



**APPENDIX TO WRIT PETITION  
VOLUME IX  
PGS. 1728-1905**

**TABLE OF CONTENTS TO APPENDIX**

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
01	Complaint	06/12/15	1	1-31
02	T2's Verified Shareholder Derivative Complaint	08/28/15	1	32-49
03	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Douglas McEachern)	9/08/15	1	50-52
04	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Edward Kane)	9/08/15	1	53-55
05	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Ellen Cotter)	9/08/15	1	56-58
06	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Guy Adams)	9/08/15	1	59-61
07	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Margaret Cotter)	9/08/15	1	62-64
08	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Reading International, Inc.)	9/08/15	1	65-67
09	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Timothy Storey)	9/08/15	1	68-70
10	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (William Gould)	9/08/15	1	71-73
11	First Amended Complaint	10/22/15	1	74-123
12	T2's First Amended Complaint	02/12/16	1	124-162
13	Director Defendants' Answer to First Amended Complaint (Cotter Jr.'s	03/14/16	1	163-184

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
	Complaint)			
14	Director Defendants' Answer to T2's First Amended Complaint	03/14/16	1	185-208
15	Acceptance of Service of Summons and T2 Plaintiffs' Amended Complaint (Judy Codding)	03/16/16	1	209-211
16	Acceptance of Service of Summons and T2 Plaintiffs' Amended Complaint (Michael Wrotniak)	03/16/16	1	212-214
17	Reading International's Answer to James J. Cotter, Jr.'s First Amended Complaint	03/29/16	1	215-236
18	Reading International's Answer to T2 Plaintiffs' First Amended Complaint	03/29/16	2	237-256
19	Judy Codding and Michael Wrotniak's Answer to T2 Plaintiffs' Amended Complaint	04/05/16	2	257-280
20	Affidavit of Service of Summons and First Amended Complaint; and T2 Plaintiffs' First Amended Complaint (Craig Tompkins)	04/27/16	2	281-284
21	Joint Motion for Preliminary Approval of Settlement, Notice to Stockholders and Scheduling of Settlement Hearing	7/12/16	2	285-377
22	James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel Defense on Order Shortening Time	08/12/16	3	378-512
23	Director Defendants' Opposition to Plaintiff's Motion to Compel Production of Documents and Communications Related to Advice of Counsel	08/29/16	3	513-540
24	Reading International, Inc.'s Opposition to Plaintiff's Motion to Compel Production of Documents and Communications Related to Advice of Counsel	8/29/16	3	541- 603
25	Transcript of Plaintiff's Motion to	8/31/16	3	604-627

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
	Obtain Expedited Discovery, Motion to Compel Production, and Motion to Permit Discovery re Recent Offer			
26	Second Amended Verified Complaint	09/02/16	4	628-684
27	Petitioner's Motion for Summary Judgment (No. 1) re: Plaintiff's Termination and Reinstatement Claims with Declaration of Noah S. Helpert and Supporting Exhibits	9/23/16	4 5 6 7	685- 860 861-1026 1027-1268 1269-1357
28	Reading International, Inc.'s Joinder to the Individual Defendants' Motion for Summary Judgment No. 1 re Plaintiff's Termination and Reinstatement Claims	10/03/16	7	1358-1368
29	Notice of Entry of Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	10/05/16	7	1369-1374
30	Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	10/07/16	7	1375-1418
31	Director Defendants' Joinder to Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	10/11/16	7	1419-1422
32	Notice of Entry of Order Granting Settlement with T2 Plaintiffs and Final Judgment	10/20/16	7	1423-1430

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
33	Notice of Entry of Order Granting Settlement with T2 Plaintiffs and Final Judgment	10/21/16	7	1431-1449
34	Reading International, Inc.'s Reply In Support of the Individual Defendants' Motion for Partial Summary Judgment No. 1 re Plaintiff's Termination and Reinstatement Claims	10/21/16	7	1450-1459
35	James Cotter Jr.'s Opposition to Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	10/26/16	7	1460-1477
36	Transcript of Hearing on Motions	10/27/16	8	1478-1632
37	Notice of Entry of Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	12/01/16	8	1633-1638
38	Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	12/09/16	8	1639-1654
39	Director Defendant's Opposition to	12/18/16	8	1655-1701

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
	Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel			
40	Reading International, Inc.'s Answer to Plaintiff's Second Amended Complaint	12/20/16	8	1702-1727
41	Reply In Support of Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	12/21/16	9	1728-1752
42	Transcript of Proceedings – Status Check	12/22/16	9	1753-1771
43	Plaintiff James J. Cotter, Jr.'s Motion to Quash Subpoenas and Depositions Duces Tecum and Appendix of Exhibits (Pages 1807-1810 filed under seal)	12/28/16	9	1772-1890
44	Notice of Entry of Order Granting in Part Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	01/23/17	9	1891-1896
45	Order Granting in Part Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of	1/24/16	9	1897-1899

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
	Documents and Communications Related to Advice of Counsel			
46	Order Staying This Court's October 3, 2016, December 1, 2016 and January 20, 2017 Orders Regarding Privilege Issues	2/10/17	9	1900-1905

**APPENDIX TO WRIT PETITION  
VOLUME IX  
PGS. 1728-1905**

**TABLE OF CONTENTS TO APPENDIX (ALPHABETICAL)**

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
15	Acceptance of Service of Summons and T2 Plaintiffs' Amended Complaint (Judy Coddington)	03/16/16	1	209-211
16	Acceptance of Service of Summons and T2 Plaintiffs' Amended Complaint (Michael Wrotniak)	03/16/16	1	212-214
03	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Douglas McEachern)	9/08/15	1	50-52
04	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Edward Kane)	9/08/15	1	53-55
05	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Ellen Cotter)	9/08/15	1	56-58
06	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Guy Adams)	9/08/15	1	59-61
07	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Margaret Cotter)	9/08/15	1	62-64
08	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Reading International, Inc.)	9/08/15	1	65-67
09	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (Timothy Storey)	9/08/15	1	68-70
10	Acceptance of Service of Summons and Verified Shareholder Derivative Complaint (William Gould)	9/08/15	1	71-73



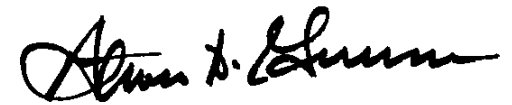
<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
20	Affidavit of Service of Summons and First Amended Complaint; and T2 Plaintiffs' First Amended Complaint (Craig Tompkins)	04/27/16	2	281-284
01	Complaint	06/12/15	1	1-31
39	Director Defendant's Opposition to Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	12/18/16	8	1655-1701
13	Director Defendants' Answer to First Amended Complaint (Cotter Jr.'s Complaint)	03/14/16	1	163-184
14	Director Defendants' Answer to T2's First Amended Complaint	03/14/16	1	185-208
31	Director Defendants' Joinder to Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	10/11/16	7	1419-1422
23	Director Defendants' Opposition to Plaintiff's Motion to Compel Production of Documents and Communications Related to Advice of Counsel	08/29/16	3	513-540
11	First Amended Complaint	10/22/15	1	74-123
35	James Cotter Jr.'s Opposition to Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	10/26/16	7	1460-1477

