

1 ORDR

2 DISTRICT COURT

3 CLARK COUNTY, NEVADA

4 Hanchil Kim and Hyunju Lee,

Case No.: A-25-929240-B

5 Plaintiffs,

Dept. No. IX

6 vs.

7 Yoon-Sik Kim a/k/a Yun Seek Kim and Yun-
8 Shik Kim,

9 Defendant,

10 and

11 Olden Star, Inc.,

12 Nominal Defendant.

13 **Decision and Order Granting**
14 **Defendants' Motion to Dismiss for Lack of Personal Jurisdiction**

15 This dispute arises out of alleged wrongs committed by a current director against a former
16 director and officer of a Nevada corporation.

17 Plaintiff Hanchil Kim is a South Korean national. He is married to Plaintiff Hyunju Lee,
18 referred to as Joyce in the papers. Plaintiffs live in either Tashkent, the capital of Uzbekistan, or
19 Seoul, South Korea; it is not entirely clear because there are ambiguous and/or inconsistent
20 allegations regarding their current residence in the first amended complaint.

21 Plaintiffs filed this case against Defendant Yoon-Sik Kim, a resident of Seoul. Plaintiffs
22 named Olden Star, Inc., a Nevada corporation, as a nominal defendant. Olden Star is the parent
23 company of non-party International Leports Development Corporation (ILDC), a Uzbek
24 corporation, which owns and operates the Taskent Golf Club. The Golf Club plays a central role
25 in Plaintiffs' claims. Defendant Kim is an Olden Star director.

26 Plaintiffs allege that in 2017 they were invited to invest in Olden Star. They were told that
27 as stockholders, Plaintiffs would be treated as VIP members of the Golf Club with unlimited, free
28 use of the Club and guest privileges. Plaintiffs became 10% beneficial owners of Olden Star, and

1 consequently, the Golf Club. Later in 2018, Plaintiff Kim was appointed president of Olden Star's
2 board.

3 Things then soured. Plaintiffs contend that sometime between 2023 and 2024, Defendant
4 Kim defamed Plaintiffs to the Korean expat and Uzbek business communities, to include Olden
5 Star stockholders. Plaintiffs assert Plaintiff Kim was stripped of his office and they both were
6 deprived of their financial interests in Olden Star. Plaintiffs further allege they were denied access
7 to the Golf Club, which humiliated them within the Golf Club community.

8 Plaintiffs take issue with what they allege are illegal and procedurally defective
9 stockholder and board actions between 2023 and 2025. Plaintiffs also assert they have been
10 denied access to corporate records and documents, specifically Defendant Kim's telegram
11 messages with the former director of ILDC and documentation of Olden Star meetings and
12 notices, and thus there is a risk of spoliation.

13 Based on such allegations, Plaintiffs brought claims for breach fiduciary duty; interference
14 with prospective economic advantage; defamation; civil conspiracy; ultra vires; conversion;
15 accounting; declaratory relief; and injunctive relief. Defendants filed a motion to dismiss
16 challenging this court's jurisdiction over each of them, asserting Plaintiffs fail to establish either
17 general or specific jurisdiction. That motion came before this court at oral argument on July 9,
18 2026, at the conclusion of which the court granted the motion to dismiss. The court now enters
19 this decision and order.

20 Nominal Defendant Olden Star is a Nevada corporation, and thus, a citizen of Nevada.
21 *Consipio Holding, BV v. Carlberg*, 128 Nev. 454, 459, 282 P.3d 751, 755 (2012) ("A corporation
22 that is incorporated in Nevada is a Nevada citizen.") The court has general jurisdiction over Olden
23 Star. *See Cath. Diocese, Green Bay v. John Doe* 119, 131 Nev. 246, 249, 349 P.3d 518, 520
24 (2015) ("With respect to general jurisdiction, the Supreme Court typically looks at a corporation's
25 place of incorporation or its principal place of business in ascertaining whether jurisdiction
26 exists.")

