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9 Attorney for Plaintiffs:
10 *MICHELLE VALDEZ, JASON VALDEZ*
11 *MIGUEL PULIDO, JENNAH VALDEZ,*
12 *JUSTN VALDEZ, RYAN VALDEZ,*
13 *ANGELA VALDEZ, DANTE VALDEZ ,*
14 *JULIA VALDEZ, OLIVIA VALDEZ,*
15 *and CHRISTOPHER VALDEZ*

9 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**

10 **IN AND FOR THE COUNTY OF WASHOE**

11 * * * * *

12 MICHELLE VALDEZ, an individual, JASON
13 VALDEZ, an individual, MIGUEL PULIDO, an
14 individual, JENNAH VALDEZ, an individual,
15 JUSTIN VALDEZ, an individual, RYAN
16 VALDEZ, an individual, ANGELA VALDEZ,
17 an individual, and as next friend to DANTE
18 VALDEZ, a minor; JULIA VALDEZ, a minor,
19 OLIVIA VALDEZ, a minor; and
20 CHRISTOPHER VALDEZ, a minor,

Case No.:

Dept. No.:

17 Plaintiffs,

18 vs.

19 NUGGET SPARKS, LLC., a Nevada limited
20 liability company DOES I-X; ROE corporations,
21 I-X, inclusive,

21 Defendants.

22
23 **COMPLAINT**

24 COMES NOW Plaintiffs, MICHELLE VALDEZ, an individual, JASON VALDEZ, an
25 individual, MIGUEL PULIDO, an individual, JENNAH VALDEZ, an individual, JUSTIN VALDEZ,
26 an individual, RYAN VALDEZ, an individual, ANGELA VALDEZ, an individual and as next friend
27 to DANTE VALDEZ, a minor; JULIA VALDEZ, a minor, OLIVIA VALDEZ, a minor; and
28

1 CHRISTOPHER VALDEZ, a minor, by and through their attorney of record, Bryan J. Carpenter,
2 Esq., of CARPENTER LAW OFFICE, as and for their Complaint against the above-named
3 Defendants alleges and avers as follows:

4 1. Plaintiffs, MICHELLE VALDEZ, an individual, JASON VALDEZ, an individual,
5 MIGUEL PULIDO, an individual, JENNAH VALDEZ, an individual, JUSTIN VALDEZ, an
6 individual, RYAN VALDEZ, an individual, ANGELA VALDEZ, an individual and as next friend to
7 DANTE VALDEZ, a minor; JULIA VALDEZ, a minor, OLIVIA VALDEZ, a minor; and
8 CHRISTOPHER VALDEZ, a minor, (hereinafter "Plaintiffs") are individuals who at all times
9 relevant to this action resided in the, County of Madera, State of California.

11 2. Plaintiffs are informed and believes and upon such information avers that Defendant,
12 NUGGET SPARKS, LLC., (hereinafter "Defendant"), is a Nevada limited liability company doing
13 business at all times relevant to this action in Washoe County, State of Nevada.

15 GENERAL ALLEGATIONS

16 3. The true names and capacities, whether individual, corporate, associate or otherwise of
17 DOES I through X, inclusive, are unknown to Plaintiffs therefore sues them by such fictitious names.
18 Plaintiffs will amend this Complaint to allege their true names and capacities when such are
19 ascertained. Plaintiffs are informed and believes and thereon alleges that each of the fictitiously named
20 Defendants were negligent and/or caused harm to Plaintiffs, and are, therefore, liable to the Plaintiffs
21 in some manner for the occurrences herein alleged.

