Paul J. Sutton

22 **REQUEST NO. 4:**

23 Please provide a complete copy of any and all documents, correspondence,
24 memoranda, electronic email and attachments containing or referring to communications
25 between yourself and the law firm of John Peter Lee Ltd (Las Vegas) including, but not
26 limited to, the following John Peter Lee Ltd members:

27 John Peter Lee

28 John C. Courtney

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Paul C. Ray

REQUEST NO. 5:

Please provide a complete copy of any and all documents, correspondence, memoranda, electronic email and attachments containing or referring to communications between yourself and the law firm of Chandler Udall Law Firm LLP, Udall Law Firm LLP, Udall Law IP LLP (all in Arizona) including but not limited to the following:

- Edward Moomjian II
- Jeanna Chandler Nash
- Ryan Redmon

REQUEST NO. 6:

Please provide a complete copy of any and all documents, correspondence, memoranda, electronic email and attachments containing or referring to communications between yourself and the United States Patent Office (“PTO”) regarding the December 5, 2007 assignment of patents you filed with the PTO relating to patent numbers 5,566,073, 5,904,724, 6,377,436 and 5,978,488 (the “patents”).

REQUEST NO. 7:

Please provide a complete copy of any and all documents, correspondence, memoranda, electronic email and attachments containing or referring to communications between you and any other person or entity relating to the patents.

REQUEST NO. 8:

Please provide a complete copy of any and all documents, correspondence, memoranda, electronic email and attachments containing or referring to communications between you and any other person or entity relating to the licensing of the patents.

REQUEST NO. 9:

Please provide a complete copy of any and all documents related to all revenues derived from your activities related to the patents after filing the assignment of the patents on December 5, 2007.

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AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED: July 16, 2012

WATSON ROUNDS

BY: /s/ Adam McMillen
Matthew D. Francis (6978)
Adam P. McMillen (10678)
5371 Kietzke Lane
Reno, NV 89511
Telephone: 775-324-4100
Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin

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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, **Plaintiff's First Set of Requests for Production of Documents Interrogatories to Reza Zandian**, addressed as follows:

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 92122

Dated: July 16, 2012

15/
Carla Ousby

Exhibit 3

Exhibit 3

1 Matthew D. Francis (6978)
Adam P. McMillen (10678)
2 WATSON ROUNDS
5371 Kietzke Lane
3 Reno, NV 89511
Telephone: 775-324-4100
4 Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin

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6
7 **In The First Judicial District Court of the State of Nevada**
8 **In and for Carson City**
9

10 **JED MARGOLIN, an individual,**

11 **Plaintiff,**

12 **vs.**

13 **OPTIMA TECHNOLOGY CORPORATION,**
14 **a California corporation, OPTIMA**
TECHNOLOGY CORPORATION, a Nevada
15 **corporation, REZA ZANDIAN**
16 **aka GOLAMREZA ZANDIANJAZI**
aka GHOLAM REZA ZANDIAN
17 **aka REZA JAZI aka J. REZA JAZI**
aka G. REZA JAZI aka GHONONREZA
18 **ZANDIAN JAZI, an individual, DOE**
19 **Companies 1-10, DOE Corporations 11-20,**
and DOE Individuals 21-30,

20 **Defendants.**

Case No.: 090C00579 1B

Dept. No.: 1

PLAINTIFF'S FIRST SET OF
REQUESTS FOR ADMISSIONS TO
REZA ZANDIAN

21
22 Pursuant to NRCP 26 and NRCP 36, Plaintiff Jed Margolin ("Margolin") hereby
23 requests that Defendant Reza Zandian aka Golamreza Zandianjazi, aka Gholam Reza Zandian
24 aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza Zandian Jazi ("Zandian")
25 serve responses to the following Requests for Admission within thirty (30) days of service
26 hereof. These Requests are considered continuing and therefore Zandian is required to
27 supplement his responses whenever Zandian obtains different or additional knowledge,
28 information or belief relative to the Requests for Admissions.

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I. DEFINITIONS

A. As used in these Interrogatories, unless otherwise specified, the terms "Zandian," "you," or "your" refers to Reza Zandian aka Golamreza Zandianjazi, aka Gholam Reza Zandian aka Reza Jazi aka J. Reza Jazi aka G. Reza Jazi aka Ghononreza Zandian Jazi and any other aka.