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
22	James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel Defense on Order Shortening Time	08/12/16	3	378-512
21	Joint Motion for Preliminary Approval of Settlement, Notice to Stockholders and Scheduling of Settlement Hearing	7/12/16	2	285-377
19	Judy Coddington and Michael Wrotniak's Answer to T2 Plaintiffs' Amended Complaint	04/05/16	2	257-280
44	Notice of Entry of Order Granting in Part Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	01/23/17	9	1891-1896
37	Notice of Entry of Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	12/01/16	8	1633-1638
29	Notice of Entry of Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	10/05/16	7	1369-1374
32	Notice of Entry of Order Granting Settlement with T2 Plaintiffs and Final Judgment	10/20/16	7	1423-1430

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
33	Notice of Entry of Order Granting Settlement with T2 Plaintiffs and Final Judgment	10/21/16	7	1431-1449
45	Order Granting in Part Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	1/24/16	9	1897-1899
46	Order Staying This Court's October 3, 2016, December 1, 2016 and January 20, 2017 Orders Regarding Privilege Issues	2/10/17	9	1900-1905
27	Petitioner's Motion for Summary Judgment (No. 1) re: Plaintiff's Termination and Reinstatement Claims with Declaration of Noah S. Helpen and Supporting Exhibits	9/23/16	4 5 6 7	685- 860 861-1026 1027-1268 1269-1357
43	Plaintiff James J. Cotter, Jr.'s Motion to Quash Subpoenas and Depositions Duces Tecum and Appendix of Exhibits (Pages 1807-1810 filed under seal)	12/28/16	9	1772-1890
38	Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	12/09/16	8	1639-1654
40	Reading International, Inc.'s Answer to Plaintiff's Second Amended Complaint	12/20/16	8	1702-1727
28	Reading International, Inc.'s Joinder to	10/03/16	7	1358-1368

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
	the Individual Defendants' Motion for Summary Judgment No. 1 re Plaintiff's Termination and Reinstatement Claims			
30	Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	10/07/16	7	1375-1418
24	Reading International, Inc.'s Opposition to Plaintiff's Motion to Compel Production of Documents and Communications Related to Advice of Counsel	8/29/16	3	541- 603
34	Reading International, Inc.'s Reply In Support of the Individual Defendants' Motion for Partial Summary Judgment No. 1 re Plaintiff's Termination and Reinstatement Claims	10/21/16	7	1450-1459
17	Reading International's Answer to James J. Cotter, Jr.'s First Amended Complaint	03/29/16	1	215-236
18	Reading International's Answer to T2 Plaintiffs' First Amended Complaint	03/29/16	2	237-256
41	Reply In Support of Motion to Reconsider and/or Clarify Order Granting in Part Reading International, Inc.'s Motion to Reconsider of Clarify Order Granting Plaintiff James J. Cotter, Jr.'s Motion to Compel Production of Documents and Communications Related to Advice of Counsel	12/21/16	9	1728-1752
26	Second Amended Verified Complaint	09/02/16	4	628-684
12	T2's First Amended Complaint	02/12/16	1	124-162
02	T2's Verified Shareholder Derivative Complaint	08/28/15	1	32-49
36	Transcript of Hearing on Motions	10/27/16	8	1478-1632

<b>Tab</b>	<b>Document</b>	<b>Date</b>	<b>Vol.</b>	<b>Pages</b>
25	Transcript of Plaintiff's Motion to Obtain Expedited Discovery, Motion to Compel Production, and Motion to Permit Discovery re Recent Offer	8/31/16	3	604-627
42	Transcript of Proceedings – Status Check	12/22/16	9	1753-1771



CLERK OF THE COURT

**RIS**  
MARK G. KRUM (Nevada Bar No. 10913)  
MKrum@LRRC.com  
ERIK J. FOLEY (Nevada Bar No. 14195)  
EFoley@LRRC.com  
LEWIS ROCA ROTHGERBER CHRISTIE LLP  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, Nevada 89169  
(702) 949-8200  
(702) 949-8398 fax

Attorneys for Plaintiff  
*James J. Cotter, Jr.*

DISTRICT COURT

CLARK COUNTY, NEVADA

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

Plaintiff,

v.

MARGARET COTTER, ELLEN COTTER,  
GUY ADAMS, EDWARD KANE, DOUGLAS  
McEACHERN, WILLIAM GOULD, JUDY  
CODDING, MICHAEL WROTONIAK, and  
DOES 1 through 100, inclusive,

Defendants.

and

READING INTERNATIONAL, INC., a Nevada  
corporation;

Nominal Defendant.

CASE NO. A-15-719860-B  
DEPT. NO. XI

Coordinated with:

CASE NO. P-14-082942-E  
DEPT. NO. XI

CASE NO. A-16-735305-B  
DEPT. NO. XI

*Jointly administered*

**PLAINTIFF'S REPLY IN SUPPORT OF  
MOTION TO RECONSIDER AND/OR  
CLARIFY ORDER GRANTING IN  
PART RDI'S MOTION TO  
RECONSIDER OR CLARIFY ORDER  
GRANTING PLAINTIFF'S MOTION  
TO COMPEL PRODUCTION OF  
DOCUMENTS AND  
COMMUNICATIONS RELATING TO  
THE ADVICE OF COUNSEL ON  
ORDER SHORTENING TIME**

**Hearing Date: December 22, 2016**

**Hearing Time: 8:30 am**

3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996

**Lewis Roca**  
**ROTHGERBER CHRISTIE**

1 Plaintiff James J. Cotter, Jr. ("Plaintiff"), by and through his attorney Mark G. Krum of the  
2 law firm of Lewis Roca Rothgerber Christie, LLP submits the following Reply in Support of  
3 Motion to Reconsider and/or Clarify Order Granting in Part RDI's Motion to Reconsider or  
4 Clarify Order Granting Plaintiff's Motion to Compel Production of Documents and  
5 Communications Relating to the Advice of Counsel on Order Shortening Time. Pursuant to Rule  
6 2.24(b) of the Rules of Practice for the Eighth Judicial District Court, Plaintiff requests this Court  
7 reconsider and/or clarify its Order of December 1, 2016. This Motion is based upon the pleadings  
8 and papers on file, the exhibits attached hereto, the following memorandum of points and  
9 authorities, and any oral argument.

10 DATED this 21st day of December, 2016.

11 LEWIS ROCA ROTHGERBER CHRISTIE LLP

12  
13 /s/ Mark G. Krum

14 Mark G. Krum (Nevada Bar No. 10913)

15 Erik J. Foley (Nevada Bar No. 14195)

16 3993 Howard Hughes Pkwy, Suite 600

17 Las Vegas, NV 89169-5958

18 Attorneys for Plaintiff

19 *James J. Cotter, Jr.*

**MEMORANDUM OF POINTS AND AUTHORITIES**

**I. INTRODUCTION**

In his motion to reconsider or clarify (the “Motion”), plaintiff James J. Cotter, Jr. (“Plaintiff”) demonstrated, as he did in his Motion to Compel heard on August 30, 2016, that defendants Guy Adams and Ed Kane voluntarily testified at their depositions in this case that they sought and relied on advice of counsel, Craig Tompkins, Bill Ellis and Greenberg Traurig, in deciding to authorize the exercise of the supposed 100,000 share option to purchase class B voting stock of Reading International, Inc. (“RDI” or the “Company”). Plaintiff in the Motion also demonstrated that the Court entered an order on October 3, 2016, with respect to the Court’s ruling at the August 30, 2016 hearing of Plaintiff’s Motion to Compel, which October 3, 2016 Order required Defendants to produce six categories of documents, two each for each of Tompkins, Ellis and Greenberg Traurig.

