

## Nebraska Judicial Branch

## Case Summary

In the District Court of Hall County  
The Case ID is CI 16 0000464  
Gordon Glade v. Axis Acquisition, Inc.  
The Honorable Teresa K Luther, presiding.  
Classification: Miscellaneous Civil  
Filed on 06/02/2016  
This case is Open as of 06/02/2016

## Parties/Attorneys to the Case

Party	Attorney
Plaintiff ACTIVE Gordon Glade c/o Woods & Aitken, LLP 301 S 13th St, Suite 500 Lincoln NE 68508	Erin L Rolf 301 S 13th St, Suite 500 Lincoln NE 68508 402-437-8500
Plaintiff ACTIVE Cecilia Park c/o Woods & Aitken, LLP 301 S 13th St, Suite 500 Lincoln NE 68508	Kari A Scheer 301 S 13th St, Suite 500 Lincoln NE 68508 402-437-8500
Plaintiff ACTIVE Central Nebraska Credit, LTD c/o Woods & Aitken, LLP 301 S 13th St, Suite 500 Lincoln NE 68508	Kari A Scheer 301 S 13th St, Suite 500 Lincoln NE 68508 402-437-8500
Plaintiff ACTIVE Hellsync LLC c/o Woods & Aitken, LLP 301 S 13th St, Suite 500 Lincoln NE 68508	Kari A Scheer 301 S 13th St, Suite 500 Lincoln NE 68508 402-437-8500
Defendant ACTIVE Axis Acquisition, INC. % Michael T. Hilgers, Attorney 570 Fallbrook Blvd, Suite 109 Lincoln NE 68521	Michael T Hilgers 570 Fallbrook Blvd, Suite 109 Lincoln NE 68521 402-218-2106
Admitted Pro Hac Vice:	Bryan D. Starrett 230 N. Elm St., Suite 2000 Renaissance Place Greensboro NC 27401 Jim W Phillips Jr 230 N. Elm St., Ste. 2000 Renaissance Pl. Greensboro NC 27401
Defendant ACTIVE Axis Capital, Inc. % Michael T. Hilgers, Attorney 570 Fallbrook Blvd, Suite 109 Lincoln NE 68508	Michael T Hilgers 570 Fallbrook Blvd, Suite 109 Lincoln NE 68521 402-218-2106
Admitted Pro Hac Vice:	D. Bryan Starrett 230 N. Elm St., Suite 2000 Renaissance Place Greensboro NC 27401 Jim W Phillips Jr 230 N. Elm St., Ste. 2000 Renaissance Pl Greensboro NC 27401
Defendant ACTIVE Amur Finance Company, Inc. c/o Corporation Service Company	Michael T Hilgers 570 Fallbrook Blvd, Suite 109

2711 Centerville Rd. Suite 400  
wilmington DE 19808

Lincoln NE 68521  
402-218-2106

Admitted Pro Hac Vice: D. Bryan Starrett  
230 N. Elm St., Suite 2000  
Renaissance Place  
Greensboro NC 27401  
Jim W Phillips Jr  
230 N. Elm St., Ste. 2000  
Renaissance Pl  
Greensboro NC 27401

Defendant ACTIVE

Amur Finance IV LLC  
c/o Corporation Service Company  
2711 Centerville Rd. Suite 400  
wilmington DE 19808

Michael T Hilgers  
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Lincoln NE 68521  
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Admitted Pro Hac Vice: D. Bryan Starrett  
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Jim W Phillips Jr.  
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Greensboro NC 27401

Defendant ACTIVE

Amur Investments LLC  
c/o Corporation Service Company  
2711 Centerville Rd. Suite 400  
wilmington DE 19808

Michael T Hilgers  
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Greensboro NC 27401

Defendant ACTIVE

Amur Capital Management LP  
c/o Corporation Service Company  
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wilmington DE 19808

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Defendant ACTIVE

Mostafiz ShahMohammed  
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Defendant ACTIVE