B. As used in these Requests, the terms "document," "documents," or "documentation" refer to any and all tangible items or sources of information within the meaning of Rule 34 of the Nevada Rules of Civil Procedure, whether original or non-identical copies of such items, in both final and draft form, of every kind and nature whatsoever, that are within your possession, custody or control, or that are known by you to exist. The terms "document" or "documents" include, but are not limited to, all correspondence, memoranda, records, notes, drafts, proposals, minutes of meetings, books, papers, drawings, telegrams, logs, diaries, computer printouts, computations, ledgers, journals, purchase orders, bills of lading, invoices, vouchers, checks, books of original entry and other books or records; all studies, analyses, or other valuative or interpretive reports; recordings or memoranda of conversations, or any other written, printed, typewritten or other graphic or photographic matter or tangible thing on which any information is affixed; all mechanical, electronic, sound or video recordings or transcripts thereof; all other magnetic recordings or matter existing in any other machine readable form; and all information capable of being retrieved from a computer.

C. As used in these Requests, the terms "communicate" or "communications" refer to all conversations, messages, correspondence, or contacts between any persons, whether in person, in writing, by telephone, or by any other means.

D. As used in these Requests, the terms "person" or "persons" refer to all individuals, associations, partnerships, corporations, and any other business entities.

II. GUIDELINES

1. Each matter is admitted unless, within 30 days after service of this request, Zandian serves a written answer or objection addressed to the matter.

1 Admit that you falsely represented to the United States Patent Office that “Jed
2 Margolin based on a Power of Attorney dated July 20, 2004 to: Optima Technology
3 Corporation (CA)” was conveying its rights to the patents to Optima Technology Corporation
4 (NV). See Exhibit A.

5 **REQUEST FOR ADMISSION NO. 3:**

6 Admit that you knew when you submitted the assignment of the patents on December
7 5, 2007 that you did not have the power or the authority to assign the patents to Optima
8 Technology Corporation (NV) and therefore you knew your representation to the United States
9 Patent Office was false.

10 **REQUEST FOR ADMISSION NO. 4:**

11 Admit that when you filed the assignment for the patents on December 5, 2007 that
12 you intended to fraudulently induce the United States Patent Office to record the assignment of
13 the patents.

14 **REQUEST FOR ADMISSION NO. 5:**

15 Admit that by fraudulently signing and filing the assignment of the patents with the
16 United States Patent Office on December 5, 2007, you wrongfully exerted dominion over the
17 patents and thereby knowingly deprived Jed Margolin of his rights and use of the patents.

18 **REQUEST FOR ADMISSION NO. 6:**

19 Admit that you knew you were unjustified in signing and filing the assignment of the
20 patents with the United States Patent Office on December 5, 2007.

21 **REQUEST FOR ADMISSION NO. 7:**

22 Admit that you knew that by filing the December 5, 2007 patents’ assignment with the
23 United States Patent Office that you would interfere with Jed Margolin’s patent rights,
24 including the royalties due to him under the patents.

25 **REQUEST FOR ADMISSION NO. 8:**

26 Admit that at the time you signed and filed the assignment of patents with the United
27 States Patent Office on December 5, 2007, you knew Jed Margolin had a valid contract with
28

1 Optima Technology Group where Optima Technology Group promised to pay Jed Margolin
2 patent royalties to Jed Margolin based on the license of the 5,566,073 and 5,904,724 patents.

3 **REQUEST FOR ADMISSION NO. 9:**

4 Admit intentionally filed the assignment of the patents on December 5, 2007 with the
5 United States Patent Office with the intent and design to disrupt and interfere with the
6 contractual relationship that Jed Margolin had with Optima Technology Group.

7 **REQUEST FOR ADMISSION NO. 10:**

8 Admit that you were aware of Jed Margolin's prospective business relations with
9 licensees of the patents.

10 **REQUEST FOR ADMISSION NO. 11:**

11 Admit that you purposely, willfully and improperly attempted to induce Jed Margolin's
12 prospective licensees to refrain from engaging in business with Jed Margolin.

