

BEFORE THE COMMISSION FOR COMMON-INTEREST
COMMUNITIES AND CONDOMINIUM HOTELS
STATE OF NEVADA

JOSEPH (J.D.) DECKER, Administrator,
REAL ESTATE DIVISION, DEPARTMENT
OF BUSINESS & INDUSTRY,
STATE OF NEVADA,

Petitioner,

vs.

ANTHEM HIGHLANDS COMMUNITY
ASSOCIATION; ROBERT STERN;
CHARLES HERNANDEZ; and RONNIE
YOUNG,

Respondents.

Case Nos. 2015-3615; 2015-2155;
2015-3100; 2015-2207

ORDER DENYING MOTIONS

FILED

AUG 25 2016

NEVADA COMMISSION OF
COMMON INTEREST COMMUNITIES
AND CONDOMINIUM HOTELS

This matter came on for hearing before the Commission for Common-Interest Communities and Condominium Hotels, Department of Business and Industry, State of Nevada (the "Commission"), during a regular agenda on August 16, 2016, at the Nevada State Gaming Control Board, 1919 College Parkway, Carson City, Nevada. Respondents Charlie Hernandez and Anthem Highlands Community Association (the "Association"), represented by Edward Boyack, Esq. of the law firm of Boyack, Orme and Taylor, appeared via video conference at the Nevada State Gaming Control Board, 555 E. Washington Ave. Room 2450, Las Vegas, Nevada. Michelle D. Briggs, Senior Deputy Attorney General with the Nevada Attorney General's Office, appeared on behalf of the Real Estate Division of the Department of Business and Industry, State of Nevada (the "Division").

On the Commission's agenda for this meeting was Respondents' Motion to Reconsider Findings of Fact, Conclusions of Law, and Order, Respondents' Motion to Strike as Untimely Division's Opposition to Respondents' Motion to Reconsider, and the Division's Motion to Disqualify Respondents' Counsel.

///

///

///

1 After hearing arguments from counsel and having considered the evidence introduced
2 by the parties and being fully advised, the Commission ORDERS as follows:

- 3 1. RESPONDENTS' Motion to Reconsider is DENIED;
4 2. RESPONDENTS' Motion to Strike is DENIED; and
5 3. The Commission questioned their authority to disqualify an attorney and not
6 hearing full arguments on the merits of the Division's Motion to Disqualify Respondents'
7 Counsel, voted to DENY the Division's Motion to Disqualify Respondents' Counsel.

8 DATED this 24th day of August, 2016.

9 COMMISSION FOR COMMON-INTEREST
10 COMMUNITIES AND CONDOMINIUM
11 HOTELS DEPARTMENT OF BUSINESS &
12 INDUSTRY STATE OF NEVADA

13 By: 
SCOTT SIBLEY, CHAIRMAN

14 Submitted by:
15 ADAM PAUL LAXALT
16 Attorney General

17 By: 
18 MICHELLE D. BRIGGS
19 Senior Deputy Attorney General
20 555 E. Washington Ave. Ste 3900
21 Las Vegas, Nevada 89101
22 (702) 486-3420
23 Attorneys for Real Estate Division
24
25
26
27
28