Electronically Filed 5/13/2019 12:58 PM Steven D. Grierson CLERK OF THE COURT

MICHAEL D. RAWLINS, ESQ. Nevada Bar No. 5467

## **SMITH & SHAPIRO, PLLC**

3333 E. Serene, Ste. 130 Henderson, Nevada 89074 Telephone: (702) 318-5033 Facsimile: (702) 318-5034 mrawlins@smithshapiro.com Attorney for Judgment Creditor

### **DISTRICT COURT**

## **CLARK COUNTY, NEVADA**

HERO PROP, LLP, a Nevada limited liability partnership

CASE NO.: A-19-794684-F

DEPT. NO.: 11

Judgment Creditor,

## FILING OF FOREIGN JUDGMENT

v.

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PROPWORX, INC., a Georgia Corporation, and ALEC PETERS, JR. and individual

Judgment Debtors.

Plaintiff and Judgment Creditor Hero Prop, LLP, pursuant to NRS 17.350, files the attached exemplified copy of a foreign judgment, together with an exemplified copy of the Acknowledgement of Assignment of Judgment.

Dated this 13th day of May, 2019.

## **SMITH & SHAPIRO, PLLC**

/s/ Michael D. Rawlins Michael D. Rawlins, Esq. Nevada Bar No. 5467 3333 E. Serene Ave., Suite 130 Henderson, Nevada 89074 Attorney for Judgment Creditor

PLAINTIFF: PROPWORX, INC., a Georgia corporation; and ALEC PETERS, JR., an individual DEFENDANT: ORIGINAL PROP BLOG, LLC, a California Limited Liability Company; JAMES DEBORD, an individual; and DOES 1 through 25, inclusive	SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE  JUSTICE CENTER:  ☐ Central - 700 Civic Center Dr. West, Santa Ana, CA 92701-4045  ☐ Civil Complex Center - 751 W. Santa Ana Blvd., Santa Ana, CA 92701-4512  ☐ Harbor-Laguna Hills Facility - 23141 Moulton Pkwy., Laguna Hills, CA 92653-1251  ☐ Harbor-Newport Beach Facility - 4601 Jamboree Rd., Newport Beach, CA 92660-259  ☐ Lamoreaux - 341 The City Drive, Orange, CA 92868-3205  ☐ North - 1275 N. Berkeley Ave., P. O. Box 5000, Fullerton, CA 92838-0500  ☐ West - 8141 13 <sup>th</sup> Street, Westminster, CA 92683-4593	95
CASE NI IMPER	DEFENDANT: ORIGINAL PROP BLOG, LLC, a California Limited Liability Co	•
David H Yamasaki, Executive Officer and Clerk of the Superior Court of California, County of Orange, which is a court	EXEMPLIFICATION OF COURT RECORD	

I, David H Yamasaki, Executive Officer and Clerk of the Superior Court of California, County of Orange, which is a court having a seal, do certify and attest that the attached document consisting of 5 page(s) is a true and correct copy of the original record in this Court.

Date Filed:	Document:
NOV 14, 2011///////////////////////////////////	ORDER AWARDING ATTORNEY'S FEES AND COSTS TO ORIGINAL PROP BLOG, LLC, A PREVAILING PARTY CO-DEFENDANT(END)////////////////////////////////////
///////////////////////////////////////	



Marid H Gameshe

Clerk of the Superior Court

Date: May 3, 2019

Prepared by:\_James A. Rice\_\_\_

I, the undersigned, a judge of the above-named court, certify that David H Yamasaki, who is named above, is the Clerk of the above-named court, having a seal, which is affixed above; that this person is the proper officer of the court authorized by law to execute the same; that the Clerk's signature is genuine; and that the attestation is in due form according to the laws of the State of California.