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Defendant ACTIVE

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 Jim W Phillips Jr  
 230 N. Elm St., Ste. 2000  
 Renaissance Pl  
 Greensboro NC 27401

Defendant ACTIVE  
 Shauna Heckathorn  
 308 N. Locust  
 Grand Island NE 68801

Michael T Hilgers  
 570 Fallbrook Blvd, Suite 109  
 Lincoln NE 68521  
 402-218-2106

Admitted Pro Hac Vice: D. Bryan Starrett  
 230 N. Elm St., Suite 2000  
 Renaissance Place  
 Greensboro NC 27401  
 Jim W Phillips Jr.  
 230 N. Elm St., Ste. 2000  
 Renaissance Pl  
 Greensboro NC 27401

### Court Costs Information

Incurring Party	Account	Date	Amount
Plaintiff	Petition	06/02/2016	\$35.00
Plaintiff	Filing Fee - State	06/02/2016	\$5.00
Plaintiff	Automation Fee	06/02/2016	\$8.00
Plaintiff	NSC Education Fee	06/02/2016	\$1.00
Plaintiff	Dispute Resolution Fee	06/02/2016	\$0.75
Plaintiff	Indigent Defense Fee	06/02/2016	\$3.00
Plaintiff	Uniform Data Analysis Fee	06/02/2016	\$1.00
Plaintiff	J.R.F.	06/02/2016	\$6.00
Plaintiff	Filing Fee-JRF	06/02/2016	\$2.00
Plaintiff	Legal Aid/Services Fund	06/02/2016	\$5.25
Plaintiff	Complete Record	06/02/2016	\$15.00
Plaintiff	Service Fees	06/13/2016	\$12.45
Plaintiff	Service Fees	06/13/2016	\$13.05
Plaintiff	Service Fees	06/13/2016	\$13.05
Plaintiff	Service Fees	06/13/2016	\$13.05
Plaintiff	Service Fees	06/13/2016	\$13.05
Plaintiff	Service Fees	06/13/2016	\$13.05
Plaintiff	Service Fees	06/13/2016	\$13.05
Plaintiff	Service Fees	06/08/2016	\$19.14
Defendant	Counsel-Discipline Cash Fun	06/17/2016	\$250.00
Defendant	Counsel-Discipline Cash Fun	06/17/2016	\$250.00

## Financial Activity

No trust money is held by the court  
No fee money is held by the court

## Payments Made to the Court

Receipt	Type	Date	For	Amount
246091	Electronic Trans	06/20/2016	Axis Acqusition, INC.	\$250.00
			Counsel-Discipline Cas	\$250.00
246092	Electronic Trans	06/20/2016	Axis Acqusition, INC.	\$250.00
			Counsel-Discipline Cas	\$250.00
9068648	Non-Monetary Rec	06/14/2016	Glade,Gordon,	\$13.05
			Service Fees	\$13.05
9068649	Non-Monetary Rec	06/14/2016	Glade,Gordon,	\$13.05
			Service Fees	\$13.05
9068650	Non-Monetary Rec	06/14/2016	Glade,Gordon,	\$13.05
			Service Fees	\$13.05
9068651	Non-Monetary Rec	06/14/2016	Glade,Gordon,	\$13.05
			Service Fees	\$13.05
9068652	Non-Monetary Rec	06/14/2016	Glade,Gordon,	\$13.05
			Service Fees	\$13.05
9068653	Non-Monetary Rec	06/14/2016	Glade,Gordon,	\$12.45
			Service Fees	\$12.45
9068611	Non-Monetary Rec	06/08/2016	Glade,Gordon,	\$19.14
			Service Fees	\$19.14
245732	Electronic Trans	06/02/2016	Glade,Gordon,	\$82.00
			Petition	\$35.00
			Filing Fee - State	\$5.00
			Automation Fee	\$8.00
			NSC Education Fee	\$1.00
			Dispute Resolution Fee	\$.75
			Indigent Defense Fee	\$3.00
			Uniform Data Analysis	\$1.00
			J.R.F.	\$6.00
			Filing Fee-JRF	\$2.00
			Legal Aid/Services Fun	\$5.25