13 **REQUEST FOR ADMISSION NO. 12:**

14 Admit that on and after December 5, 2007 you purposely, willfully and improperly
15 induced Jed Margolin's prospective licensees to refrain from engaging in business with Jed
16 Margolin.

17 **REQUEST FOR ADMISSION NO. 13:**

18 Admit that on December 5, 2007 you wrongfully obtained record title to the patents,
19 without any justification.

20 **REQUEST FOR ADMISSION NO. 14:**

21 Admit that on December 5, 2007 you knew and were aware that record title to the
22 patents was valuable and that there were benefits to be derived from having record title.

23 **REQUEST FOR ADMISSION NO. 15:**

24 Admit that you unjustly benefitted from the use of the patents, which were the property
25 of Jed Margolin, and you did not compensate Jed Margolin for such wrongful use.

26 **REQUEST FOR ADMISSION NO. 16:**

27 Admit that by filing the December 5, 2007 assignment of the patents that you
28 knowingly and intentionally interfered with the business relationships of Jed Margolin without

1 any consent or authority from Jed Margolin.

2 **REQUEST FOR ADMISSION NO. 17:**

3 Admit that you intentionally interfered with and disrupted Jed Margolin's contract with
4 Optima Technology Group.

5 **REQUEST FOR ADMISSION NO. 18:**

6 Admit that you knowingly and intentionally made false representations to the United
7 States Patent Office regarding the assignment of the patents on December 5, 2007 and
8 therefore you knowingly and willfully committed unfair and deceptive trade practices under
9 NRS 598.0915 et seq.

10 **AFFIRMATION PURSUANT TO NRS 239B.030**

11 The undersigned does hereby affirm that the preceding document does not contain the
12 social security number of any person.

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DATED: July 16, 2012

WATSON ROUNDS

BY: /s/ Adam McMillen
Matthew D. Francis (6978)
Adam P. McMillen (10678)
5371 Kietzke Lane
Reno, NV 89511
Telephone: 775-324-4100
Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin

Exhibit 4

Exhibit 4

September 10, 2012

MICHAEL D. ROUNDS ¹
MATTHEW D. FRANCIS ²

ARTHUR A. ZORIO ¹
RYAN E. JOHNSON
MATTHEW G. HOLLAND
ADAM P. McMILLEN ²
ADAM YOWELL ¹
STEVEN CALOJARO ¹

OF COUNSEL-
KELLY G. WATSON ¹
MARC D. FOODMAN ^{1,3}
STEVEN T. POLIKALAS ^{1,4}

¹ Also licensed in California
² Also licensed in Utah
³ Also licensed in Massachusetts
⁴ Also licensed in Tennessee

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Las Vegas, Nevada 89135
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vegasinfo@watsonrounds.com

One Embarcadero Center
Suite 4100
San Francisco, CA 94111
(415) 243-4090
Fax (415) 243-0226
sfinfo@watsonrounds.com

www.watsonrounds.com

Reply to: Reno 1

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 92122

Re: *Margolin v. Zandian, et al.*
First Judicial District Court, Case No. 090C00579 1B

Dear Mr. Zandian:

On July 16, 2012, we served you with Plaintiff's First Set of Requests for Admission. Your responses to those requests were due on or before August 20, 2012. However, you have not yet responded. "The sanction for failure to serve timely answers or objections to requests for admissions is that all matters in the request are deemed admitted." *Wagner v. Carex Investigations & Sec. Inc.*, 93 Nev. 627, 630, 572 P.2d 921, 923 (1977).

Also, on July 16, 2012, we served you with Plaintiff's First Set of Interrogatories. Since you did not respond to the interrogatories, any objections to the interrogatories are deemed waived. *See* NRCP 33(b)(4). In addition, as the requesting party, we "may seek an order compelling discovery if the other party 'fails to answer an interrogatory submitted under Rule 33.'" *United States v. Parker*, 2:08-CV-01200-LDG, 2011 WL 5325475 (D. Nev. 2011) (*citing* Rule 37(a)(3)(B)(iii)). "An evasive or incomplete response must be treated as a failure to respond." *Id.* (*citing* Rule 37(a)(4)).

