

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF: THE W.N. CONNELL
AND MARJORIE T. CONNELL LIVING
TRUST, DATED MAY 18, 1972, AN INTER
VIVOS IRREVOCABLE TRUST,

JACQUELINE M. MONTOYA; AND
KATHRYN A. BOUVIER,

Appellants,

v.

ELEANOR CONNELL HARTMAN AHERN;
AND FREDERICK P. WAID, COURT-
APPOINTED TRUSTEE,

Respondents.

Supreme Court 71577

Electronically Filed
Apr 12 2017 01:08 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

RESPONSE TO ORDER
REGARDING CAPTION

Fred Waid, court-appointed trustee of the W.N. Connell and Marjorie T. Connell Living Trust Dated May 18, 1972, respectfully submits this response to this Courts' order of April 3, 2017, regarding the caption to this appeal. Specifically, this Court has asked whether Fred Waid is properly listed as a party-respondent to this appeal.

Mr. Waid, as trustee of the trust, owes fiduciary duties to both appellants and respondent Eleanor Connell Hartman Ahern. He has not been sued in his individual capacity or in his official capacity in the action in district court, and is interested in this action only as it affects how he administers the assets of the

estate. He provided testimony, but has not taken a position as to the dispute between the parties. Therefore, Mr. Waid agrees with appellants' response to this Court's order: "Mr. Waid is the court-appointed successor trustee for the subject trust and should not be listed as a respondent in this appeal."

Dated this 12 day of April, 2017

HUTCHISON & STEFFEN, LLC

A handwritten signature in black ink, appearing to read "Michael K. Wall", is written over a horizontal line.

Michael K. Wall (2098)
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*Attorneys for Interested Party,
Frederick P. Waid, Court-appointed Trustee*

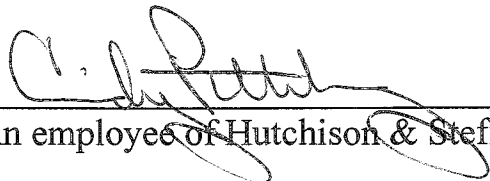
CERTIFICATE OF SERVICE

I certify that I am an employee of HUTCHISON & STEFFEN, LLC and that on this date **RESPONSE TO ORDER REGARDING CAPTION** was filed electronically with the Clerk of the Nevada Supreme Court, and therefore electronic service was made in accordance with the master service list as follows:

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DATED this 12th day of April, 2017.


An employee of Hutchison & Steffen, LLC