Receipt	Type	Date	For	Amount
			Complete Record	\$15.00

## Register of Actions

06/15/2018 Motion-Enlargement of Time  
 This action initiated by party Gordon Glade  
 Unopposed Motion for Extension of Time; cert serv  
 Image ID N18166BAOD08

05/09/2018 Photocopy Made  
 Image ID D00099233D08

05/09/2018 Judges Notes  
 Image ID D00099227D08

03/22/2018 Notice-Hearing  
 This action initiated by party Gordon Glade  
 Amended to 4-5-2018 at 2:30 p.m.; cert serv  
 Image ID N18081OVMD08

03/02/2018 Motion-Consolidation  
 This action initiated by party Gordon Glade  
 w/Notice of Hearing 3/22/2018 at 2:30 p.m.; cert serv  
 Image ID N1806187MD08

02/27/2018 Motion-Withdraw as Counsel  
 This action initiated by party Gordon Glade  
 filed o/b/o Plf's Gordon Glade, Cecilia Park, Central Nebraska Credit  
 and Hellsnyc  
 Image ID N18058NAYD08

02/14/2018 Order-Pretrial Conference  
 This action initiated by Teresa K Luther  
 10-30-18 @ 11:00am; eNotice Certificate Attached  
 Image ID 000445448D08

01/25/2018 Order-Pretrial Conference  
 This action initiated by Teresa K Luther  
 03-02-18 @ 11:00am; eNotice Certificate Attached  
 Image ID 000443610D08

12/14/2017 Photocopy Made  
 Image ID D00092850D08

08/04/2017 Reply to Counterclaim  
 This action initiated by party Gordon Glade  
 General Denial to Counterclaims & Affirmative Defenses; cert serv  
 Image ID N17216G12D08

07/12/2017 Appearance of Counsel  
 This action initiated by party Gordon Glade  
 cert serv  
 Image ID N17193KZ4D08

06/23/2017 Answer  
 This action initiated by party Axis Acquisition, INC.

Image ID N17174R68D08

05/24/2017 Order  
This action initiated by Teresa K Luther

Def's Motion to Dismiss Sustained as to Plf's Eighth Cause of Action; eNotice Certificate Attached  
Image ID 000419428D08

02/15/2017 Motion Filed  
This action initiated by party Amur Finance Company, Inc.  
for Judicial Notice; w/Notice of Hearing 3-2-2017 at 1:30pm; cert serv  
Image ID N17046K6CD08

01/31/2017 Motion Filed  
This action initiated by party Gordon Glade  
to Strike or to continue Def's Motion to Dismiss; w/nhr: 03-02-17 @ 1:30  
; cert serv  
Image ID N17031PTYD08

12/23/2016 Motion-Dismiss

This action initiated by party Axis Acquisition, INC.  
First Amended Complaint w/Notice of Hearing 3/2/2017 at 1:30pm; cert serv  
Image ID N16358ULWD08

12/01/2016 Order  
This action initiated by Teresa K Luther  
eNotice Certificate Attached  
Image ID 000402129D08

11/21/2016 Amended Complaint  
This action initiated by party Gordon Glade  
w/Exhibits A, B, C and D; cert serv  
Image ID 000401945D08

10/24/2016 Photocopy Made  
Image: 000398734D08 Sent to: jphillips@brookspierce.com

10/22/2016 Photocopy Made  
Image: 000398734D08 Sent to: kfleming@woodsaitken.com

10/22/2016 Photocopy Made  
Image: 000398734D08 Sent to: etricker@woodsaitken.com

10/21/2016 Order  
This action initiated by Teresa K Luther  
RE: Motion for Temp Injunction eNotice Certificate Attached  
Image ID 000398734D08

09/07/2016 Change of Address  
This action initiated by party Axis Acquisition, INC.  
re: Attorney address change  
Image ID 000395813D08

