

FILED

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11 **DISTRICT COURT**
12 **CLARK COUNTY, NEVADA**

14 CMKM DIAMONDS, INC.,

15 Plaintiff,

17 v.

18 DAVE DESORMEAU, individually; JOHN
19 EDWARDS, individually; DOES 1 through
20 50; and ROE CORPORATIONS 1 through
21 20,

22 Defendants.

Case No.: A538649
Department: XXV

**ORDER TO TURN OVER AND
APPLY FUNDS TO SATISFACTION
OF JUDGMENT**

23
24 At the time set for hearing on plaintiff CMKM Diamonds, Inc.'s Motion for
25 Preliminary Injunction on November 3, 2009, plaintiff made an oral motion for the turn
26 over and application of funds belong to defendant John Edwards, which are held by third-
27 party Durham Jones Pinegar P.C. in its client trust account. The motion was made pursuant
28 to NRS 21.230.

1 Upon hearing the evidence submitted by plaintiff, including an affidavit submitted
2 by Durham Jones & Pinegar P.C. regarding the ownership of those funds, the Court finds
3 that the funds in the amount of \$52,100.81 should be turned over to CMKM Diamonds,
4 Inc. and applied to the Default Judgment entered against John Edwards on July 1, 2008.

5 Notice of this hearing to defendant John Edwards was not necessary as Edwards has
6 defaulted in this action and a default judgment entered against him.

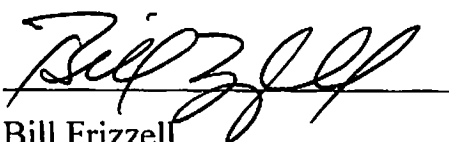
7
8 **IT IS HEREBY ORDERED** pursuant to NRS 21.320 that all funds that are
9 property of defendant John Edwards which are held in the client trust account of Durham
10 Jones & Pinegar P.C., shall be turned over to plaintiff CMKM Diamonds, Inc. within five
11 (5) days of the issuance of this Order. The funds shall be applied to the Default Judgment
12 entered by this Court against John Edwards.

13 **KATHLEEN E. DELANEY**

14 Dated: November 3, 2009 By: _____

15 District Court Judge

16
17 Submitted by:

18 
19 _____

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