

**JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA**

FILED

JOHNSON CONTROLS, INC.

vs.

Plaintiff,

KRAVE ENTERTAINMENT, LLC dba HARMON
THEATER; DOES I through III, and ROE
CORPORATIONS I through III, inclusive

Defendants.

Case No. 2009-08C-045710-32

Dept. No. 3

Docket No. NUM

BY _____

WRIT OF EXECUTION

- Earnings
- Bank Accounts
- Other Property
- Earnings, Oder of Support

THE PEOPLE OF THE STATE OF NEVADA, TO THE CONSTABLE/SHERIFF, LAS VEGAS TOWNSHIP, CLARK COUNTY, GREETINGS

On February 17, 2009, a judgment was entered by the above-entitled court in the above-entitled action in favor of Johnson Controls, Inc. as judgment creditor and against Krave Entertainment LLC, dba Harmon Theater as judgment debtor for:

\$ <u>1,832.00</u>	Principal
\$ <u>497.56</u>	Pre-Judgment Interest
\$ <u>458.00</u>	Attorney's Fees, and
\$ <u>196.00</u>	Costs, making a total amount of
\$ <u>2,983.56</u>	The judgment as entered, and

WHEREAS, according to an affidavit or a memorandum of costs after judgment, or both, filed herein, it appears that further sums have accrued since the entry of judgment, to wit:

\$ <u>319.76</u>	Accrued Interest, and
\$ <u>157.00</u>	Accrued Costs, together with
\$ <u>6.00</u>	fee, for the issuance of this writ, making a total of
\$ <u>482.76</u>	as accrued costs, accrued interest and fees.

Credit must be given for payments and partial satisfactions in the amount of \$ 2,630.72 which is to be first credited against the total accrued costs and accrued interest, which any excess credited against the judgment as entered, leaving a net balance of \$ 835.60

actually due on the date of the issuance of this writ, of which \$ 835.60 bears interest at 5.25% percent per annum, in the amount of \$.43 per day, from the date of judgment to the date of levy, to which must be added the commission and costs of the officer executing this writ.

Justice Court, Las Vegas Township

2-045710

CLARK COUNTY, NEVADA

NOTICE OF EXECUTION AFTER JUDGMENT

YOUR PROPERTY IS BEING ATTACHED OR YOUR WAGES ARE BEING GARNISHED

A court has determined that you owe money to JOHNSON CONTROLS, INC., the judgment creditor. He has begun the procedure to collect that money by garnishing your wages, bank account and other personal property held by third persons or by taking money or other property in your possession.

Certain benefits and property owned by you may be exempt from execution and may not be taken from you. The following is a partial list of exemptions:

1. Payments received under the Social Security Act, including, without limitations, retirement and survivors' benefits, supplemental security income benefits and disability insurance benefits.
2. Payments for benefits or the return of contributions under the Public Employees' Retirement System.
3. Payments for public assistance granted through the Welfare Division of the Department of Human Resources or a local governmental entity.
4. Proceeds from a policy of life insurance.
5. Payments of benefits under a program of industrial insurance.
6. Payments received as disability, illness or unemployment benefits.
7. Payments received as unemployment compensation.
8. Veteran's benefits.
9. A homestead in a dwelling or a mobile home, not to exceed \$550,000, unless:
 - (a) The judgment is for a medical bill, in which case all of the primary dwelling, including a mobile or manufactured home may be exempt.
 - (b) Allodial title has been established and not relinquished for the dwelling or mobile home, in which case all of the dwelling or mobile home and its appurtenances are exempt, including the land on which they are located, unless a valid waiver executed pursuant to NRS 115.010 is applicable to the judgment.
10. All money reasonably deposited with a landlord by you to secure an agreement to rent or lease a dwelling that is used by you as your primary residence, except that such money is not exempt with respect to a landlord or his successor in interest who seeks to enforce the terms of the agreement to rent or lease the dwelling.
11. A vehicle, if your equity in the vehicle is less than \$15,000.
12. Seventy-five percent of the take home pay for any workweek, unless the weekly take home pay is less than 50 times the federal minimum hourly wage, in which case the entire amount may be exempt.
13. Money, not to exceed \$500,000 in present value, held in:
 - (a) An individual retirement arrangement which conforms with the applicable limitations and requirements of section 408 or 408A of the Internal Revenue Code (26 U.S.C. §§408 and 408A);
 - (b) A written simplified employee pension plan which conforms with the applicable limitations and requirements of section 408 of the Internal Revenue Code, 26 U.S.C. § 408;
 - (c) A cash or deferred arrangement that is a qualified plan pursuant to the Internal Revenue Code;
 - (d) A trust forming part of a stock bonus, pension or profit-sharing plan that is a qualified plan pursuant to sections 401 et seq. of the Internal Revenue Code, 26 U.S.C. §§401 et seq.; and
 - (e) A trust forming part of a qualified tuition program pursuant to chapter 353B of NRS, any applicable regulations adopted pursuant to chapter 353B of NRS and section 529 of the Internal Revenue Code, 26 U.S.C. § 529, unless the money is deposited after the entry of a judgment against the purchaser or account owner or the money will not be used by any beneficiary to attend a college or university.
14. All money and other benefits paid pursuant to the order of a court of competent jurisdiction for the support, education and maintenance of a child, whether collected by the judgment debtor or the state.
15. All money and other benefits paid pursuant to the order of a court of competent jurisdiction for the support and maintenance of a former spouse including the amount of any arrearages in the payment of such support and maintenance to which the former spouse may be entitled.
16. A vehicle for use by you or your dependent which is specifically equipped or modified to provide mobility for a person with a permanent disability.
17. A prosthesis or any equipment prescribed by a physician or dentist for you or your dependent.
18. Payments, in an amount not to exceed \$16,150, received as compensation for personal injury, not including compensation for pain and suffering or actual pecuniary loss, by the judgment debtor or by a person upon whom the judgment debtor is dependent at the time the payment is received.
19. Payments received as compensation for the wrongful death of a person upon whom the judgment debtor was dependent at the time of the wrongful death, to the extent reasonable necessary for the support of the judgment debtor and any dependent of the judgment debtor.
20. Payments received as compensation for the loss of future earnings of the judgment debtor or of a person upon whom the judgment debtor is dependent at the time the payment is received, to the extent reasonable necessary for the support of the judgment debtor and any dependent of the judgment debtor.

