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6 *General Bankruptcy Counsel for*
Victoria L. Nelson, Chapter 7 Trustee

8 **UNITED STATES BANKRUPTCY COURT**
9 **DISTRICT OF NEVADA**

10 In re:

11 ROBERT C. GRAHAM, LTD. fdba ROB
12 GRAHAM & ASSOCIATES fdba
LAWYERSWEST,

13 Debtor.

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

AFFIDAVIT OF KYLE J. ORTIZ, ESQ.
IN SUPPORT OF EX PARTE
APPLICATION FOR ORDER
SHORTENING TIME ON APPLICATION
TO EMPLOY ANDERSEN LAW FIRM,
LTD. AS SPECIAL LITIGATION
COUNSEL FOR VICTORIA L. NELSON,
CHAPTER 7 TRUSTEE PURSUANT TO
11 U.S.C. §§ 327(a) AND 328(a) AND
FEDERAL RULE OF BANKRUPTCY
PROCEDURE 2014

Date of Hearing: *OST Pending*
Time of Hearing: *OST Pending*
Place: Courtroom No. 4, Second Floor
Foley Federal Building
300 Las Vegas Blvd., S.
Las Vegas, NV 89101

Judge: Honorable Bruce T. Beesley

22 STATE OF NEVADA)
23 COUNTY OF CLARK) ss:

24 I, KYLE J. ORTIZ, Esq. under oath and under penalty of perjury say:

25 1. I am over the age of 18 years and I am competent to make this declaration. I have
26 personal knowledge of the facts set forth herein, except for those facts stated on information and
27 belief and, as to those facts, I am informed and believe them to be true. If called as a witness, I
28 could and would testify as to the matters set forth below based upon my personal knowledge.

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1 2. I am counsel of record for Victoria L. Nelson, the Chapter 7 Trustee in the above-
2 captioned bankruptcy case.

3 3. I am an attorney licensed to practice law in the State of Nevada and admitted to
4 practice before this Court. I am an attorney with the law firm of Nelson & Houmand, P.C. The
5 Firm maintains offices at 3900 Paradise Road, Suite U, Las Vegas, Nevada 89169-0903.

6 4. I make this affidavit in support of the *Ex Parte Application for Order Shortening*
7 *Time On Application to Employ Andersen Law Firm, Ltd. as Special Litigation Counsel for*
8 *Victoria L. Nelson, Chapter 7 Trustee Pursuant to 11 U.S.C. §§ 327(a) and 328(a) and Federal*
9 *Rule of Bankruptcy Procedure 2014* (the "Application for OST").¹

10 5. The Trustee respectfully requests that the Application be set for hearing on
11 shortened so that it can be heard as the same time as the Status Hearing [ECF No. 183]², which is
12 currently scheduled for May 9, 2017, at 11:00 a.m.

13 6. On April 5, 2017, Markel Insurance Company ("MIC") filed a *Complaint for*
14 *Rescission and Declaratory Relief* in the United States District Court for the District of Nevada
15 (the "District Court Action") that seeks declaratory relief and to rescind the Malpractice Insurance
16 Policy.³

17 7. The Trustee requests that the Motion be set for hearing on shortened time so that
18 the Firm can be retained with sufficient time to defend against rescission of the Malpractice
19 Insurance Policy in the District Court Action.

20 8. Finally, the Debtor and the Office of the United States Trustee (the "U.S. Trustee")
21 have agreed to have the Application heard on shortened time.

22
23 ¹ Unless otherwise indicated, all chapter and section references are to the Bankruptcy Code, 11
24 U.S.C. §§ 101-1532, and to the Federal Rules of Bankruptcy Procedure, Rules 1001-9037. The
25 Federal Rules of Civil Procedure will be referred to as "FRCP" and the Federal Rules of
Bankruptcy Procedure will be referred to as "FRBP." All defined terms shall have the same
meaning ascribed to them in the Application.


26 ² All references to "ECF No." are to the numbers assigned to the documents filed in the case as
27 they appear on the docket maintained by the clerk of the court.

28 ³ Unless otherwise provided herein, all defined terms shall have the same meaning ascribed to
them in the Application.

9. For these reasons, the Application should be heard on shortened time.


I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

FURTHER AFFIANT SAYETH NAUGHT.

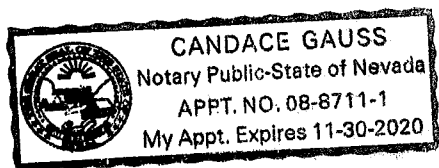


Kyle J. Ortiz, Esq.

SUBSCRIBED AND SWORN TO
before me this 1st day of May, 2017.



Notary Public



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