1 **DFLT** (SPACE BELOW FOR FILING STAMP ONLY) Scott E. Chapman, NV Bar No. 6592 2 Meredith L. Holmes, NV Bar No. 11602 Electronically Filed McCormick, Barstow, Sheppard, 09/20/2011 09:32:58 AM 3 Wayte & Carruth LLP 8337 West Sunset Road, Suite 350 4 Las Vegas, NV 89113 Telephone: (702) 949-1100 5 Facsimile: (702) 949-1101 **CLERK OF THE COURT** scott.chapman@mccormickbarstow.com meredith.holmes@mccormickbarstow.com Attorneys for Plaintiffs 7 JANHETT T. WINDGLOWS, individually and dba MYSTICAL SPIRIT SPELLCASTINGS; and JAMES 8 MORGAN DISTRICT COURT 9 CLARK COUNTY, NEVADA 10 11 CASE NO.: A-11-645278-C JANHETT T. WINDGLOWS, individually 12 and dba MYSTICAL SPIRIT DEPT NO.: XXVI SPELLCASTINGS; and JAMES 13 MORGAN, an individual, 14 Plaintiffs, 15 VS. 16 MARY PRANTIL, DOES I-X, individuals, and ROES I-X, corporations and business 17 entities, inclusive, 18 Defendants. 19 20 **DEFAULT AGAINST MARY PRANTIL** CLERK OF THE EIGHTH JUDICIAL DISTRICT COURT OF CLARK TO: 21 COUNTY, NEVADA 22 It appearing from the files and records in the above-entitled action that MARY 23 PRANTIL, the Defendant herein, having been duly served with a copy of the Summons and Complaint on August 5, 2011 (see Affidavit of Service, attached hereto as Exhibit 1); that more than 20 days, exclusive of the day of service, having expired since service upon the Defendant; that no Answer or other appearance having been filed and no further time having been granted, the default of the above-named Defendant for failing to Answer or otherwise plead to Plaintiffs' 94641/00000-1797228.v1

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP 8337 West 80%SET ROAD, SUITE 350

| 1 | Complaint is hereby entered. | | |
|----------|--|--|--|
| 2 | The undersigned hereby requests and directs the entry of default. | | |
| 3 | Respectfully Submitted By: | | |
| 4 | Dated: September 14, 2011 | | |
| 5 | McCORMICK, BARSTOW, SHEPPARD, | | |
| 6 | WAYTE & CARRUTH LLP | | |
| 7 | D. C. | | |
| 8 | Scott E. Chapman, NV Bar No. 6592 | | |
| 9 | Meredith L. Holmes, NV Bar No. 11602 8337 West Sunset Road, Suite 350 | | |
| 10 | Las Vegas, NV 89113 Attorneys for Plaintiffs LANUETT T. WANDOLOWS individually | | |
| 11 | JANHETT T. WINDGLOWS, individually and dba MYSTICAL SPIRIT | | |
| 12 | SPELLCASTINGS; and JAMES MORGAN | | |
| 13 | CLARK COUNTY, NEVADA | | |
| 14 | CLERK OF THE COURT | | |
| 15 | STEVEN D. GRIERSON CLERK OF THE COURT | | |
| 16 | By: Of shell Applant | | |
| 17 | Deputy Clerk MICHELLE MCCARTHY | | |
| 18 | | | |
| 19 | Date: SEP 1 6 201 | | |
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MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP 8337 West Sumset Road, Sume 380 Las Vedas, NV 88113

PROOF OF SERVICE 1 I am a resident of the State of Nevada, over the age of eighteen years, and not a 2 party to the within action. My business address is McCormick, Barstow, Sheppard, Wayte & Carruth LLP, 8337 West Sunset Road, Suite 350, Las Vegas, Nevada 89113. On September 3 , 2011, I served the within documents: 4 BY FAX: by transmitting via facsimile the document(s) listed above to the fax 5 number(s) set forth below on this date before 5:00 p.m. pursuant to EDCR Rule 7.26(a). A printed transmission record is attached to the file copy of this 6 document(s). 7 BY MAIL: by placing the document(s) listed above in a sealed envelope with X postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada 8 addressed as set forth below. 9 BY PERSONAL DELIVERY: by causing personal delivery by messenger service with which this firm maintains an account, of the document(s) 10 listed above to the person(s) at the address(es) set forth below. 11 BY ELECTRONIC SUBMISSION: submitted to the above-entitled Court for electronic filing and service upon the Court's Service List for the above-referenced 12 13 14 Mary Prantil 32-85 33rd Street, Apt. C2 15 Astoria, NY 11106 Defendant 16 I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal 17 Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation 18 date or postage meter date is more than one day after date of deposit for mailing in affidavit. 19 I declare under penalty of perjury under the laws of the State of Nevada that the 20 above is true and correct. Executed on September 15, 2011, at Las Vegas, Nevada. 21 22 23 An Employee of McCORMICK, BARSTOW, 24 SHEPPARD, WAYTE & CARRUTH LLP 25 26 27 28 94641/00000-1797228.v1 3

McCormick, Barstow, Sheppard, Wayte & Carruth LLP

EXHIBIT A

(Page 1 of 3)

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CLERK OF THE COURT

SCOTT E. CHAPMAN, NV BAR NO. 6592

MCCORMICK BARSTOW LLP 8337 W. SUNSET RD. #350 LAS VEGAS, NV 89113

702-949-1100

DISTRICT COURT
CLARK COUNTY, NEVADA

JANHETT T. WINDGLOWS, et al.,

Plaintiffs,

VS

MARY PRANTIL, et al.,

Defendants.

