

1 Kathy Bazoian Phelps, Esq. (CA Bar No. 155564)
Email: kphelps@diamondmccarthy.com

Electronically Filed On: January 10, 2017

2 DIAMOND MCCARTHY LLP
3 1999 Avenue of the Stars, Suite 1100
4 Los Angeles, California 90067
Telephone: 310/651-2997

4 *Pro Hac Vice Application Pending*

5 Jacob L. Houmand, Esq. (NV Bar No. 12781)
Email: jhoumand@nelsonhoumand.com

6 Kyle J. Ortiz, Esq. (NV Bar No. 14252)
Email: kortiz@nelsonhoumand.com

7 NELSON & HOUMAND, P.C.
8 3900 Paradise Road, Suite U
9 Las Vegas, Nevada 89169-0903
Telephone: 702/720-3370
Facsimile: 702/720-3371

10 *[Proposed] Counsel for Chapter 7 Trustee*

12 **UNITED STATES BANKRUPTCY COURT**

13 **DISTRICT OF NEVADA**

14 In re:

15 ROBERT C. GRAHAM, LTD. fdba ROB
16 GRAHAM & ASSOCIATES fdba
LAWYERSWEST,

17 Debtor.

Case No. BK-S-16-16655-BTB
Chapter 7

**AMENDED EX PARTE APPLICATION
FOR EXAMINATION OF THE PERSON
MOST KNOWLEDGEABLE OF UTAH
COMMUNITY CREDIT UNION
PURSUANT TO FEDERAL RULE OF
BANKRUPTCY PROCEDURE 2004**

Date of Hearing: N/A
Time of Hearing: N/A

Judge: Honorable Bruce T. Beesley¹

23 Pursuant to Federal Rules of Bankruptcy Procedure 2004(c) and 9016, which incorporate
24 by reference Rule 45 of the Federal Rules of Civil Procedure, and Rule 5075(a)(2)(L) of the Local
25

26 ¹ Unless otherwise indicated, all chapter and section references are to the Bankruptcy Code, 11
27 U.S.C. §§ 101-1532, and to the Federal Rules of Bankruptcy Procedure, Rules 1001-9037. The
28 Federal Rules of Civil Procedure will be referred to as “FRCP” and the Federal Rules of
Bankruptcy Procedure will be referred to as “FRBP.” The Local Rules of Practice for the United
States Bankruptcy Court for the District of Nevada shall be referred to as the “Local Rules”.

NELSON & HOUMAND, P.C.
3900 Paradise Road, Suite U, Las Vegas, Nevada 89169
Telephone: (702) 720-3370 Facsimile: (702) 720-3371

NELSON & HOUMAND, P.C.
3900 Paradise Road, Suite U, Las Vegas, Nevada 89169
Telephone: (702) 720-3370 Facsimile: (702) 720-3371

1 Rules of Practice for the United States Bankruptcy Court for the District of Nevada, VICTORIA
2 L. NELSON, the Chapter 7 Trustee in the above-captioned bankruptcy proceeding (“Trustee”), by
3 and through her proposed counsel of record, Kathy Bazoian Phelps, Esq of the law firm of
4 Diamond McCarthy, LLP and Jacob L. Houmand, Esq. and Kyle J. Ortiz, Esq. of the law firm of
5 Nelson & Houmand, P.C., applies for an order directing the person most knowledgeable of Utah
6 Community Credit Union (the “Bank”) to appear for examination regarding any and all
7 transactions concerning the acts, conduct, or property or to the liabilities and financial condition
8 of ROBERT C. GRAHAM, LTD., fdba ROB GRAHAM & ASSOCIATES fdba
9 LAWYERSWEST (the “Debtor”), any other matter which may affect the Debtor’s estate,
10 including, but not limited to, all financial accounts in the name of the Debtor, Robert C. Graham,
11 Esq. or Linda M. Graham, Esq., and as to any matter permitted by Federal Rule of Bankruptcy
12 Procedure 2004. A copy of the Proposed Order is attached hereto and marked as **Exhibit “1”**.

13 **WHEREFORE**, the Trustee respectfully requests that this Honorable Court direct the
14 person most knowledgeable of the Bank to appear for said examination on the 25th day of
15 January, 2017, at 12:00 p.m. at the law offices of Nelson & Houmand, P.C., 3900 Paradise Road,
16 Suite U, Las Vegas 89169-0903.

17 Dated this 10th day of January, 2017.

18 **NELSON & HOUMAND, P.C.**

19 By: /s/ Jacob L. Houmand
20 Jacob L. Houmand, Esq. (NV Bar # 12781)
21 Kyle J. Ortiz, Esq. (NV Bar # 14252)
22 3900 Paradise Road, Suite U
23 Las Vegas, Nevada 89169-0903
24 Telephone: 702/720-3370
25 Facsimile: 702/720-3371

26 —and—

27 **DIAMOND MCCARTHY LLP**

28 Kathy Bazoian Phelps, Esq. (CA Bar # 155564)
Email: kphelps@diamondmccarthy.com
1999 Avenue of the Stars, Suite 1100
Los Angeles, California 90067
Telephone: 310/651-2997

[Proposed] Counsel for Chapter 7 Trustee