Date: May 3, 2019

KIRK H. NAKAMURA, JUDICIAL OFFICER

Paul J. Derania, Attorney at Law (Cal Bar # 113758) Law Office of Paul J. Derania 510 North Third Street San Jose, California 95112 3 Telephone: (408) 288 - 5505 4 Facsimile: (408) 977 - 1556 5 Attorney for Co-Defendant: 6 ORIGINAL PROP BLOG, LLC, a California limited liability company 510 NORTH THIRD STREET • SAN JOSE, CALIFORNIA 95112 • (408) 289-5505 TELFAX (408) 977-1556 8 SUPERIOR COURT OF CALIFORNIA 9 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER 10 11 PROPWORX, INC., a Georgia CASE NUMBER: 30 - 2010 - 00375609 - CU - DF - CJC corporation; and ALEC PETERS, JR., 13 an individual. ORDER AWARDING ATTORNEY'S 14 FEES AND COSTS TO ORIGINAL Plaintiffs, PROP BLOG, LLC, A PREVAILING 15 PARTY CO-DEFENDANT 16 ORIGINAL PROP BLOG, LLC, a [C. C. P. § 425.16 – Anti - SLAPP] 17 California limited liability company; 18 Hearing Date: 09/13/2011 JAMES DeBORD, an individual; and Department: C 14 DOES 1 through 25, inclusive, 19 : Hon. Franz E. Miller Judge 20 Defendants. 21 The motion of co-defendant, Original Prop Blog, LLC, a California limited liability 22 company, for an award of attorney's fees and costs as a prevailing party-defendant came on 23 24 regularly for hearing on September 13, 2011, at 1:30 p.m. in Department C 14 of the above-25 entitled court, the Honorable Franz E. Miller, Judge of the Superior Court, presiding. 26 The court's tentative ruling was posted the day prior to the hearing, and no party 27

Page 1 of 3

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Order Awarding Atty's Fees and Costs

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appeared or otherwise opposed the court's tentative ruling. There having been no opposition nor any appearance by any of the parties at the hearing on the instant motion, and also for good cause showing that the court's tentative ruling ought be confirmed and adopted, the court's tentative ruling is confirmed and adopted pursuant to the court's Minute Order. A copy of the court's Minute Order is attached hereto and incorporated herein by reference.

Based on the foregoing, co-defendant, Original Prop Blog, LLC is awarded its attorney's fees in the sum of \$13,100.00. Also, case costs are awarded to Original Prop Blog, LLC in the sum of \$540.00. Plaintiffs/appellants herein may stay payment of the award on condition of posting of bond. *Dowling v. Zimmerman* (2001) 85 Cal App 4<sup>th</sup> 1400

Approved pursuant to Cal. Rules of Court, Rule 3.1312

Miller Barondess, LLP

Dated:

Erik Syverson, Attorney at Law Counsel for plaintiffs

Dated: ///////

Law Office of Powers and Miller, P. C.

John Sciacca, Attorney at Law Counsel for co-defendant:

Jason DeBord

Court's signature on following page.

Order Awarding Atty's Fees and Costs

Page 2 of 3

510 NORTH THIRD STREET · SAN JOSE, CALIFORNIA 95112 · (408) 288-5505 TELFAX (408) 977-1556

G. Doramia

Dated: \\\

IT IS SO ORDERED.

30.2011-00375609 Propwork, Inc US Original Prop Blog UC

Honorable Franz B. Miller
Judge of the Superior Court

Order Awarding Atty's Fees and Costs

Page 3 of 3

## SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE CENTRAL JUSTICE CENTER

#### MINUTE ORDER

DATE: 09/13/2011

TIME: 01:30:00 PM

DEPT: C14

JUDICIAL OFFICER PRESIDING: Franz E. Miller

CLERK: Stacie Turner

REPORTER/ERM: Janet Taylor - CSR#9463 CSR# 9463

BAILIFF/COURT ATTENDANT: Jodi Roa

CASE NO: 30-2010-00375609-CU-DF-CJC CASE INIT.DATE: 05/25/2010

CASE TITLE: Propworx, Inc. vs. Original Prop Blog, LLC

EVENT ID/DOCUMENT ID: 71290806,86847647

**EVENT TYPE: Motion for Attorney Fees** 

MOVING PARTY: Jason DeBord

CAUSAL DOCUMENT/DATE FILED: Motion for Attorney Fees, 06/08/2011

EVENT ID/DOCUMENT ID: 71290808,86848794

**EVENT TYPE**: Motion for Attorney Fees MOVING PARTY: Original Prop Blog, LLC

CAUSAL DOCUMENT/DATE FILED: Motion for Attorney Fees, 06/08/2011

#### **APPEARANCES**

#### None

Tentative Ruling posted on the Internet as follows:

