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6 *Attorneys for Third-Party Plaintiffs*
 7 *1059 Lakeshore Boulevard LLC,*
Barry Kane, and Anna Kane
 8

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

11 GARY A. PULVER dba PULVER
 12 CONSTRUCTION COMPANY, an
 individual,

13 Plaintiff,

14 v.

15 BARRY KANE, an individual; ANNA
 16 KANE, an individual; and 1059
 LAKESHORE BOULEVARD LLC, a
 17 Nevada limited liability company fka 1059
 Lakeshore Drive LLC,

18 Defendants.
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 21 1059 LAKESHORE BOULEVARD LLC,
 a Nevada limited liability company,

22 Counterclaimant,
 23

24 v.

25 GARY A. PULVER dba PULVER
 26 CONSTRUCTION COMPANY, an
 individual, and ROES 1-50, inclusive,

27 Counter-Defendants.
 28

Case No.: 3:20-cv-00673-MMD-CLB
 Honorable Miranda M. Du

**ORDER GRANTING
 STIPULATION AND ORDER FOR
 DISMISSAL WITH PREJUDICE**

1 GARY A. PULVER dba PULVER
2 CONSTRUCTION COMPANY, an
3 individual,

4 Third-Party Plaintiff,

5 v.

6 CRUZ CONSTRUCTION COMPANY,
7 INC., a Nevada corporation,

8 Third-Party

9 Defendant.

Complaint Filed: December 4, 2020

10 IT IS HEREBY STIPULATED, by and among Third-Party Plaintiffs 1059
11 LAKESHORE BOULEVARD LLC, BARRY KANE, and ANNA KANE (collectively,
12 “Lakeshore”), by and through their counsel, ALAN R. WECHSLER of MOUNTAIN
13 LAW, and Third-Party Defendant CRUZ CONSTRUCTION COMPANY, INC. (“Cruz”),
14 by and through its counsel, JOHN A. ABERASTURI of ERICKSON, THORPE &
15 SWAINSTON, LTD and BRANDON D. MILLAM of DOYLE HERNANDEZ MILLAM,
16 pursuant to Rules 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Rule 68(d)(2) of
17 the Nevada Rules of Civil Procedure, and Nevada Revised Statutes 17.117(7), that the
18 above-entitled action and all third-party claims asserted by Lakeshore in the action,
19 including all third-

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1 party claims in the action assigned to Lakeshore by Gary A. Pulver dba Pulver Construction
2 Company, shall be dismissed with prejudice in their entirety, with Lakeshore and Cruz to
3 each bear their own costs and attorneys' fees.

4 **IT IS SO STIPULATED.**

5 Dated this 7th day of March, 2025

Dated this 7th day of March, 2025

7 By: /s/ Alan R. Wechsler
8 Alan R. Wechsler, Esq., Bar No.
9 13782
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By: /s/ John A. Aberasturi
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14 *Attorney for Third-Party Plaintiffs*
15 *1059 Lakeshore Boulevard LLC,*
16 *Barry Kane, and Anna Kane*

Attorneys for Third-Party Defendant
Cruz Construction Company, Inc.

17 Dated this 7th day of March, 2025

18 By: /s/ Brandon D. Millam
19 Brandon D. Millam, Esq., Bar No.
20 16730
21 DOYLE HERNANDEZ MILLAM
22 11811 N. Tatum Blvd. Suite 2900
23 Phoenix, AZ 85028
24 Telephone: (602) 240-6711

Attorneys for Third-Party Defendant
Cruz Construction Company, Inc.

25 **IT IS SO ORDERED.**

26 
27 UNITED STATES DISTRICT JUDGE

28 DATED: March 10, 2025