23 4. At all times herein mentioned, Defendants, and each of them, were the apparent
24 ostensible principals, principles, apparent ostensible agents, agents, apparent ostensible servants,
25 servants, apparent ostensible employees, employees, apparent ostensible assistants, assistants,
26 apparent ostensible consultants, apparent parent companies or subsidiaries, and consultants of their
27 Co-Defendants, and were as such, acting within the course, scope, and authority of said agency and
28

1 A) Defendants had a duty to follow the standard procedure of having the testing
2 conducted on a live animal, such as a bat, for a known potential contagious disease;

3 B) Defendants failed to maintain a safe environment for their guests;

4 C) Defendants should have known the proper safety protocols to potentially avoid
5 their guests in having to spend thousands of dollars for vaccinations for the unknown;
6

7 D) Defendants failed to rectify or to mitigate the damage inflicted upon Plaintiffs;

8 9. As the result of the negligent conduct of said Defendant, Plaintiffs have been damaged
9 in excess of FIFTEEN THOUSAND DOLLARS (\$15,000.00).

10 10. Plaintiffs are entitled to recover the reasonable value of attorney's fees and costs of suit
11 expended in the prosecution of this action.

12 **SECOND CLAIM FOR RELIEF**
13 **(Negligent Misrepresentation – Against All Defendants)**

14 11. Plaintiffs reallege each and every allegation contained within paragraph 1 through 10
15 as though fully set forth herein, in haec verba.

16 12. Defendant negligently made misrepresentations to Plaintiffs by failing to disclose
17 and/or concealing that they did not ever intend on testing the live bat found in their room, and that it
18 was instead discarded.

19 13. The assurances made to Plaintiffs regarding the animal, which were false when made,
20 materially affected the Plaintiff's conduct with respect to Plaintiffs in an adverse manner.

21 14. Defendants knew that Plaintiffs would rely on these statements.

22 15. Plaintiffs did rely on Defendant's statements to their detriment.

23 16. As a result of Defendant's negligent misrepresentations, Plaintiffs have suffered
24 damages in excess of FIFTEEN THOUSAND and 00/100 (\$15,000.00) DOLLARS.
25

26 17. Plaintiffs are entitled to the accrual of prejudgment interest on all amounts owing and
27 which remain unpaid.
28

1 18. Plaintiffs have incurred attorneys fees in prosecuting the within action and is entitled
2 to recover said fees and costs.

3 **THIRD CLAIM FOR RELIEF**
4 **(Negligence Per Se– Against All Defendants)**

5 19. Plaintiffs reallege each and every allegation contained within paragraph 1 through 18
6 as though fully set forth herein, in haec verba.

7 20. Defendants were negligent and breached the duty they owed Plaintiffs by not properly
8 retaining or testing the live bat prior to release to eliminate the chance of rabies to be spread.

9 21. Defendants breached the duty they owed Plaintiffs in the following respects:

10 A) Defendants had a duty to follow the standard procedure of having the testing
11 conducted on a live animal, such as a bat, for a known potential contagious disease, as required by
12 statutes, codes, and under federal and state laws;

13 B) Defendants violated these statutes, codes, and federal and state laws , and these
14 laws were meant to protect people such as Plaintiffs from the dangers described above.

15 C) Defendants failed to maintain a safe environment for their guests;

16 D) Defendants should have known the proper safety protocols to potentially avoid
17 their guests in having to spend thousands of dollars for vaccinations for the unknown;

18 E) Defendants failed to rectify or to mitigate the damage inflicted upon Plaintiffs;

19 22. As the result of the negligent conduct of said Defendant, Plaintiffs have been damaged
20 in excess of FIFTEEN THOUSAND DOLLARS (\$15,000.00).

21 23. Plaintiffs are entitled to recover the reasonable value of attorney’s fees and costs of suit
22 expended in the prosecution of this action.

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WHEREFORE, Plaintiffs prays for judgment against Defendants as follows:

- 1. For judgment against Defendant, NUGGET SPARKS, LLC., a Nevada limited liability company, DOES I through X; and ROE CORPORATIONS I through X, inclusive, in an amount in excess of FIFTEEN THOUSAND DOLLARS (\$15,000.00);
- 2. An award of reasonable attorney’s fees;
- 3. For an award of exemplary and punitive damages;
- 4. For an award of costs of suit;
- 5. For an award of interest on all balances due; and
- 6. For such other and further relief as the Court may deem proper.

AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED this 1st day of July, 2026.

CARPENTER LAW OFFICE

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