07/08/2016 Notice Filed  
This action initiated by party Gordon Glade  
Opposition to Defendants' Motion to Dismiss; cert serv  
Image ID N16190XPKD08

07/01/2016 Motion-Dismiss  
This action initiated by party Axis Acquisition, INC.  
Image ID N16183EAID08

- 06/24/2016 Order  
This action initiated by Teresa K Luther  
Order to receive documents under seal eNotice Certificate Attached  
Image ID 000386635D08
- 06/23/2016 Oath  
  
of Admission attached to the Order for Pro Hac Vice Admission  
for Jim W. Phillips, Jr.  
Image ID 000386581D08
- 06/23/2016 Oath  
of Admission attached to the Order for Pro Hac Vice Admission  
for D. Bryan Starrett  
Image ID 000386580D08
- 06/22/2016 Order  
This action initiated by Teresa K Luther  
for Pro Hac Vice Admission eNotice Certificate Attached  
Image ID 000386577D08
- 06/22/2016 Motion-Leave To File Add'l Pleading  
This action initiated by party Axis Acquisition, INC.  
  
to Submit Documents Under Seal & Protective Order & Notice of Hearing  
6/23/2016 at 9:00am; cert serv  
Image ID N16174CQ2D08
- 06/21/2016 Order  
This action initiated by Teresa K Luther  
for Pro Hac Vice Admission eNotice Certificate Attached  
Image ID 000386571D08
- 06/17/2016 Motion-Pro Hac Vice Admission  
This action initiated by party Axis Acquisition, INC.  
w/Application for Pro Hac Vice Admission; cert serv  
Image ID N16169YWUD08
- 06/17/2016 Motion-Pro Hac Vice Admission  
This action initiated by party Axis Acquisition, INC.  
  
w/Application for Pro Hac Vice Admission; cert serv  
Image ID N16169YY8D08
- 06/15/2016 Motion-Temp Order  
This action initiated by party Gordon Glade  
for Temporary Injunction; Notice of Hearing 6/23/16 at 9:00am; cert serv  
Image ID N16167MWW08
- 06/13/2016 Return Summons/Alias Summons  
The document number is 00072221  
Served 06/06/2016, Certified Mail  
Image ID N16165D8CD08
- 06/13/2016 Return Summons/Alias Summons  
The document number is 00072220  
Served 06/06/2016, Certified Mail  
  
Image ID N16165DD6D08
- 06/13/2016 Return Summons/Alias Summons  
The document number is 00072219  
Served 06/06/2016, Certified Mail  
Image ID N16165DBOD08

06/13/2016 Return Summons/Alias Summons  
The document number is 00072218  
Served 06/06/2016, Certified Mail  
Image ID N16165DAUD08

06/13/2016 Return Summons/Alias Summons  
The document number is 00072217  
Served 06/03/2016, Certified Mail  
Image ID N16165D2ID08

06/13/2016 Return Summons/Alias Summons  
The document number is 00072216  
Served 06/03/2016, Certified Mail  
Image ID N16165D0ID08

06/08/2016 Return Summons/Alias Summons  
The document number is 00072225  
Served 06/07/2016, Hall County Sheriff  
Personal Service  
Image ID 000387184D08

06/02/2016 Summons Issued on Shauna Heckathorn  
The document number is 00072225  
Summons e-mailed  
Image ID D00072225D08

06/02/2016 Summons Issued on Kalyan Makam  
The document number is 00072224  
Summons e-mailed  
Image ID D00072224D08

06/02/2016 Summons Issued on Alison Mason  
The document number is 00072223  
Summons e-mailed  
Image ID D00072223D08

06/02/2016 Summons Issued on Mostafiz ShahMohammed  
The document number is 00072222  
Summons e-mailed  
Image ID D00072222D08

06/02/2016 Summons Issued on Amur Capital Management LP  
The document number is 00072221  
Summons e-mailed  
Image ID D00072221D08

06/02/2016 Summons Issued on Amur Investments LLC  
The document number is 00072220  
Summons e-mailed  
Image ID D00072220D08

06/02/2016 Summons Issued on Amur Finance IV LLC  
The document number is 00072219  
Summons e-mailed  
Image ID D00072219D08

06/02/2016 Summons Issued on Amur Finance Company, Inc.  
  