In their oppositions to the Motion, Defendants do not dispute the foregoing. Instead, they proffer a new argument which they did not see fit to make in opposition to Plaintiff’s Motion to Compel heard on August 30 or in support of their motion for reconsideration heard on October 27, 2016. That argument is a factual argument that asserts that the only legal issue considered by the RDI Board of Directors Compensation Committee (including Kane and Adams as the two members of it who authorized the exercise of the supposed 100,000 option) was the issue of whether RDI class A non-voting stock could be used as consideration to pay for the exercise of the supposed 100,000 share option. Not only does this argument defy logic, it is mistaken as a matter of fact.

First, and contrary to what Defendants’ oppositions assert, the deposition testimony of Kane and Adams makes clear that the legal advice they sought and received in determining to authorize the exercise of the supposed 100,000 share option covered the full range of legal issues (“legal reasons”) as to why EC as executor of the estate of James J. Cotter, Sr. (the “Estate”) could or could not exercise the supposed 100,000 share option. Second, and also contrary to what Defendants’ oppositions assert, the single set of Compensation Committee minutes they submit to the Court also shows that Kane and Adams sought legal advice with respect to issues other than



1 merely whether class A voting stock could be used as consideration to pay for the exercise of the  
2 supposed 100,000 share option. Third, then contemporaneous emails between and among  
3 Compensation Committee members also show that they sought and obtained legal advice on any  
4 and all issues that might affect their decision whether to authorize the request by EC to exercise  
5 the supposed 100,000 share option (whether there was “any legal reason why Ellen [Cotter], as  
6 executor could not exercise” the supposed 100,000 share option).

7 Finally, to reiterate, the record—including the deposition testimony by Adams and Kane—  
8 demonstrates unequivocally that the legal advice they sought and received in determining to  
9 authorize the exercise of the supposed 100,000 share option was provided not only by Greenberg  
10 Traurig, but also by Craig Tompkins and Bill Ellis. Indeed, as demonstrated hereinafter, they also  
11 received oral advice from another lawyer, Frank Reddick of Akin Gump. For such reasons,  
12 Plaintiff respectfully submits that his Motion to Reconsider or Clarify should be granted.

13 **II. PROCEDURAL AND FACTUAL BACKGROUND**

14 Contrary to the new argument Defendants make in their Opposition, in determining  
15 whether to authorize the exercise of the supposed 100,000 share option,<sup>1</sup> the Compensation  
16 Committee considered the full range of legal issues (“legal reasons”) bearing upon whether Ellen  
17 Cotter (“EC”) should or should not be authorized to exercise the supposed 100,000 share option,  
18 not simply whether Class A Common Stock could be used to pay the exercise price. This too-late-  
19 to-be-credible argument, that Kane and Adams considered only legal advice regarding the use of  
20 RDI class A stock as consideration, is belied by the deposition testimony of Kane and Adams, the  
21 minutes of the Compensation Committee meetings, and the then contemporaneous emails amongst  
22 the members of the Committee.

23 **A. Testimony of Compensation Committee Members**

24 The testimony of Kane and Adams confirms that the scope of legal advice they sought was  
25 not confined to the question of whether class A stock could be used as consideration. Kane  
26 testified that the Compensation Committee sought broad legal advice on whether EC was  
27 permitted to exercise the option:

28  

---

<sup>1</sup> [See Opp’n at 2–3.]

1 Q. What did you do, if anything, as a member of the compensation committee to  
2 determine **whether there was any legal reason why Ellen as executor of the**  
3 **Estate of James J. Cotter, Sr., could not exercise the 100,000-share option?**

4 THE WITNESS: . . . I think Frank Reddick was in the office to give an opinion as  
5 to whether it was appropriate to allow them -- allow Ellen Cotter or executors of  
6 the Estate to exercise those options.

7 [RDI Opp'n Exhibit B at 390:21–391:21 (objections omitted) (emphasis added).]<sup>2</sup>

8 Kane at his deposition identified two other legal issues, ownership and whether the option  
9 had expired, as subjects about which the Committee sought legal advice:

10 The questions would be – that we looked at were did the B options rest with the  
11 Estate, were they still intact or valid at that time . . . .

12 . . . .

13 Q. What steps, if any, did you take personally to answer that question?

14 A. I consulted with counsel on that question.

15 Q. Frank Reddick?

16 A. It was either Frank Reddick or Greenberg.

17 [Id. at 401:10–402:15.]

18 Adams' deposition testimony likewise belies defendants' new argument that the only issue  
19 was the use of class A stock to pay for the option exercise. Adams acknowledged that the  
20 Compensation Committee determined whether EC and MC had the authority to exercise the  
21 option. [RDI Opp'n Exhibit A at 210:24–211:14.] Adams also testified that it was through the  
22 advice of counsel that the Committee made the threshold determination that the option was owned  
23 by the estate. [Id. at 215:24–216:22.]

## 24 B. The Compensation Committee Minutes

25 Defendants mischaracterize the minutes of the September 21, 2015 meeting of the  
26 Compensation Committee, which demonstrate that the committee also considered and sought  
27 advice on legal questions other than merely the use of class A stock to pay for the exercise of the  
28 Option. [Opp'n Exhibit C at 2 (stating that Adams had conferred with counsel "regarding certain  
legal aspects pertaining to the exercise of the Options, including whether the Committee could rely  
on the records of the Company in determining **who was the owner** of the Options" (emphasis

<sup>2</sup> Frank Reddick is a lawyer at Akin Gump, another firm purportedly representing RDI (but hired by Adams and EC.)

added).] (Though, reliance on the records of the Company to determine ownership would be a fundamentally misguided analysis.)

The minutes also show the Compensation Committee considered “various issues raised by then director Tim Storey in his email” in rendering their decision. [*Id.*] In a ready example of one point of this motion, those emails are mostly redacted, reflecting that the issues raised by Storey were legal issues. [*See* E-mail from Tim Storey to Edward Kane and Guy Adams, Sept. 17, 2015, 03:01, Exhibit 13 at 177–80 (showing an email with a half page of visible text and three and a half pages of redacted text).]<sup>3</sup>

### C. Emails Amongst Compensation Committee Members

In April 2017, in response to the request of EC, the Committee began considering her request to exercise the supposed 100,000 share option. Kane sent an email to the members of the Compensation Committee asking whether “we should allow Ellen [Cotter] to exercise [the] options for 100,000 B shares.” [E-mail from Edward Kane to Guy Adams and Tim Storey, Apr. 19, 2015, 12:16, Exhibit 15 at 184.] In this same email, Kane acknowledges Director Gould’s suggestion “to seek judicial approval for the exercise.” [*Id.*] The email also evidences the impetus for the authorization request—to have the option exercised and the B shares added to RDI’s records in time to be voted at the 2015 annual shareholders meeting:

Bill [Gould] suggested we ask Ellen [Cotter] to seek judicial approval for the exercise. His opinion, if we are in accord, means she, as executor of [James J. Cotter, Sr.]’s estate, probably **will not be able to vote the shares at the annual meeting** unless she can expedite a decision in her favor. **If we allow her to exercise the options, [James J. Cotter, Jr.]’s arguments against exercise will not matter.**

[*Id.* (emphasis added).]