27 Defendant Kim is not a Nevada citizen. He resides in Seoul, South Korea. "To obtain
28 jurisdiction over a non-resident defendant, a plaintiff must show: (1) that the requirements of the

1 state's long-arm statute have been satisfied, and (2) that due process is not offended by the
2 exercise of jurisdiction." *Trump v. Eighth Jud. Dist. Ct. of State of Nev. In & For Cnty. of Clark*,
3 109 Nev. 687, 698, 857 P.2d 740, 747 (1993). "General jurisdiction over the [non-resident]
4 defendant is appropriate where the defendant's forum activities are so substantial or continuous
5 and systematic that it may be deemed present in the forum." *Id.* at 699. "[S]pecific personal
6 jurisdiction over a defendant may be established only where the cause of action arises from the
7 defendant's contacts with the forum." *Id.*

8 Plaintiffs argue that because Defendant Kim is violating his authority as an officer or
9 director of a Nevada corporation, they can bring him before a Nevada court. This is exactly what
10 the Nevada Supreme Court rejected in *Consipio* when it reaffirmed that to exercise specific
11 personal jurisdiction over a non-resident officer or director, the cause of action must arise from the
12 officer's or director's *contacts* with Nevada. *Consipio Holding, BV v. Carlberg*, 128 Nev. 454,
13 458, 282 P.3d 751, 754 (2012). In other words, mere service as an officer or director of a Nevada
14 corporation is insufficient.

15 Directing harm to a Nevada corporation can establish the minimum contacts needed for
16 specific personal jurisdiction. *Id.* at 460 ("Officers or directors who directly harm a Nevada
17 corporation are affirmatively directing conduct toward Nevada, and by doing so can be subject to
18 personal jurisdiction even without a director consent statute."). During oral argument, the court
19 questioned Plaintiffs' counsel about any derivative claims Plaintiffs made on behalf of Olden Star.
20 The court noted that it could not locate any derivative claims in the first amended complaint, other
21 than perfunctory assertions of demand futility in a section titled "Derivative Allegations (NRC
22 23.1)."

23 Plaintiffs' counsel conceded that there are no derivative claims in the first amended
24 complaint, and that the entirety of Plaintiffs' claims are against Defendant Kim directly.
25 Plaintiffs' concession is consistent with their written argument that what Defendant Kim did
26 wrong is as follows: he "directed the procedurally defective board and stockholder meetings . . .
27 that stripped Plaintiff Kim of his governance role, deprived Plaintiffs of their Nevada-law
28 stockholder rights under NRS Chapter 78, and caused [Olden Star] to issue the very stockholder

1 notices in which [Olden Star] represented its Nevada presence.” Such assertions do not identify
2 any contacts Defendant Kim had with Nevada from which Plaintiffs’ claims arise, other than his
3 role as an Olden Star director.

4 The court finds that Plaintiffs have failed to establish specific personal jurisdiction over
5 Defendant Kim. That the court has general jurisdiction over Olden Star is of no consequence
6 when there are no claims directly against or brought on behalf of Olden Star. The court does not
7 reach Plaintiffs’ alternative request to dismiss based on *forum non conveniens*.

8 For these reasons, the court GRANTS the motion to dismiss. The court has dismissed
9 Plaintiffs’ complaint once before, and Plaintiffs have not identified how they might correct the
10 jurisdictional defects with another opportunity to amend. Accordingly, the court DENIES any
11 request for leave to replead.

12 **IT IS SO ORDERED.**

13
14 Dated this 21st day of July, 2026

15 
16

17 2DC B26 6B1F 0246
18 Maria Gall
19 District Court Judge
20
21
22
23
24
25
26
27
28

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 Hanchil Kim, Plaintiff(s)

CASE NO: A-25-929240-B

7 vs.

DEPT. NO. Department 9

8 Olden Star Inc, Defendant(s)

9
10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order Granting was served via the court's electronic eFile system to all
13 recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 7/21/2026

15 MGA Docketing

docket@mgalaw.com

16 Shayne Wulterin

swulterin@kahanafeld.com

17 Angie Wood

awood@kahanafeld.com

18 Whitney Jordan

wjordan@kahanafeld.com

19 Eran Forster

eforster@kahanafeld.com

20 Ashley Kabins

akabins@kahanafeld.com

21 Samuel Yu

syu@kahanafeld.com

22 Daniel Yu

dYu@kahanafeld.com

23 Jeawoo Jung

jjung@kahanafeld.com

24 Christine Nichol

cnichol@kahanafeld.com

25

26

27

28

1 If indicated below, a copy of the above mentioned filings were also served by mail
2 via United States Postal Service, postage prepaid, to the parties listed below at their last
3 known addresses on 7/22/2026

4 Joseph Gutierrez

Maier Gutierrez & Associates
Attn: Joseph A. Gutierrez, Esq.
8816 Spanish Ridge Avenue
Las Vegas, NV, 89148