Case No.:

A-11-645278-C

Dept. No.:

IVXX

AFFIDAVIT OF SERVICE OF MARY PRANTIL

I, ANTHONY MAZELLA, license number 1342990, being duly sworn says: That at all times herein affiant was over 18 years of Age, not a party to or interested in the proceeding in which this affidavit is made. That Affiant received one copy of the SUMMONS and COMPLAINT and served the same by delivering a copy to the Defendant, MARY PRANTIL, in the following manner:

BY PERSONAL SERVICE.

Date/Time Served A

AUGUST 05, 2011, 6:55 PM

Served To

MARY PRANTIL

Served At

32-85 33RD ST APT C2

ASTORIA, NEW YORK 11106

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

EXECUTED this 21 day of AUGUST 2011

No Notary is Required per NRS 53.045

Signature of Person Making Service

Served for:

SOUTHERN NEVADA PROCESS SERVICE

9041 S Pecos Rd Ste 4170

Henderson, NV 89074

Telephone (702) 319-5300 Fax 319-5301

Nevada License Number 662

46245

windqlows + Prantil

| 1 | SUMM | (SPACE BELOW FOR FILING STAMP ONLY) | | |
|------|---|-------------------------------------|--|--|
| 2 | Scott E. Chapman, NV Bar No. 6592 Meredith L. Holmes, NV Bar No. 11602 | (SPACE BELOW FOR FILING STAME CHET) | | |
| 3 | McCormick, Barstow, Sheppard, Wayte & Carruth LLP | | | |
| 4 | 8337 West Sunset Road, Suite 350 Las Vegas, NV 89113 | | | |
| 5 | Telephone: (702) 949-1100 Facsimile: (702) 949-1101 | | | |
| 6 | scott.chapman@mccormickbarstow.com meredith.holmes@mccormickbarstow.com | | | |
| 7 | Attorneys for Plaintiffs JANHETT T. WINDGLOWS, individually and dba | | | |
| 8 | MYSTICAL SPIRIT SPELLCASTINGS; and JAMES MORGAN, an individual | | | |
| 9 | DISTRICT COURT | | | |
| 10 | CLARK COUNTY, NEVADA | | | |
| 11 | | | | |
| 12 | JANHETT T. WINDGLOWS, individually | CASE NO: A645278 DEPT NO: XXVI | | |
| 13 | and dba MYSTICAL SPIRIT SPELLCASTINGS; and JAMES | DEFT NO. AXVI | | |
| 14 | MORGAN, an individual, | SUMMONS - CIVIL | | |
| 15 | Plaintiffs, | | | |
| 16 | VS. | | | |
| 17 | MARY PRANTIL, DOES I-X, individuals, and ROES I-X, corporations and business entities, inclusive, | | | |
| 18 | Defendants. | | | |
| 19 | | | | |
| 20 | NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW. | | | |
| 21 | | | | |
| 22 | TO THE DEFENDANT(S): A civil Complaint has been filed by the Plaintiff(s) against you for | | | |
| 23 | the relief set forth in the Complaint. | | | |
| 24 | MARY PRANTIL | | | |
| 25 | | | | |
| 26 | If you intend to defend this lawsuit, within 20 days after this Summons is served on you, exclusive of the day of service, you must do the following: | | | |
| 27 | (a) File with the Clerk of this Court, whose address is shown below, a formal | | | |
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MCCORMICK, BARSYOW, SHEPPARD, WAYTE & CARRUTH LLP 8337 WEST 8 UMBET ROAD, BUTE \$500 Les Vinus, RV 40113

CARRUTH LLP

written response to the Complaint in accordance with the rules of the 1 2 Court, with the appropriate filing fee. Serve a copy of your response upon the attorney whose name and address 3 (b) 4 is shown below. 5 Unless you respond, your default will be entered upon application of the 2. 6 Plaintiff(s) and failure to so respond will result in a judgment of default against 7 you for the relief demanded in the Complaint, which could result in the taking of 8 money or property or other relief requested in the Complaint. 9 If you intend to seek the advice of an attorney in this matter, you should do so 3. 10 11 promptly so that your response may be filed on time. 12 The State of Nevada, its political subdivisions, agencies, officers, employees, 4. 13 board members, commission members and legislators each have 45 days after 14 service of this Summons within which to file an Answer or other responsive 15 pleading to the Complaint. 16 CLERK OF COURT 17 18 Submitted by: By: 19 Deputy Clerk Date Regional Justice Center TERRI STRINGE 20 200 Lewis Avenue Las Vegas, Nevada 89155 21 Scott E. Chapman, NV Bar No. 6592 Meredith L. Holmes, NV Bar No. 11602 22 McCormick, Barstow, Sheppard, Wayte & Carruth LLP 23 8337 West Sunset Road, Suite 350 Las Vegas, NV 89113 24 Attorneys for Plaintiffs 25 26 27 28 94641/00000-1779017.v1 2 FPPARD. WAYTE &