The document number is 00072218  
Summons e-mailed  
Image ID D00072218D08



06/02/2016 Summons Issued on Axis Capital, Inc.  
The document number is 00072217  
Summons e-mailed  
Image ID D00072217D08

06/02/2016 Summons Issued on AXIS ACQUISITION, INC.  
The document number is 00072216  
Summons e-mailed  
Image ID D00072216D08

06/02/2016 Complaint-Praecipe  
This action initiated by party Gordon Glade  
  
Image ID N16154DHGD08

## Judges Notes

06/21/2016  
06-21-2016 Luther  
Order for Pro Hac Vice Admission.

06/22/2016  
06-22-2016 Luther  
Order for pro hac vice admission.

06/23/2016  
06-23-2016 Luther  
Hrg on Plaintiff's Motion for Temp Injunction and Defendant's Motion to Seal Documents. Ed Tricker, Erin Ebler Rolf, and Kaylen Ackert for Plaintiffs. Jim Phillips, Bryan Starrett, and Mike Hilgers for Defendants. Evidence was adduced, arguments presented and the following briefing schedule set: (initial briefs have already been submitted by the parties) Plaintiff's brief, to include issue of standing, by July 8, 2016; Defendant's responsive brief by July 22, 2016.

06/24/2016  
06-24-2016 Luther  
Order to receive documents under seal.

10/21/2016  
10-21-2016 Luther  
Decision. Plaintiff's request for temporary injunction denied.

11/30/2016  
11-30-2016 Luther  
Hrg. Tricker for Plaintiffs; Defendants by Hilgers and Phillips. Plaintiff has file 1st Amended Complaint. Defendants given to Dec. 23, 2016 to file Answer or Motion to Dismiss. Any motions shall be accompanied by a brief in support of the motion. Plaintiff is given until Jan. 30, 2017 to file brief. Defs given until Febr 15, 2017 to file a reply brief. Hrg on MTD set for March 2, 2017, 1:30-3:30.

05/24/2017  
05-24-2017 Luther  
Order sustaining Defendants' Motion to Dismiss Plaintiffs' eighth cause of action and overruling the Motion to Dismiss as to remaining causes of action.

01/24/2018  
01-24-2018  
Order sched PT Conf.

02/13/2018  
02-13-2018 Luther  
Conf call regarding case progression. Plaintiff by Erin Rolf; Def by Mike Hilgers. Progression hrg set for Oct. 30, 2018 @ 11.

02/14/2018  
02-14-2018  
Order sched PT Conf for 10/30/18 at 11 am.

04/05/2018  
04-05-2018 Luther  
Hrg on Motion to Consolidate. Plaintiff by Erin Ebler Rolf and Kari Sheer; Defendant by Mike Hilgers & Brian Starret. Evidence adduced. Parties to submit proposed jury instructions by June 22, 2018. TUA after submission of jury instructions.

08/24/2018  
08-24-2018 Luther  
By agreement of parties time to submit jury instructions extended to September 28, 2018.

## Exhibit List

Exhibit		Ofrd	Rcvd	*****	BOE Pages	*****
No.	Description	Y/N	Y/N	Mark	Ofrd Ruled	Found
1	Affid- Glade	Y	Y			
2	Affid - Park	Y	Y			
3	Affid - ShahMohammed	Y	Y			
4	Affid - Heckathorn	Y	Y			
5	Affid - ShahMohammed	Y	N			
6	Affid - Hilgers	Y	Y			
7	Notebook containing New York case	Y	Y			
8	References to Am Complaint	Y	Y			
9	References to Am Complaint	Y	Y			
10	Affid - Glade	Y	Y			
11	Affid - Park	Y	Y			