In another email, Kane questioned whether there was “**any legal reason** why Ellen [Cotter], as executor, could not exercise” the share option. [E-mail from Edward Kane to Craig Tompkins, Ellen Cotter, Margaret Cotter, Tim Storey, and Guy Adams, Apr. 17, 2015, 22:44, Exhibit 16 at 186 (emphasis added).]

<sup>3</sup> The Compensation Committee minutes reference a Sept. 21 email from Storey, but that email simply refers back to this Sept. 17 email. [*See* E-mail from Tim Storey to Ellen Cotter, Sept. 21, 2015, 22:07, Exhibit 14 at 182.]

1 In still another email, Kane acknowledge that another legal issue was whether, by  
2 operation of the trust document of James J. Cotter, Sr., the supposed 100,000 share option  
3 had poured over into his trust upon his death. [E-mail from Edward Kane to Tim Storey,  
4 Apr. 18, 2015, 12:26, Exhibit 19 at 194.]

5 These emails directly contradict Defendants' oppositions' contention that the only  
6 legal issue addressed by the Compensation Committee in determining whether to authorize  
7 the exercise of the 100,000 share option was whether class A stock could be used as  
8 consideration. The emails also contradict Defendants' erroneous assertion that the  
9 Committee was not addressing this issue until September 2015.

10 **D. Plaintiff Has Raised These Issues as Examples of Defendants' Breach of Their**  
11 **Fiduciary Duties**

12 Plaintiff has pleaded that Kane and Adams breached their fiduciary duties by, among other  
13 things, authorizing the estate to exercise the supposed 100,000 share option. [Second Am. Compl.  
14 ¶ 10.] The Complaint alleges that Kane and Adams never asked "the Estate to produce  
15 documentation establishing the Estate's entitlement to exercise such option." [*Id.* ¶ 107.]  
16 Additionally, and contrary to what Defendants contend, Plaintiff's Complaint acknowledges that  
17 the option purportedly was *held* by the estate. [*Id.* ¶ 10.] Ownership, of course, is a separate  
18 issue. Finally, the Complaint describes the reason for Adams' and Kane's actions, evidenced in  
19 the above emails,<sup>4</sup> as "absent the exercise of the supposed option . . . EC and MC might have  
20 lacked sufficient votes to control the 2015 ASM." [*Id.* ¶ 108.]

21 Thus, and contrary to the oppositions, Adams and Kane sought and relied on legal advice  
22 on the full scope of legal issues in deciding to authorize the supposed 100,000 share option.

23  
24  
25  
26  
27  
28  

---

<sup>4</sup> See *supra* Part II.C.

1 **III. ARGUMENT**

2 **A. As the Court Found, Defendants Relied on Advice of Counsel in Authorizing**  
3 **the Exercise of the Supposed 100,000 Share Option**

4 **1. *Defendants' claim of reliance only on a single memorandum is belied by***  
5 ***their own testimony and privilege logs***

6 The Court's October 3 Order described six categories of documents and communications  
7 subject to production. [Oct. 3 Order, Exhibit 8 at 156–57.] This is because Kane and Adams  
8 testified they relied on the advice of multiple lawyers/law firms in authorizing the supposed  
9 100,000 share option.<sup>5</sup>

10 Q. Did you ask [Ellen Cotter] -- well, what did you do to ascertain [the 100,000  
11 share option] was her asset?

12 A. I informed myself through legal counsel.

13 MR. TAYBACK: Don't -- don't disclose the communications with legal counsel.

14 You can simply say you conferred with legal counsel.

15 THE WITNESS: I conferred with legal counsel.

16 BY MR. KRUM: Q. Who?

17 A. Craig Tompkins, Greenberg Traurig and Bill Ellis.

18 [Deposition of Guy Adams, April 28, 2016, Exhibit 1, at 3:24-4:9 (emphasis added).]

19 Adams confirms this later in his deposition:

20 Q. Okay. But you relied on this particular Greenberg Traurig memo in connection  
21 with making the decision to vote as a member of the compensation committee to  
22 allow Ellen and Margaret Cotter, as executors, to exercise the supposed option to  
23 acquire 100,000 shares of Class B voting stock; is that right?

24 THE WITNESS: Yes, in addition to Craig Tompkins and Bill Ellis.

25 [Id. at 7:9–20 (objection omitted) (emphasis added).]<sup>6</sup>

26 Additionally, the privilege logs of Kane and Adams confirm their testimony. The entries  
27 describe numerous communications from Tompkins and Ellis, not just Greenberg Traurig lawyers,  
28

<sup>5</sup> Defendant RDI also claims Adams and Kane may have relied on non-legal information in addition to advice of counsel and that they were never asked this in deposition. [RDI Opp'n at 5.] Independent of the fact that this assertion is a "red herring," it is simply not true. Plaintiff asked the question, and Defendants had the opportunity to testify as to the information they used to make their decision, but their counsel instructed them not to answer. [RDI Opp'n Exhibit B at 399:5–400:10.]

<sup>6</sup> Curiously, Adams went on to admit he had no knowledge about whether these attorneys possessed any expertise in trust and estate matters [RDI Opp'n Exhibit A at 220:22–221:2], raising a question of whether he "reasonably believe[d the matter] to be within the preparer's or presenter's professional or expert competence" in accordance with Nev. Rev. Stat. § 78.138(2). Kane expressed similar concerns to Adams and EC: "I don't believe Craig [Tompkin]'s e-mail was fully responsive and I am VERY concerned, hopefully unnecessarily." [E-mail from Edward Kane to Guy Adams, Aug. 29, 2015, 06:42, Exhibit 17 at 189.)

1 communicating advice pertaining to the exercise their option.<sup>7</sup> In light of these facts, Defendants'  
2 claim that Kane and Adams relied only on "a single memorandum from Greenberg Traurig" is  
3 blatantly untrue. [See Opp'n at 4.]

4 Separately, Kane testified attorney Frank Reddick (of Akin Gump) also rendered oral  
5 advice on the subject: "And I think Frank Reddick was in the office to give an opinion as to  
6 whether it was appropriate to allow them -- allow Ellen Cotter or executors of the Estate to  
7 exercise those options." [RDI Opp'n Exhibit B at 391:18–21.]

8  
9 **2. Defendants support their assertion that the Court limited the scope of the**  
10 **October 3 Order to a single memorandum using quotes from the portion**  
11 **of the hearing transcript regarding a different motion**

12 The Court was clear in the October 27 hearing on Defendants' Motion to Reconsider: "I  
13 list a bunch of stuff [in the October 3 order]. If any of that stuff was provided to Mr. Kane and  
14 Adams for their ability to review and rely upon, it needs to be produced." [Transcript of  
15 Proceedings, Oct. 27, 2016, Exhibit 4 at 79:21-23.] The Court made it clear that this included  
16 even oral communications. [Id. at 80:2-9.]