Grant both and consider stay upon posting of bond; Prop Blog memorandum of costs is unopposed.

Reasoning: Some reduction for each for work not related to SLAPP; stay requires posting of bond (Dowling 85 A4 1400).

The Tentative Ruling was accepted and no appearance was requested.

The Court confirms the tentative ruling as follows:

Motion for Attorney Fees and Costs filed by Jason Debord is granted in the amount of \$14,196.

Motion for Attorney Fees and Costs filed by Original Prop Blog is granted in the amount of \$13,100.

Stay denied without prejudice.

DATE: 09/13/2011

DEPT: C14

MINUTE ORDER

Page 1 Calendar No. 510 NORTH THIRD STREET • SAN JOSE, CALIFORNIA 95112 • (408) 288-5505 TELFAX (408) 977-1556

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VS OVISITAL Prop Blogue

## PROOF OF SERVICE BY MAIL

I, the undersigned, state:

That I am now and at all time herein mentioned have been over the age of the property years, and employed in Santa Clara County, California, and not a party to the within action or cause; that my business address is 510 North Third Street, San Jose, California, 95112; and that I served a copy of the following documents in the above-captioned action:

## On behalf of Co-Defendant: Original Prop Blog, LLC:

Order Awarding Attorney's Fees And Costs To Original Prop Blog, LLC, A Prevailing Co-Defendant, with Proof of Service by Mail re: Propworx, Inc., et al., vs. Original Prop Blog, LLC, et al., Superior Court, County of Orange, Case No. 30-2010 - 00375609-CU-DF-CJC

by placing said copy in an envelope addressed as follows:

Erik Syverson, Attorney at Law MILLER BARONDESS, LLP 1999 Avenue of the Stars, Suite 1000 Los Angeles, California 90067 Counsel for Plaintiffs

John Sciacca, Attorney at Law Powers & Miller, P. C. 2180 Harvard Street, Suite 200 Sacramento, California 95815 Counsel for Co-defendant: Jason DeBord

which each envelope was sealed and, with postage fully prepaid thereon, and on October 11, 2011, deposited in the United States mail at San Jose, California; that there is delivery service by United States mail at each place so addressed.

I declare under penalty of perjury according to the laws of the State of California that the foregoing is true and correct.

Dated: October 11, 2011

IRGINIA GUTIERAEZ

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE JUSTICE CENTER:  Central - 700 Civic Center Dr. West, Santa Ana, CA 92701-4045  Civil Complex Center - 751 W. Santa Ana Blvd., Santa Ana, CA 92701-4512  Harbor-Laguna Hills Facility - 23141 Moulton Pkwy., Laguna Hills, CA 92653-1251  Harbor-Newport Beach Facility - 4601 Jamboree Rd., Newport Beach, CA 92660-258  Lamoreaux - 341 The City Drive, Orange, CA 92868-3205  North - 1275 N. Berkeley Ave., P. O. Box 5000, Fullerton, CA 92838-0500  West - 8141 13 <sup>th</sup> Street, Westminster, CA 92683-4593	95
PLAINTIFF: PROPWORX, INC., a Georgia corporation; and ALEC PETERS, DEFENDANT: ORIGINAL PROP BLOG, LLC, a California Limited Liability Corand DOES 1 through 25, inclusive	·
EXEMPLIFICATION OF COURT RECORD	CASE NUMBER 30-2010-00375609-CU-DF-CJC
David H Yamasaki, Executive Officer and Clerk of the Superior Court of California	rnia County of Orange which is a court

I, David H Yamasaki, Executive Officer and Clerk of the Superior Court of California, County of Orange, which is a court having a seal, do certify and attest that the attached document consisting of 3 page(s) is a true and correct copy of the original record in this Court.