21. Payments received as restitution for a criminal act.
22. Stock of a corporation described in subsection 2 of section 43.5 of SB 242 from the 2007 Legislative Session, except as set forth in that section.
23. Personal property, not to exceed \$1,000 in total value, if the property is not otherwise exempt from execution.
24. A tax refund received from the earned income credit provided by federal law or a similar state law.

These exemptions may not apply in certain cases such as a proceeding to enforce a judgment for support of a person or a judgment of foreclosure on a mechanic's lien. You should consult an attorney immediately to assist you in determining whether your property or money is exempt from execution. If you cannot afford an attorney, you may be eligible for assistance through Nevada Legal Services.

PROCEDURE FOR CLAIMING EXEMPT PROPERTY

If you believe that the money or property taken from you is exempt, you must complete and file with the clerk of the court on a notarized affidavit claiming the exemption. A copy of the affidavit must be served upon the sheriff and the judgment creditor within 8 days after the notice of execution is mailed. The property must be returned to you within 5 days after you file the affidavit unless you or the judgment creditor files a motion for a hearing to determine the issue of exemption. If this happens, a hearing will be held to determine whether the property or money is exempt. The motion for the hearing to determine the issue of exemption must be filed within 10 days after the affidavit claiming exemption is filed. The hearing to determine whether or not the property or money is exempt must be held within 10 days after the motion for hearing is filed.

IF YOU DO NOT FILE THE AFFIDAVIT WITHIN THE TIME SPECIFIED, YOUR PROPERTY MAY BE SOLD AND THE MONEY GIVEN TO THE JUDGMENT CREDITOR, EVEN IF THE PROPERTY OR MONEY IS EXEMPT.

If you received this notice with a notice of hearing for attachment and you believe that the money or property which would be taken from you by a writ of attachment is exempt or necessary for the support of you or your family, you are entitled to describe to the court at the hearing why you believe your property is exempt. You may also file a motion with the court for a discharge of the writ of attachment. You may make that motion any time before trial. A hearing will be held on that motion.

INSTRUCTIONS TO THE SHERIFF

CLARK COUNTY, NEVADA

JOHNSON CONTROLS, INC.

Plaintiff,

vs.

KRAVE ENTERTAINMENT, LLC dba HARMON
THEATER

Defendants.

JUSTICE COURT

Court (District, Justice, Municipal, Other)

Clark County Sheriff

SHERIFF

08C-045710

Case No.

\$

Storage Deposit or Fees
Collected

You are hereby instructed to LEVY virtue of the accompanying Writ, in the above-entitled suit,
by following below instructions:

Please execute upon ANY CASH, SAFES, CASH BOXES FROM defendant KRAVE ENTERTAINMENT, LLC
dba HARMON THEATER - Krave Nightclub located at: 3663 Las Vegas Blvd, #600. Las Vegas, NV 89109

Last known address for the Defendant is: 3663 Las Vegas Blvd, #600. Las Vegas, NV 89109

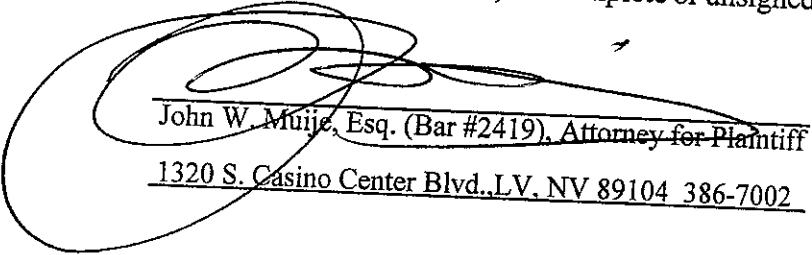
Please forward answers to garnishment once received to this office

It is hereby acknowledged that vague or otherwise unenforceable instructions shall not be processed and will be
returned to the preparer for redrafting. Bench Warrants must include DOB and Social Security Number.
Instructions to execute on vehicles must include VIN#, make, model, year, Lic.# and color. All other personal or
real property attached or executed upon must have complete description. Advance money deposit is required with
all instructions on property to be placed in storage or in custody of a keeper (NRS 31.065). Incomplete or unsigned
instructions will not be accepted for service.

7-30-09

Date

Muije & Varricchio


John W. Muije, Esq. (Bar #2419), Attorney for Plaintiff

1320 S. Casino Center Blvd., LV, NV 89104 386-7002