17 Defendants' opposition, however, cites to a portion of the hearing transcript that they claim  
18 shows the Court decided to limit the scope of the October 3 Order to only a single memorandum.  
19 [Opp'n at 4–5.] What Defendants omit, though, is that this discussion occurred later, after a  
20 recess, at a point in the hearing regarding a completely different motion—a motion to vacate the  
21 scheduling order. [See Transcript of Proceedings, Oct. 27, 2016, Exhibit 4 at 87:14–17.]

22 The Court's decision, as stated *during the hearing on the Motion for Reconsideration* was  
23 unambiguous:

24 The motion for clarification is granted in part. If document or information was not  
25 provided to Mr. Kane and Adams, it does not fall within the delineated items that  
26 are included on the October 3rd order.

27 [Id. at 87:2–5].

28  

---

<sup>7</sup> See, e.g., entries identified *infra* note 9.

1 The Court's minutes of the October 27, 2016 hearing likewise specified that Defendants'  
2 Motion to Reconsider was granted only with respect to advice of counsel not provided to Adams  
3 and Kane.<sup>8</sup>

4  
5 **B. Defendants Waived Privilege as to All Advice-of-Counsel Documents and**  
6 **Communications Regarding Their Decision to Authorize the Exercise of the**  
7 **Supposed 100,000 Share Option**

8 “The widely applied standard for determining the scope of a waiver of attorney-client  
9 privilege is that the waiver applies to all other communications relating to the same subject  
10 matter.” *Fort James Corp. v. Solo Cup Co.*, 412 F.3d 1340, 1349 (Fed. Cir. 2005); *see also*  
11 *Manley v. State*, 115 Nev. 114, 120, 979 P.2d 703, 707 (1999) (holding that waiver of the privilege  
12 waives it as to all communications on the same subject matter).

13 Here, Defendants have waived privilege as to all communications and documents  
14 pertaining to the authorization of the exercise of the supposed 100,000 share option. In the  
15 October 3 Order, this Court described six categories (two categories for each of Tompkins, Ellis  
16 and Greenberg Traurig) for which Defendants had waived the privilege. Allowing Defendants to  
17 produce only a single written memorandum while withholding numerous other communications  
18 on the same subject matter from various other attorneys is contrary to well-established precedent.

19 Defendants apparently recognize this proposition, and shift their argument to assert that  
20 many of the identified privilege log entries describe communications which do not pertain to the  
21 supposed 100,000 share option. For example, Defendants’ argue that entries “as far back as April  
22 2015” could not possibly address the September 2015 option exercise. [Opp’n at 4.] This  
23 argument exemplifies the factual and procedural misdirection of Defendants. They know that their  
24 suggestion that documents from April 2015 do not concern authorization of the exercise of the  
25 supposed 100,000 share option to be misleading and inaccurate as their clients’ own April 2015  
26 emails show.

27 First, factually, the evidence shows that discussions concerning the exercise of the 100,000  
28 share options occurred at least as early as April 2015. [See E-mail from Susan Villeda to Ed Kane

<sup>8</sup> The minutes read: “[I]f documents or information were not provided to Mr. Kane and Mr. Adams, it does not fall within the delineated items in the October 3rd order.” [Register of Actions (Minutes), Oct. 27, 2016, Exhibit 9, at 160.]

1 and Craig Tompkins, Apr. 16, 2015, 15:21, Exhibit 18 at 192 (discussing the exercise of the  
2 supposed 100,000 share option).] This email chain begins on April 16, 2015 and ends on August  
3 30, 2015. [*Id.*] Thus, the discussion of the exercise of the supposed 100,00 share option did not  
4 being in August—those late summer emails were merely a continuation of the conversation started  
5 in April. [*See id.*] What happened is that the Company’s 2015 Annual Shareholders Meeting did  
6 not go forward in the May–June timeframe, as it historically had. On September 1, 2015, RDI  
7 announced that its 2015 annual meeting of stockholders had been set for November 10, 2015, and  
8 that stockholders of record as of the close of business on October 6, 2015 would be eligible to vote  
9 at that meeting.

10 Second procedurally, Plaintiff is not in a position to know with certainty the contents of  
11 every withheld document and communication. Plaintiff has not seen the purportedly privileged  
12 communications. Moreover, the privilege logs in some instances are imprecise.

13 Thus, where Defendants dispute the relevance of specific logged communications to the  
14 exercise of the supposed 100,000 share option, an *in camera* review is the appropriate procedural  
15 resolution. Defendants’ untested, unproven, and self-serving assertions cannot properly be the  
16 basis upon which communications are withheld.

17 ***1. Defendants’ Assertion that Plaintiff Seeks Any and All Privileged***  
18 ***Communications Regardless of Subject Is a Straw-Man Argument***

19 Plaintiff seeks only those documents and communications that relate to the exercise of the  
20 supposed 100,000 share option. Yet, Defendants mischaracterize Plaintiff’s Motion as a request  
21 for production of “every privileged email communication sent or received by Messrs. Kane or  
22 Adams that relates to the purchase or sale of RDI stock, as well as numerous emails that have  
23 nothing to do with such purchase or sale.” [Opp’n at 1.] Not surprisingly, Defendants do not cite  
24 Plaintiff’s motion in support of this straw-man argument. To the point, Plaintiff’s Motion only  
25 seeks “an order that compels production of all information identified in the Court’s October 3,  
26 Order, with the exception of such information not provided to Kane and Adams.” [Mot. at 15.]

27 As observed above, Plaintiff cannot be sure which documents and communications  
28 described on the Kane and Adams privilege logs pertain to the exercise of the supposed 100,000



1 share option. Defendants seek to take advantage of this disparity in knowledge, claiming the  
2 privilege log entries cited in Plaintiff's motion demonstrate an attempt to expand the Court's  
3 ruling.<sup>9</sup> Plaintiff in his Motion proposed a solution: "Insofar as a question exists as to the subject  
4 of these communications, the Court should conduct an *in camera* review." [*Id.* at 7.]

5 As Plaintiff argued in his Motion, the Court should use an *in camera* review to determine  
6 which documents and communications are in fact responsive; defendants should not be free to  
7 cherry-pick which they will produce. Such a review also will obviate Defendants' claimed  
8 concerns while still ensuring Plaintiff receives documents that are responsive to the October 3  
9 Order.

10 **C. RDI Uses Its Opposition to Rehash Old Arguments**

11 RDI makes two arguments already rejected by the Court:

12 First, RDI claims Defendants never asserted an advice-of-counsel defense. [RDI Opp'n at  
13 3.] The Court heard and rejected this argument at the August 30 hearing. [See Transcript of  
14 Proceedings, Aug. 30, 2016, Exhibit 6, at 137:18–139:8.]

15 Second, RDI argues the privilege belonged to the corporation and could not be waived by  
16 Adams and Kane. [RDI Opp'n at 5.] The Court rejected this argument at the same hearing:

17 "To the extent any of the directors relied upon advice of counsel in performing their  
18 duties which are subject of the breach of fiduciary duty claim, which includes this,  
19 they can't also protect the communication even though it's the company's privilege."