Also, on July 16, 2012, we served you with Plaintiff's First Set of Requests for Production of Documents. You did not respond to these requests either. "Rule 34 permits each party to serve the opposing party with document requests, and states that the party 'to whom the request is directed must respond in writing within 30 days after being served,' unless the parties stipulate or the court permits a shorter or longer time period." *Haddad v. Interstate Mgmt. Co., LLC*, 2:11-CV-01265-PMP, 2012 WL 398764 (D. Nev. 2012) (*citing* Fed. R. Civ. P. 34(a) and (b)(2)(A)). "If a party fails to file timely objections to [discovery] requests, such failure constitutes a waiver of any objections which a party might have to the requests." *Ramirez v. County of Los Angeles*, 231 F.R.D. 407, 409 (C.D. Cal. 2005) (*quoting* *Krewson v. City of Quincy*, 120 F.R.D. 6, 7 (D. Mass 1988)); *see also Richmark Corp v. Timber Falling Consultants*, 959 F.2d 1468, 1473 (9th Cir. 1992) (holding that the "failure to object to



Reza Zandian
September 10, 2012
Page 2

discovery requests within the time required constitutes a waiver of any objection.").

It is hereby demanded that you respond, without objection, to the requests for admissions, the requests to produce documents (including the actual production of documents), and the interrogatories no later than September 17, 2012. If you do not provide proper responses to these requests by September 17, 2012, we will be forced to immediately file a motion to compel such responses. *See* Rule 37(a)(3)(B)(iii) and (iv).

Please call me with any questions.

Sincerely,

Adam P. McMillen

WATSON ROUNDS
A Professional Corporation

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ALAN GLOVER
BY ~~ALAN GLOVER~~ CLERK
DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

JED MARGOLIN, an individual,
Plaintiff,
vs.
OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN
aka GOLAMREZA ZANDIANJAZI
aka GHOLAM REZA ZANDIAN
aka REZA JAZI aka J. REZA JAZI
aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,
Defendants.

Case No.: 090C00579 1B
Dept. No.: 1

ORDER GRANTING PLAINTIFF'S
MOTION FOR SANCTIONS UNDER
NRC 37

On December 14, 2012, Plaintiff filed his motion for an Order striking the General Denial
of Defendant REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA
ZANDIAN aka REZA JAZI aka J. REZA JAZI aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI ("Zandian") and awarding Margolin his fees and costs incurred in bringing this
Motion. No opposition has been filed.

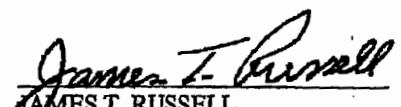
Based on the foregoing and good cause appearing,

IT IS HEREBY ORDERED that Plaintiff's motion for sanctions under NRC 37 is
granted;


1 IT IS FURTHER ORDERED that the General Denial filed by Zandian on or about March
2 5, 2012 is stricken; and

3 IT IS FURTHER ORDERED that Plaintiff shall be awarded his fees and costs incurred
4 his motion, and file an application for fees and a memorandum of costs relating to his motion.

5 Dated this 14th day of January, 2013.

7 
8 JAMES T. RUSSELL
9 DISTRICT COURT JUDGE

10 Respectfully Submitted,
11 WATSON ROUNDS

12 
13 _____
14 Matthew D. Francis
15 Adam P. McMillen
16 5371 Kietzke Lane
17 Reno, NV 89511
18 Telephone: (775) 324-4100
19 Facsimile: (775) 333-8171

20 Attorneys for Plaintiff

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REC'D & FILED

2013 JAN 17 AM 11:39

ALAN GLOVER
BY *Alan Glover* CLERK
DEPUTY

1 Matthew D. Francis (6978)
Adam P. McMillen (10678)
2 WATSON ROUNDS
5371 Kietzke Lane
3 Reno, NV 89511
Telephone: 775-324-4100
4 Facsimile: 775-333-8171
Attorneys for Plaintiff Jed Margolin

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7 **In The First Judicial District Court of the State of Nevada**
8 **In and for Carson City**
9

10 JED MARGOLIN, an individual,
11 Plaintiff,

Case No.: 090C00579 1B

12 vs.

