



FILED

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STATE BAR OF NEVADA

BY: B. Felix
OFFICE OF BAR COUNSEL

1 **ANSW**
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5 Las Vegas, Nevada 89128
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9 *Attorney for Respondent*

6 **STATE BAR OF NEVADA**
7 **SOUTHERN NEVADA DISCIPLINARY BOARD**

8 STATE BAR OF NEVADA
9 Complainant,

CASE NO: OBC20-0444

10 vs.

11 **RESPONDENT'S**
12 **ANSWER TO COMPLAINT**

12 THOMAS C. MICHAELIDES
13 Nevada Bar No. 5425,
14 Respondent.

15
16 RESPONDENT, THOMAS C. MICHAELIDES, by and through his attorney
17 THOMAS C. MICHAELIDES of The TCM LAW GROUP, answers Complainant's
18 complaint on file herein as follows:

19
20 **GENERAL ALLEGATIONS**

- 21 1. Respondent admits the following paragraphs: 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13,
22 14,15, 16, 17, and 18.
23
24 2. Respondent denies the following paragraphs: 2 and 12.
25
26 3. Further Response – Respondent wishes to note that a former disgruntled
27 employee is believed to have forged the document that was sent to
28

1 Respondent's agent, Peter Novak. Respondent was in no way ever aware that
2 the document in question was a forgery.

3
4 **COUNT ONE**

5 **Candor Toward the Tribunal**

- 6
7 1. Respondent admits the following paragraphs: 19.
8
9 2. Respondent denies the following paragraphs: 20, 21, 22 and 23.

10
11 **COUNT TWO**

12 **Fairness to Opposing Party and Counsel**

- 13 1. Respondent admits the following paragraphs: 24
14
15 2. Respondent denies the following paragraphs: 25, 26, and 27

16
17 **COUNT THREE**

18 **Truthfulness in Statements to Others**

- 19
20 1. Respondent admits the following paragraphs: 28.
21
22 2. Respondent Denies the following paragraphs: 29, 30, and 31

23
24 **COUNT FOUR**

25 **Communication with Persons Represented by Counsel**

- 26
27 1. Respondent admits the following paragraphs: 32.
28

1 2. Respondent denies the following paragraphs: 33, 34, and 35

2
3 **AFFIRMATIVE DEFENSES**

4 1. Complainant's claims against this answering Respondent are barred by the Doctrine
5 of Unclean Hands.

6
7 2. The damages allegedly suffered by Complainant, if any, were caused in whole or in
8 part by the acts and omissions of third parties over whom this answering Respondent
9 has, and had, no control.

10
11 3. Contributory Negligence: Whatever injuries and damages were sustained by
12 Complainant as the result of the alleged acts of Respondent were caused in whole or in
13 part or were contributed to by reason of the negligence of Complainant.

14
15 4. Comparative Negligence: The incident alleged in Complainant's complaint, and
16 resulting damages, if any, to Complainant, were caused or contributed to by
17 Complainant's own negligence, and such negligence was greater than the negligence,
18 which is expressly denied, of this answering Respondent.

19
20 5. Intervening Cause: Even if Complainant's allegations are correct, intervening cause
21 may be the reason for those asserted damages due to the delay in the Complainant's
22 pursuing his prayers for judicial relief.

23
24 6. Mitigation: Complainant failed to mitigate its damages.

25
26 7. A former employee of this office may have forged the document that was sent to the
27 Respondent's agent, peter Novak.
28

1 7. All affirmative defenses set forth in FRCP 8 are incorporated herein for the specific
2 purpose of not waiving same

3
4 **FURTHER RESPONSE AND GENERAL DENIAL**

5 As for the Defendants' further response to Plaintiff's Complaint, Defendant
6 denies each and every, all and singular allegations contained therein not hereinbefore
7 expressly admitted, denied or otherwise qualified.
8

9 WHEREFORE, Respondent prays Complainant take nothing by way of its
10 Complaint.
11

12 DATED this 9th day of November, 2020.

13 TCM LAW GROUP

14
15 /s/ Thomas C. Michaelides
16 THOMAS C. MICHAELIDES, ESQ.
17 Nevada Bar No. 5425
18 2620 Regatta Drive Suite #219
19 Las Vegas, Nevada 89128
20 Telephone: (702) 462-6161
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23 *Attorney for Respondent*

24 **DECLARATION**

25 I, THOMAS C. MICHAELIDES, Declare under penalty of perjury:

26 That I am the Defendant's representative in the above-entitled action; that I have read the above
27 and foregoing ANSWER and know the contents thereof and that the same is true of my own
28 knowledge, except as to those matters therein stated on information and belief, and as to those matters,
I believe them to be true.

/s/ Thomas C. Michaelides
THOMAS C. MICHAELIDES

CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that on the 9th day of November, 2020, a true and correct copy of the foregoing ANSWER was served via odyssey E-Mail to:

STATE BAR OF NEVADA

/s/ Eric Tucker

An employee of
TCM LAW GROUP

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