20 [Transcript of Proceedings, Aug. 30, 2016, Exhibit 6, at 141:8–12.]

23 <sup>9</sup> Though Defendants cite to two privilege log entries which may be unrelated to the 100,000 share option, [Opp'n at 4 n.1.], they  
24 do not address any of the other entries cited in Plaintiff's motion, [see Mot. at 6 n.2]. For example, one entry on Kane's privilege  
25 log describes a communication from Ellis to the directors as "[c]ommunication with counsel in connection with rendering legal  
26 advice regarding exercise of stock options." [Kane Privilege Log excerpts, Exhibit 2 at 16, entry 64 (July 1 15, 2015 email from  
27 Ellis).] Another entry similarly describes a communication from Tompkins: "Correspondence communicating legal counsel  
28 regarding the exercise of Reading stock options." [*Id.* at 22, entry 106 (Aug. 7, 2015 email from Tompkins); see also, e.g., Exhibit  
2 at 25, entry 130 (Aug. 17, 2015 email from Tompkins "rendering legal advice regarding exercise of stock options"); *id.* at 31,  
entry 164 (Aug. 28, 2015 email from Tompkins "for purposes of providing legal advice regarding RDI stock option exercise"; *id.* at  
40, entry 234 (Sept. 9, 2015 email from Tompkins "rendering legal advice regarding exercise of stock options").]

The Adams privilege log describes similar communications. [See, e.g., Adams Privilege Log excerpts, Exhibit 3 at 29, entry 256  
(Sept. 17, 2015 email from Tompkins discussing "legal advice regarding exercise of stock options"); *id.* at 29, entry 263 (Sept. 18,  
2015 email from Tompkins discussing the same); *id.* at 30, entry 267 (same).]

3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996

**Lewis Roca**  
**ROTHGERBER CHRISTIE**

As both of these issues were decided on August 30, Plaintiff will not consume more of the Court's time detailing substantive arguments with which the Court is already well-aware and in agreement.

**IV. CONCLUSION**

For the foregoing reasons, Plaintiff respectfully submits that the Court should reconsider and/or clarify its Order of December 1, 2016, and replace it with an order that compels production of all information identified in the Court's October 3, 2016 Order, with the exception of such information not provided to Kane and Adams.

DATED this 21st day of December, 2016.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

/s/ Mark G. Krum

Mark G. Krum (Nevada Bar No. 10913)

Erik J. Foley (Nevada Bar No. 14195)

3993 Howard Hughes Pkwy, Suite 600

Las Vegas, NV 89169-5958

Attorneys for Plaintiff

*James J. Cotter, Jr.*

3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996

**Lewis Roca**  
**ROTHGERBER CHRISTIE**

**CERTIFICATE OF SERVICE**

I hereby certify that on this 21st day of December, 2016, I caused a true and correct copy of the foregoing **PLAINTIFF'S REPLY IN SUPPORT OF MOTION TO RECONSIDER AND/OR CLARIFY ORDER GRANTING IN PART RDI'S MOTION TO RECONSIDER AND/OR CLARIFY ORDER GRANTING PLAINTIFF'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS AND COMMUNICATIONS RELATING TO THE ADVICE OF COUNSEL ON ORDER SHORTENING TIME** to be electronically served to all parties of record via this Court's electronic filing system to all parties listed on the E-Service Master List.

/s/ Jessie M. Helm  
An employee of Lewis Roca Rothgerber Christie LLP

**EXHIBIT 13**  
**(FILED UNDER SEAL)**

**EXHIBIT 14**  
**(FILED UNDER SEAL)**

# **EXHIBIT 15**

---

**From:** Kane <ekane@san.rr.com>  
**Sent:** Sunday, April 19, 2015 12:16 PM  
**To:** Adams Guy; Storey Tim  
**Cc:** Gould Bill; McEachern Doug (US - Retired)  
**Subject:** Fw: JJC Options.

You have my prior correspondence on Ellen's request. Nether of you have responded to the question of whether, assuming Jim's estate has sufficient nonvoting stock to exercise his options on the voting stock, we should allow Ellen to exercise Jim's options for 100,000 B shares. No matter what we decide, it will be favorable to one party and detrimental to the other. Bill suggested we ask Ellen to seek judicial approval for the exercise. His opinion, if we are in accord, means she, as executor of Jim's estate, probably will not be able to vote the shares at the annual meeting unless she can expedite a decision in her favor. If we allow her to exercise the options, Jim's arguments against exercise will not matter. So, give me your opinion and don't leave me hanging!!!

**From:** Craig Tompkins  
**Sent:** Saturday, April 18, 2015 5:33 PM  
**To:** mailto:ekane@san.rr.com  
**Subject:** JJC Options.

Ed,

It is not clear to me from your email whether you are saying that Ellen does not have authority to exercise the options, or that she does not have authority to transfer/sell Class A shares currently registered in the name of JJC, or both.

Craig

EXH 284  
DATE 6-9-16  
Kane  
PATRICIA HUBBARD

**EXHIBIT 16**  
**(FILED UNDER SEAL)**



# **EXHIBIT 17**

.

---

**From:** Guy Adams <GAdams@gwacap.com>  
**Sent:** Saturday, August 29, 2015 3:40 PM  
**To:** Kane  
**Subject:** Re: Fw:

Ok. Sounds good. Let me know an approximate time as I am in and out this afternoon.  
Guy

Sent from my iPhone

On Aug 29, 2015, at 6:42 AM, Kane <[elkane@san.rr.com](mailto:elkane@san.rr.com)> wrote:

FYI. would like to call you this afternoon regarding this, Craig's e-mail and Tim's e-mail.

**From:** Kane  
**Sent:** Saturday, August 29, 2015 5:37 AM  
**To:** [Cotter Ellen](#)

Yesterday's phone call had me up most of the night. I don't believe Craig's e-mail was fully responsive and I am VERY concerned, hopefully unnecessarily. I will be out playing golf this morning with Craig and will be back about 1:30 for the rest of the day. Where can I reach you this afternoon?

Regards,  
Susan

---

**From:** Craig Tompkins  
**Sent:** Thursday, April 16, 2015 12:30 PM  
**To:** Susan Villeda  
**Cc:** Kane ([elkane@san.rr.com](mailto:elkane@san.rr.com))  
**Subject:** Stock Option Documents

Susan,

How are we doing on finding the Cotter Class B Stock Option Agreements and Board Resolution?

Ed Kane has asked that I get them to him ASAP.

Thanks  
Craig

# **EXHIBIT 18**

---

**From:** Kane <elkane@san.rr.com>  
**Sent:** Sunday, August 30, 2015 10:39 PM  
**To:** Susan Villeda  
**Cc:** Cotter Ellen  
**Subject:** Re: Stock Option Documents

I would greatly appreciate your putting together all of the attachments and fedexing them down to me ASAP. I need to review all them and some of them I could not download. Thanks.