Date Filed:	Document:
APR 11, 2019////////////////////////////////////	ACKNOWLEDGMENT OF ASSIGNMENT OF JUDGMENT(END)////////////////////////////////////
///////////////////////////////////////	



Clerk of the Superior Court

Mand H Genrale

Date: May 3, 2019

Prepared by: \_James A. Rice Initials:

I, the undersigned, a judge of the above-named court, certify that David H Yamasaki, who is named above, is the Clerk of the above-named court, having a seal, which is affixed above; that this person is the proper officer of the court authorized by law to execute the same; that the Clerk's signature is genuine; and that the attestation is in due form according to the laws of the State of California.



Date: May 3, 2019

KIRK H. NAKAMURA, JUDICIAL OFFICER

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L-1062 (Rev. September 8, 2008)

LAW OFFICE OF PAUL J. DERANIA 1631 WILLOW STREET, SUITE 100	SAN JOSE, CA 95125
--	--------------------

(408) 288-5505

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Paul J. Derania, Attorney at Law (SBN: 113758) LAW OFFICE OF PAUL J. DERANIA 1631 Willow Street, Suite 100 San Jose, California 95125 Telephone: (408) 288 – 5505 Facsimile: (408) 266 – 1859

ELECTRONICALLY FILED Superior Court of California, County of Orange **04/11/2019** at 11:03:00 AM

Clerk of the Superior Court By Anh Dang, Deputy Clerk

# SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE UNLIMITED CIVIL JURISDICTION

PROPWORX, INC., a Georgia corporation; and ALEC PETERS, JR., an individual,

Plaintiffs,

vs.

ORIGINAL PROP BLOG, LLC, a California limited liability company; JAMES DEBORD, an individual; and DOES 1 through 25, inclusive,

Defendants.

Case No. 30-2010-00375609-CU-DF-CJC

#### **ACKNOWLEDGMENT OF** ASSIGNMENT OF JUDGMENT

[Cal. Code Civ. Proc. §§ 673 and 681.020; Cal. Civ. Code § 954.5]

1, JASON DEBORD, as owner and authorized representative of Original Prop Blog, LLC, hereby sell, transfer and assign to Hero Prop, LLP all right, title and interest in the Order Awarding Attorney's Fees and Costs to Original Prop Blog, LLC, entered on November 14, 2011, in its favor and against Propworx, Inc. and Alec Peters, Jr. in the Superior Court of California, County of Orange, Case No. 30-2010-00375609-CU-DF-CJC. I hereby further verify and warrant that the Order Awarding Attorney's Fees and Costs to Original Prop Blog, LLC, entered on November 14, 2011, is valid and enforceable and the entire amount of \$ 13,640.00 is unpaid, due and owing plus court costs and interest accrued at the legal rate of 10% per annum from the date of judgment to the date of satisfaction.

I hereby further state that the name and address of the judgment creditor is: Original

Page 1

## ALL-PURPOSE ACKNOWLEDGMENT

notary public or other officer completer extificate verifies only the identity of the state of t	ting this
ndividual who signed the document to	which this
ertificate is attached, and not the truth ccuracy, or validity of that document.	nfulness,
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State of California	}
County of El Dorado	
On Feb 23, 2019 before me, Jose	eph M. Henderson, Notary Public
	Here Insert Name and Title of the Officer
personally appeared <u>Jasim D</u>	Name(s) of Signer(s)
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JOSEPH M. HENDERSON COMM. #2142560 Notary Public · California & El Dorado County Comm. Expires Feb 12, 2020	subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.  I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.
	WITNESS my hand and official seal.
	Signature: Augmitter
Place Notary Seal and/or Stamp Above	/ / Signature of Notary Public
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