Dept. No.: 1

13 OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
14 TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN
15 aka GOLAMREZA ZANDIANJAZI
16 aka GHOLAM REZA ZANDIAN
aka REZA JAZI aka J. REZA JAZI
17 aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE Companies
18 1-10, DOE Corporations 11-20, and DOE
19 Individuals 21-30,

NOTICE OF ENTRY OF ORDER

20 Defendants.

21 TO: All parties:

22 **PLEASE TAKE NOTICE** that on January 15, 2013, the Court entered its Order
23 Granting Plaintiff's Motion for Sanctions Under NRCP 37 in the above-referenced matter.
24 Attached as Exhibit 1 is a true and correct copy of such Order, filed January 15, 2013.

25 **Affirmation Pursuant to NRS 239B.030**

26 The undersigned does hereby affirm that the preceding document does not contain the

27 ///

28 ///

1 social security number of any person.

2 DATED: January 16, 2013.

WATSON ROUNDS

3
4 By: 

5 Matthew D. Francis

6 Adam P. McMillen

7 Watson Rounds

8 5371 Kietzke Lane

9 Reno, NV 89511

10 Attorneys for Plaintiff Jed Margolin

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CERTIFICATE OF SERVICE

Pursuant to NRC 5(b), I certify that I am an employee of Watson Rounds, and that on this date, I deposited for mailing, in a sealed envelope, with first-class postage prepaid, a true and correct copy of the foregoing document, **Notice of Entry of Order**, addressed as follows:

Reza Zandian
8775 Costa Verde Blvd.
San Diego, CA 92122

Reza Zandian
8775 Costa Verde Blvd, Apt. 501
San Diego, CA 92122

Alborz Zandian
9 Almanzora
Newport Beach, CA 92657-1613

Dated: January 16, 2013



Nancy R. Lindsley

Exhibit 1

Exhibit 1

REC'D & FILED

2013 JAN 15 AM 10:44

ALAN GLOYER

BY ~~ALAN GLOYER~~ CLERK
DEPUTY

In The First Judicial District Court of the State of Nevada

In and for Carson City

JED MARGOLIN, an individual,

Plaintiff,

vs.

OPTIMA TECHNOLOGY CORPORATION,
a California corporation, OPTIMA
TECHNOLOGY CORPORATION, a Nevada
corporation, REZA ZANDIAN
aka GOLAMREZA ZANDIANJAZI
aka GHOLAM REZA ZANDIAN
aka REZA JAZI aka J. REZA JAZI
aka G. REZA JAZI aka GHONONREZA
ZANDIAN JAZI, an individual, DOE
Companies 1-10, DOE Corporations 11-20,
and DOE Individuals 21-30,

Defendants.

Case No.: 090C00579 1B

Dept. No.: 1

ORDER GRANTING PLAINTIFF'S
MOTION FOR SANCTIONS UNDER
NRC 37

On December 14, 2012, Plaintiff filed his motion for an Order striking the General Denial of Defendant REZA ZANDIAN aka GOLAMREZA ZANDIANJAZI aka GHOLAM REZA ZANDIAN aka REZA JAZI aka J. REZA JAZI aka G. REZA JAZI aka GHONONREZA ZANDIAN JAZI ("Zandian") and awarding Margolin his fees and costs incurred in bringing this Motion. No opposition has been filed.

Based on the foregoing and good cause appearing,

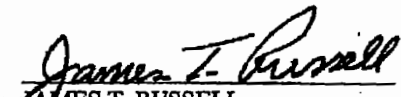
IT IS HEREBY ORDERED that Plaintiff's motion for sanctions under NRC 37 is granted;

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IT IS FURTHER ORDERED that the General Denial filed by Zandian on or about March 5, 2012 is stricken; and

IT IS FURTHER ORDERED that Plaintiff shall be awarded his fees and costs incurred his motion, and file an application for fees and a memorandum of costs relating to his motion.

Dated this 14th day of January, 2013.


JAMES T. RUSSELL
DISTRICT COURT JUDGE

Respectfully Submitted,

WATSON ROUNDS



Matthew D. Francis
Adam P. McMillen
5371 Kietzke Lane
Reno, NV 89511
Telephone: (775) 324-4100
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Attorneys for Plaintiff