

IN THE SUPREME COURT OF NEVADA

JAMES J. COTTER, JR.,
INDIVIDUALLY AND
DERIVATIVELY ON BEHALF OF
READING INTERNATIONAL,
INC.,

Petitioner,

v.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF
NEVADA, IN AND FOR THE
COUNTY OF CLARK, AND THE
HONORABLE ELIZABETH GOFF
GONZALEZ, DISTRICT JUDGE,

Respondents,

and

MARGARET COTTER; ELLEN
COTTER; GUY ADAMS; EDWARD
KANE; DOUGLAS MCEACHERN;
WILLIAM GOULD; JUDY
CODDING; MICHAEL
WROTONIAK; AND READING
INTERNATIONAL, INC.,

Real Parties in Interest.

Electronically Filed
Jan 08 2018 10:32 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

CASE NO.: 71267

District Court Case No. A-15-719860-B,
coordinated with No. P-14-082942-E and
No. A-16-735305-B

**SECOND SUPPLEMENT TO
PETITIONER'S APPENDIX**

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Petitioner James Cotter hereby submits this Second Supplement to his Appendix to include the Order Granting Defendants' Motion to Compel production of the documents that are the subject of the pending writ petition in this case, which was argued before the Court on January 3, 2018. The subject order was submitted for signature to the district court on September 16, 2016, but was "inadvertently not signed" by the court on that date, as her handwritten emendation on page 2 of the Order shows. The Order was signed on January 5, 2018, and is numbered next appendix pages in order, 00722–724, and is now in the record of this case.

This Second Supplement fulfills petitioner Cotter's statement on January 4 regarding his initial supplement, APP. 00721 (District Court Minutes, 01/04/18) that he would submit the district court's signed written order of record granting defendants' motion to compel production of work product documents that were the subject of the argument to the Court on January 3, 2018.

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By: /s/ STEVE MORRIS
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CERTIFICATE OF SERVICE

Pursuant to Fed. R. Civ. P. 5(b) and Section IV of District of Nevada Electronic Filing Procedures, I certify that I am an employee of MORRIS LAW GROUP, and that the following documents were served via electronic service: **SECOND SUPPLEMENT TO PETITIONER'S**

APPENDIX

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I further certify that I am an employee of MORRIS LAW GROUP; I caused the **SECOND SUPPLEMENT TO PETITIONER'S APPENDIX** to be served by depositing a copy with the U.S. Postal Service at Las Vegas, Nevada, in a sealed envelope, with first class postage prepaid, on the date and to the addressee(s) shown below on the 8th day of January, 2018:

The Honorable Elizabeth Gonzalez
Department 11
Eighth Judicial District Court
200 Lewis Avenue
Las Vegas, Nevada 89101

Christopher Tayback
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Dated January 8, 2018

By: /s/ PATRICIA FERRUGIA

Steven D. Grierson

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

JAMES J. COTTER, JR.,
derivatively on behalf of Reading
International, Inc.,

Plaintiff,

v.

MARGARET COTTER, ELLEN
COTTER, GUY ADAMS,
EDWARD KANE, DOUGLAS
McEACHERN, WILLIAM
GOULD, JUDY CODDING,
MICHAEL WROTNIAK,

Defendants.

And

READING INTERNATIONAL,
INC., a Nevada corporation,

Nominal Defendant.

) Case No. A-15-719860-B

) Dept. No. XI

)

) Coordinated with:

)

) Case No. P-14-0824-42-E

) Dept. No. XI

)

) Jointly Administered

)

) **ORDER GRANTING**

) **DEFENDANTS' MOTION TO**

) **COMPEL PLAINTIFF TO PRODUCE**

) **COMMUNICATIONS WITH**

) **INTERVENING PLAINTIFFS**

)

) **Date of Hearing: September 8, 2016**

) **Time of Hearing: 8:30 a.m.**

)

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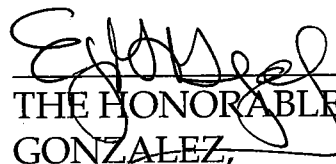
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1 This matter came before the Court on September 8, 2016 for
2 hearing on Defendants' Motion to Compel Plaintiff James J. Cotter, Jr. to
3 Produce Communications with Intervening Plaintiffs ("Motion to Compel").
4 Mark G. Krum appeared for plaintiff James J. Cotter, Jr. ("Plaintiff");
5 Marshall M. Searcy III and James Edwards appeared for defendants
6 Margaret Cotter, Ellen Cotter, Douglas McEachern, Guy Adams, Edward
7 Kane, Judy Coddington, and Michael Wrotniak; Mark E. Ferrario appeared for
8 nominal defendant Reading International, Inc.; and Shoshana Bannett
9 appeared telephonically for defendant William Gould ("Gould").

10 The Court, having considered the papers filed in support of and
11 in opposition to the Motion to Compel, having heard oral argument of the
12 parties, and for good cause appearing:

13 IT IS HEREBY ORDERED that Defendants' Motion to Compel is
14 GRANTED. The mere fact that Mr. Krum's client and Mr. Alexander
15 Robertson's clients are both plaintiffs is not sufficient for common interest.

16
17 DATED this 5th day of January, 2018.

18
19 
20 THE HONORABLE ELIZABETH
21 GONZALEZ,
22 DISTRICT COURT JUDGE

23 (Originally inadvertently not signed but submitted
24 9/16/16 by ΔS) 
25
26
27
28

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Submitted by:

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