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 9 **UNITED STATES DISTRICT COURT**  
 10 **DISTRICT OF NEVADA**

11 THEODORE TRAPP, on his own behalf and  
 12 on behalf of all others similarly situated,

13 Plaintiff,

14 vs.

15 BIG POPPA'S, LLC, a Nevada limited liability  
 16 company d/b/a BADDA BING MEN'S CLUB,  
*et al.*

17 Defendants.

Case No: CV:2:09-995-LDG-PAL

**DEFENDANT K-KEL, INC'S DEMAND  
 UNDER NRS § 18.130 FOR POSTING OF  
 SECURITY FOR COSTS**

18  
 19 TO: THEODORE TRAPP, Plaintiff; and

20 TO: JAY EDELSON, ESQ., and RAFEY BALABANIAN, ESQ. of  
 21 Kamber Edelson, LLC, and JAMES SMYTH, ESQ. of Kummer,  
 Kaempfer Bonner Renshaw & Ferrario, his attorneys.

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 23 Pursuant to NRS § 18.130, defendant K-KEL, INC., d/b/a SPEARMINT RHINO, hereby  
 24 demands upon plaintiff, who resides out of State, the posting of a security or undertaking in the  
 25 amount of Five Hundred Dollars for costs and charges which may be awarded herein against  
 26 plaintiff. The requirements of NRS § 18.130 apply to actions in the United States District Court,  
 27 District of Nevada. *Truck Ins. Exchange*, 683 F. Supp. 223, 227-28 (D. Nev. 1988); *Hamar v.*  
 28

1 *Hyatt Corp.*, 98 F.R.D. 305, 305-06 (D. Nev. 1983).

2 Dated this 7th day of July, 2009

3 John H. Weston  
4 G. Randall Garrou  
WESTON, GARROU, WALTERS & MOONEY

5 \_\_\_\_\_  
6 s/  
G. Randall Garrou  
7 *Attorneys for Defendant, K-KEL, INC.*

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1 **CERTIFICATE OF SERVICE**

2 Pursuant to Rule IV-B of this Court’s Electronic Filing Procedures (revised as of August  
3 24, 2006), service of this document was accomplished by its filing on the electronic case filing  
4 system and the consequent issuance of a “Notice of Electronic Filing” on all registered attorneys in  
5 this case. I have checked the Court’s attorney listings in this case and at least one lawyer with each  
6 law firm in this case is registered to receive electronic filings with the Court’s ECF system.

7 Dated: July 7, 2009

8 s/ G. Randall Garrou  
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