**From:** Susan Villeda  
**Sent:** Thursday, April 16, 2015 3:21 PM  
**To:** <mailto:elkane@san.rr.com> ; Craig Tompkins  
**Cc:** Andrzej Matyczynski  
**Subject:** Stock Option Documents

Attached is the requested documentation for the Cotter Class B shares:

1. Stock Option Agreement granting 100,000 Class B stock options dated May 9, 2007 (unsigned);
2. Stock Option Agreement granting 696,080 Class B stock options dated December 31, 2001 (signed only by Company CFO). Please note that these stock options were not issued as part of a Stock Option Plan, but instead was a separate Stock Option Agreement with Mr. Cotter. These options were exercised on August 22, 2003;
3. As for the 327,808 Class B shares, we confirm that these shares were not issued as stock options. Mr. Cotter acquired these shares as part of the merger from OBI and Citadel Holding Corporation, see attached Schedule 13-D;
4. Board of Directors minutes for March 11, 2010 – Delegation of the 2010 Stock Incentive Plan administration to the Compensation & Stock Options Committee (detailed breakdown below); and the

Per the 2010 Stock Incentive Plan the Board of Directors were to be the administrators of the plan. On March 11, 2010, the Board transferred the delegation of the plan to the Compensation Committee and also delegated to the Chairman the authority to grant stock awards to all eligible participants who are neither family members of the Chairman, "Covered Employees", nor persons subject to Section 16 of the "Exchange Act".

Definitions per the 2010 Stock Plan

- A. Covered Employees means the CEO and the four other highest compensated officers of the Company for whom total compensation is required to be reported to stockholders under the Exchange Act, as determined for purposes of Section 162(m) of the Code.
5. Unanimous Written Consent from the Board of Directors dated December 31, 2001 - Delegation of the 1999 Stock Option Plan to the Compensation & Stock Options Committee.

Also attached are copies of the 2010 Stock Incentive Plan and the 1999 Stock Option Plan.

Please let me know if you have any questions.

**EXHIBIT 19**  
**(FILED UNDER SEAL)**



APPEARANCES:

FOR THE PLAINTIFF:

MARK G. KRUM, ESQ.  
ERICK FOLEY, ESQ.

FOR THE DEFENDANTS:

BLAIR PARKER, ESQ.  
MARSHALL M. SEARCY, ESQ.  
MARK E. FERRARIO, ESQ.



1 LAS VEGAS, NEVADA, THURSDAY, DECEMBER 22, 2016, 9:12 A.M.

2 (Court was called to order)

3 THE COURT: I'm going to Cotter, unless there's  
4 someone here on something else. Anyone on anything else?

5 (Off-record colloquy)

6 MR. KRUM: Good morning, Your Honor. Thank you.  
7 Mark Krum and Erick Foley for plaintiff James J. Cotter, Jr.  
8 I assume you were able to read our reply materials that  
9 arrived yesterday afternoon.

10 THE COURT: Yes. I'd hoped to see them by noon, but  
11 we told you you could have till 3:00.

12 MR. KRUM: I apologize. We had hoped to have them  
13 out and to you by noon.

14 Very well. So, as happens from time to time as I  
15 sit and don't always listen to the prior matters, I make more  
16 notes, and so my presentation gets longer. But I will bear in  
17 mind that you've read briefing about these issues for three  
18 motions now, much of which I suspect misses the point  
19 perspective, but let me see if I can get to that.

20 Contextually, as Your Honor knows, on August 30 you  
21 granted our motion to compel on the so-called advice of  
22 counsel motion. You prepared your own order after receiving  
23 competing orders from counsel, and that was entered on October  
24 3. That list -- there's a prefatory introduction, and then  
25 there are six numbered paragraphs that follow. For example,

1 paragraph 1 says, "Any and all documents or communications to  
2 or from Tompkins concerning the 100,000 share option and EC  
3 and MC's rider ability as executors of the estate to exercise  
4 the option."

5 Paragraph 2 is the same, except for it replaces  
6 Tompkins with Ellis. Paragraph 3 replaces Tompkins with  
7 Greenberg Traurig, and the same sort of thing happens in the  
8 other three paragraphs.

9 And the point of that is that the order identified  
10 communications with three sets of lawyers as communications  
11 which were to be produced insofar as they concern the subject  
12 matter referenced in the order, which, of course, is the  
13 100,000 share option.

14 THE COURT: No. What it related to, and you will  
15 recall this, is communications that occurred related to the  
16 100,000 share option.

17 MR. KRUM: I beg your pardon?

18 THE COURT: So it wasn't just the documents related  
19 to that option, it was the communications that were obtained  
20 by the gentleman who testified in his deposition, I can't  
21 remember if it was Mr. Adams or Mr. Kane, that he asked for  
22 advice from an attorney. And I was unclear during that motion  
23 practice who that attorney was and how broad that went.

24 MR. KRUM: Right. I understand. I agree with what  
25 you said, and I understand. And it appeared to me as I worked

1 through this on the reply that the point on which I need to  
2 focus or the point from which you would like to hear from us  
3 is what you just said, which is which attorney or attorneys.  
4 And, of course, as you know, the order entered following the  
5 motion to reconsider eliminates the attorneys and refers to a  
6 single Greenberg Traurig memorandum.

7           So let me speak to that question, Your Honor, who  
8 were the lawyers. And we quoted this a few times, but it's --  
9 to answer that question I'm going to quote it again. Mr.  
10 Adams testified as follows. Question, "Did you ask Ellen  
11 Cotter -- what did you do to ascertain that the 100,000 share  
12 option was her asset?" "I informed myself through counsel,"  
13 is the answer. Then Mr. Tayback, Mr. Searcy's partner,  
14 interposes an objection, and the witness clarifies his answer.  
15 "I conferred with legal counsel." And then Mr. Krum asked a  
16 brilliant question, I'm being self deprecating, "Who?" And  
17 the answer is, "Craig Tompkins, Greenberg Traurig, and Bill  
18 Ellis."

19           Later I asked Mr. Adams, "But you relied on this  
20 particular Greenberg Traurig memo in connection with making  
21 the decision to vote as a member of the compensation committee  
22 to allow Ellen and Margaret Cotter as executors to exercise  
23 the supposed option to acquire 100,000 shares of Class B  
24 voting stock; is that right?" Answer, "Yes, in addition to  
25 Craig Tompkins and Bill Ellis."

1           So I submit, Your Honor, that the testimony by Mr.  
2 Adams is perfectly clear. He made sure that he identified  
3 those three sets of lawyers, Tompkins, a lawyer; Ellis, a  
4 lawyer; and the Greenberg Traurig law firm. And so, of  
5 course, Your Honor, the privilege logs of Adams and Kane, by  
6 our count between 200 and 300 entries that refer to exercise  
7 of stock option and communications between Tompkins on the one  
8 hand and Kane and Adams on the other and Ellis on the one hand  
9 and Kane and Adams on the other, and I think Greenberg  
10 Traurig, as well. And so, Your Honor, we understood the  
11 October order to include those communications. But we don't  
12 know what they are, and there's no way to know what they are,  
13 because I couldn't sit there and ask them to identify it,  
14 because they wouldn't know. I could say, here, look through  
15 dozens of privilege log entries.

