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Tracie K. Lindeman
Clerk of Supreme Court

THE SUPREME COURT OF NEVADA

APCO CONSTRUCTION, a Nevada
corporation,

Plaintiff,

vs

GEMSTONE DEVELOPMENT WEST, INC.,
Nevada corporation; NEVADA
CONSTRUCTION SERVICES, a Nevada
corporation; SCOTT FINANCIAL
CORPORATION, a North Dakota corporation;
COMMONWEALTH LAND TITLE
INSURANCE COMPANY; FIRST
AMERICAN TITLE INSURANCE
COMPANY and DOES I through X,

Defendants.

NV SUPREME COURT CASE NO.: 61131

District Court Case No. A571228

Consolidated with:

*A574391, A574792, A577623
A580889, A583289, A584730
A584960, A587168, A589195
A589677, A590319, A592826
A596924, A597089*

**SUBSTITUTION OF REAL PARTY
IN INTEREST**

AND ALL RELATED MATTERS.

SUBSTITUTION OF REAL PARTY IN INTEREST


Pursuant to that certain Assignment of Claims and Rights entered into between RLMW INVESTMENTS, LLC ("RLMW") and S.R. BRAY CORP. d/b/a POWER PLUS ("Power Plus") on or about April 3, 2014, RLMW has acquired from Power Plus any and all affirmative claims brought by Power Plus including but not limited to all mechanic's lien claims, payment claims, judgments as well as all claims and causes of actions (collectively, the "Affirmative Claims") that are the subject of the mechanic's lien foreclosure action in the Eighth Judicial District Court,

1 namely APCO Construction v. Gemstone Development West, Inc. et. al., and more specifically
2 identified as Case No. A571228 and consolidated with Case Nos. A571792, A574391, A574792,
3 A577623, A579963, A580889, A583289, A584730, A587168, A589195, A589677, A590319,
4 A592826, A596924, A597089, A606730, A608717, and A608718 (the "Lower Court Action")
5 and are the subject of the instant appeal (the "Appeal"). As a result, Power Plus hereby substitutes
6 RLMW as the real party in interest in place and instead of Power Plus as to the Affirmative
7 Claims only (the "Substitution") in the Lower Court Action and the Appeal.

9 RLMW hereby acknowledges, agrees and accepts the substitution of RLMW as the real
10 party in interest in place and instead of Power Plus concerning the Lower Court Action and the
11 Appeal with respect to the Affirmative Claims only.

12 RLMW further acknowledges and agrees that the law firm of Peel Brimley LLP will be
13 the counsel of record for RLMW, in its capacity as the substituted real party in interest in place
14 and instead of Power Plus in the Lower Court Action and the Appeal (identified above) with
15 respect to the Affirmative Claims only.
16

18 **RLMW INVESTMENTS, LLC**


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20 By: 
21 Name: Richard L. Peel, Esq.
22 Title: Its Authorized Member
23 Date: 4/22/14
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1 The law firm of PEEL BRIMLEY LLP ("PB") hereby acknowledges, accepts and agrees
2 to act as the counsel of record for RLMW as the real party in interest in place and instead of
3 Power Plus (identified above) concerning the Lower Court Action and the Appeal (identified
4 above) with respect to the Affirmative Claims (identified above) only.

5
6 DATED this 22 day of April, 2014.


7 **PEEL BRIMLEY LLP**

8
9 By: 
10 Name: Richard L. Peel, Esq.
11 Title: Managing Partner
12 Date: 4/22/14

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that pursuant to NRAP 25, I am employed in the law offices of Peel Brimley LLP, and that on this 22nd day of April, 2014, the foregoing **SUBSTITUTION OF REAL PARTY IN INTEREST** was filed electronically with the Clerk of the Nevada Supreme Court, and was electronically served on all parties registered in this case.



Employee of Peel Brimley, LLP