

1 **COMP**  
2 David R. Koch (Nevada Bar No. 8830)  
3 TURNER GREEN AFRASIABI & ARLEDGE LLP  
4 701 N. Green Valley Pkwy, Suite 200  
5 Henderson, NV 89074  
6 Telephone: (702) 990-3155  
7 Facsimile: (702) 990-3156

**FILED**

APR 25 5 20 PM '07

*Clayton*  
CLERK OF THE COURT

8 Bill Frizzell (Texas Bar No. 07484500)  
9 Frizzell Law Firm  
10 602 South Broadway  
11 Tyler, Texas 75701  
12 Tel. (903) 595-1921  
13 Fax (903) 595-4383  
14 Appearing Pro Hac Vice (Motion to Associate  
15 Forthcoming)  
16 Attorneys for Plaintiff

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

17 CMKM DIAMONDS, INC.,  
18 Plaintiff,  
19 v.  
20 URBAN CASAVANT; THE UAJC 2005  
21 IRREVOCABLE TRUST; MIKE  
22 WILLIAMS; DESHAWN L. WAYNE;  
23 BRIAN DVORAK; JAMES KINNEY;  
24 GINGER GUTIERREZ; P.A. HOLDINGS,  
25 INC.; BUCKO LLC; DOES 1-20; and  
26 ROES 1-20,  
27 Defendants.

Case No.: A 5 4 0 1 6 1  
Department: X III

**COMPLAINT FOR:**  
**(1) CONVERSION;**  
**(2) BREACH OF FIDUCIARY DUTY;**  
**(3) USURPATION OF CORPORATE OPPORTUNITY;**  
**(4) CONSTRUCTIVE TRUST;**  
**(5) CIVIL CONSPIRACY;**  
**(6) UNJUST ENRICHMENT; and**  
**(7) REQUEST FOR STERILIZATION OF STOCK**

**EXEMPT FROM ARBITRATION:**  
**INJUNCTIVE RELIEF REQUESTED**  
**AND VALUE EXCEEDS \$50,000**

FILED

APR 25 5 18 PM '07

*Cliff*  
CLERK OF THE COURT

1 **APPL**

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18 **CLARK COUNTY, NEVADA**

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20 Plaintiff,

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25 BRIAN DVORAK; JAMES KINNEY;  
26 GINGER GUTIERREZ; P.A. HOLDINGS,  
27 INC.; BUCKO LLC; DOES 1-20; and  
28 ROES 1-20,

Defendants.

A 5 4 0 1 6 1

Case No.:  
Department:

XIII

**EX PARTE APPLICATION FOR  
TEMPORARY RESTRAINING  
ORDER; AFFIDAVIT OF KEVIN  
WEST IN SUPPORT THEREOF**



FILED

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APR 25 5 19 PM '07

*Chris [Signature]*  
CLERK OF THE COURT

7 Bill Frizzell (Texas Bar No. 07484500)  
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15 Attorneys for Plaintiff

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

16 CMKM DIAMONDS, INC.,  
17 Plaintiff,

18 v.

19 URBAN CASAVANT; THE UAJC 2005  
20 IRREVOCABLE TRUST; MIKE  
21 WILLIAMS; DESHAWN L. WAYNE;  
22 BRIAN DVORAK; JAMES KINNEY;  
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INC.; BUCKO LLC; DOES 1-20; and  
ROES 1-20,

24 Defendants.

Case No.:  
Department:

A 5 4 0 7 6 7  
X III

**DECLARATION OF DAVID R. KOCH  
IN SUPPORT OF EX PARTE  
APPLICATION FOR TEMPORARY  
RESTRAINING ORDER**

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