

Code: 3370

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

LAWRENCE GARVEY, an individual; and
ROBERT PAYTON, an individual,

Plaintiffs,

v.

CLUB TAHOE RESORT OWNERS'
ASSOCIATION, INC., a Nevada non-profit
corporation; KEITH WILSON, GLORIA DEALBA;
DONALD WALL; ROBERT VERMELTOORT;
CHRISTINA BECKER ; KEITH OGDEN AND
MARK PEARL (Association Board Members Sued
In Their Individual Capacities); and DOES 1 through
10, inclusive and ROE CORPORATIONS I through
X, inclusive,

Defendants.

Case No.: CV25-02319

Dept. No.: 9

ORDER SETTING HEARING

The Court is in receipt of Defendants CLUB TAHOE RESORT OWNERS' ASSOCIATION, INC. (hereafter "The Association") and its BOARD OF DIRECTORS, DEFENDANTS KEITH WILSON, GLORIA DEALBA, DONALD WALL, MARC PEARL, AND ROBERT VERMELTOORT (hereafter the "Board") (collectively "the Defendants") *Motion for Preliminary Injunction* filed January 27, 2026; Plaintiffs LAWRENCE GARVEY and ROBERT PAYTON's (hereafter the "Plaintiffs") *Opposition to Motion for Preliminary Injunction* filed February 17, 2026, Plaintiffs' *Opposition to Defendants' Request for Submission* filed February 19, 2026; and Defendants' *Reply in Support of Motion for Preliminary Injunction* filed February 24, 2026.

1 The Court is also in receipt of Defendants' *Motion for Order Shortening Time* filed January
2 27, 2026; Plaintiffs' *Opposition to Motion for Order Shortening Time* filed January 28, 2026;
3 Defendants' *Reply in Support of Motion for Order Shortening Time* filed February 4, 2026.¹

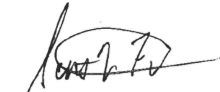
4 Moreover, the Court is also in receipt of the Plaintiffs' *Motion for Preliminary Injunction*
5 *Against Defendants* filed February 17, 2026; Defendants' *Opposition to Countermotion for*
6 *Preliminary Injunction* filed March 3, 2026; and Plaintiffs' *Reply in Support of Motion for*
7 *Preliminary Injunction Against Defendants* filed March 10, 2026.

8 The Court is also in receipt Defendants' *Motion to Strike Fugitive Document* filed February
9 23, 2026; Plaintiffs' *Opposition to Motion to Strike Fugitive Document* filed February 26, 2026; and
10 Defendants' *Reply in Support of Motion to Strike Fugitive Document* filed March 2, 2026.

11 IT IS HEREBY ORDERED that the parties shall appear in Department 9 on Wednesday,
12 April 1, 2026, at 11:00 A.M. for oral arguments on the matters set forth above.

13 IT IS SO ORDERED.

14 DATED this 13th day of March 2026.

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17 DISTRICT JUDGE
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24 ¹ The Court notes that the matter for the order shortening time is now moot due to the passage of time and the numerous
25 other conflicting motions that were filed by the parties collectively throughout this matter. The Court notes for the parties
26 that due to there being two conflicting motions for a temporary restraining order the Court used its discretion to reserve
27 its ruling on each motion so that they could collectively be heard together along with any other outstanding motions. Such
28 a decision is within this Court's discretion to control its docket in order to resolve these matters in a fair and expeditious
manner. *See Johnson v. State*, 135 Nev. 667 (Nev. App. 2019); *see also Maheu v. Eighth Judicial Dist. Court*, 89 Nev.
214, 217, 510 P.2d 627, 629 (1973) (recognizing the court's inherent power to "control the disposition of the causes on
its docket with economy of time and effort for itself, for counsel, and for litigants"); *Yong v. Immigration and*
Naturalization Service, 208 F.3d 1116, 1119 (9th Cir.2000) (holding that a court has the inherent authority to control its
own docket and calendar)). Moreover, this Court notes that the modern rules of procedure "*are recognized as being*
intended to allow the court to reach the merits, as opposed to disposition on technical niceties." *Costello v. Casler*, 127
Nev. 436, 441 (2011) (*citing Schmidt v. Sadri*, 95 Nev. 702, 705 (1979) (holding "The [L]egislature envisioned that [the
Nevada Rules of Civil Procedure] would serve to simplify existing judicial procedures and promote the speedy
determination of litigation upon its merits.")) (emphasis added).

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I certify that I am an employee of the Second Judicial District Court
3 of the State of Nevada, County of Washoe, and I electronically filed the foregoing with the Clerk of
4 the Court electronic filing system, which will send notice of electronic filing to the following:
5

6 RICHARD HASKIN, ESQ. for LAWRENCE GARVEY, ROBERT PAYTON
7 WHITNEY SELERT, ESQ. for KEITH WILSON, GLORIA DEALBA, ROBERT VERMELTOORT,
8 MARC PEARL, CLUB TAHOE RESORT OWNERS ASSOCIATION, DONALD WALL
9 JORGE PADILLA, ESQ. for KEITH WILSON, GLORIA DEALBA, ROBERT VERMELTOORT,
10 MARC PEARL, CLUB TAHOE RESORT OWNERS ASSOCIATION, DONALD WALL
11

12 Further, I deposited in the County mailing system for postage and mailing with the United
13 States Postal Service in Reno, Nevada, a true copy of the attached document addressed to:

14 MADISON G. WEDDERSPOON, ESQ.
15 Gibbs Giden Locher Turner
16 7251 W. Lake Mead Blvd., Suite 450
17 Las Vegas, NV 89128

18
19 DATED this 13th day of March 2026.

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21 

22 _____
23 Judicial Assistant
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