16           And so the question is how was that determination  
17 made. Who gets to make it? Who should make it? Your Honor,  
18 we submit that it must be made by the Court, not by counsel  
19 for the defendants. And that from our perspective is part of  
20 the problem with the December order, because it says, "To the  
21 extent that Messrs. Kane and Adams testified that they relied  
22 solely on the advice of counsel...." How is that going to be  
23 determined? I thought you determined that. I thought you  
24 made it perfectly clear that --

25           THE COURT: Mr. Krum, it's the same thing as I said

1 before. In the first order it says, "The motion is granted.  
2 The legal opinion referenced by Messrs. Kane and Adams in  
3 their deposition testimony as having relied upon it related to  
4 the 100,000 share option shall be produced by the defendants."  
5 And since I didn't know where that legal opinion was, I put  
6 six different categories where it included in. Because I  
7 didn't know where it was. And then you guys come back and I  
8 hear, no, it's a Greenberg Traurig memo. And it's like, okay,  
9 but then if there's anything else, you guys need to tell me.  
10 At this point I have not been told there is actually anything  
11 else for me to do an in-camera review on.

12 MR. KRUM: The answer, Your Honor, is you'll never  
13 know, because they're not going to say. They're not going to  
14 say, these 15 or these 150 were solely relied on by Kane  
15 and/or Adams. Why would they do that? That's giving it up.  
16 And that, Your Honor, is -- and, by the way, the other part of  
17 this at the end of the order says, "not provided to or relied  
18 on by Evans."

19 Here's my suggestion, Your Honor. If they received  
20 advice on the subject from the lawyers they identified as  
21 lawyers from whom they sought advice and on whose advice they  
22 relied, and that includes Tompkins and that includes Ellis,  
23 that is included in the list in your order.

24 THE COURT: It is.

25 MR. KRUM: But that's why I go back to how do we

1 determine that. And there's no way to determine that short of  
2 you actually looking at these documents, doing an in-camera  
3 review. And it'll be apparent, I submit, if the communication  
4 from Tompkins or the communication from Ellis concerns the  
5 issues with which you're fully familiar now after three rounds  
6 of briefing.

7           And I want to say one other thing on the subject of  
8 the issues, because we have a whole new set of briefing and  
9 argument here on this motion. For the first time the  
10 defendants argue, oh, no, no, the only issue as to which Kane  
11 and Adams sought advice was whether Class A stock could be  
12 used as a consideration to pay for the exercise. Well, that's  
13 -- the reason they didn't make that argument in the prior two  
14 rounds of briefing is it's utter fiction. And we addressed  
15 that in the reply, Your Honor. But the scope of the issues  
16 addressed by Kane and Adams, the legal issues, the issues as  
17 to which they sought advice from Tompkins and Ellis and GT  
18 include, for example -- I'm looking now, Your Honor, at  
19 Exhibit 16 -- whether there was any legal reason why Ellen  
20 Cotter as executor could not exercise the supposed 100,000  
21 share option. And so you saw in the deposition testimony we  
22 quoted in our reply I asked Mr. Kane, any legal reason. And I  
23 didn't make up that phraseology to have the most expansive  
24 question I could ever think of. I used that phraseology  
25 because he used it in his email.

1           Now, by the way, it's an April email, and they argue  
2 that this is all September. I hope that you were able to see  
3 that it began in April, when Ellen Cotter requested to  
4 exercise the option, they reached no conclusion; and there was  
5 no reason for them to rush to do so, because the annual  
6 shareholders meeting did not get scheduled as it customarily  
7 is in May and June. And then what happened in September, they  
8 scheduled the annual shareholders meeting for November, they  
9 set the record date for October 6, and if Ellen Cotter and  
10 Margaret Cotter were going to as executors own these shares  
11 and get them on the books and records of the company and be  
12 able to vote them, they had to have the option to exercise  
13 authorized.

14           But, Your Honor, back to the scope -- and so that's  
15 why the issue came back at the end of August. And so Exhibit  
16 18 shows you that it's the very same issue. That has an April  
17 email and a follow on April 16, then the next email in the  
18 chain is August 30.

19           Your Honor, but on the issue --

20           THE COURT: Your time's expired, Mr. Krum.

21           MR. KRUM: -- it's beyond what they argue. Thank  
22 you, Your Honor.

23           THE COURT: Thank you.

24           MR. FERRARIO: Your Honor, I really don't want to go  
25 back over everything. I just want to point out one thing.

1 And the Court will remember that when these cases started, the  
2 estate case which is in front of you and this case, which is  
3 now in front of you, back in the summer of 2015 there was a  
4 flurry of activity in both cases and hearings set and  
5 dismissing. At one point in the estate case, and I don't know  
6 if Mr. Krum remembers this or not, there was a petition filed  
7 dealing with who could manage the assets.

8 THE COURT: Absolutely.

9 MR. FERRARIO: You remember that.

10 THE COURT: I do. And I was going to set a hearing,  
11 and then you guys blew me off.

12 MR. FERRARIO: Somebody blew you off. I don't want  
13 to be in that category. But the bottom line was as you closed  
14 that down you made it very clear that the executors of the  
15 estate, okay, were in charge of the assets of the estate. And  
16 the -- and that's kind of what set this whole thing in motion.  
17 And there was no dispute that Margaret and Ellen are the  
18 executors of the estate, and I don't believe that Mr. Krum is  
19 contesting that the options were assets of the estate. And I  
20 think he even says on page 7 of his pleading -- and Mr. Searcy  
21 pointed this out to me and I read it, it stood out to me --  
22 "Contrary to what defendants contend, plaintiff's complaint  
23 acknowledges that the option purportedly was held by the  
24 estate." If he wanted to challenge who owned the option or  
25 who controlled it, Mr. Cotter, Jr., he should have done that



1 in the estate proceeding. He didn't do that.

2           So once you get past that, and I think we've pled  
3 this, and I'm not -- I don't want anything to be -- anything I  
4 say to be deemed a waiver, okay, but, hypothetically speaking,  
5 if the board asked, hey, what's the status of the estate  
6 proceeding, and, hypothetically speaking, a lawyer said that  
7 he was in front of Judge Gonzalez and Judge Gonzalez said X,  
8 okay, and then they moved on to consider how would you  
9 exercise this option, then, that would get to what we contend  
10 was the payment issue, can you use non-voting shares to, you  
11 know, exercise -- or as consideration for these voting shares.

12           So, again, we don't think this is even a derivative  
13 claim. We think we've spent too much money on this issue,  
14 quite frankly. But the Court's ruling actually goes -- has  
15 more import in other areas, quite frankly, from our  
16 perspective. So I don't have anything else to say on that  
17 other than this whole thing gets started on this false premise  
18 that I think the undercurrent was they didn't get what you  
19 said in the estate proceeding. And now we've kind of just  
20 gone all over the place on an attorney-client issue. And I  
21 don't really know what he wants at this point, to be honest  
22 with you.

23           THE COURT: He wants you to give up so he can win.

24           MR. FERRARIO: Okay. Well. So with that, we've  
25 briefed the heck out of this, you know our position. I don't

1 think --

2 THE COURT: So can I ask you a couple questions.

3 MR. FERRARIO: Yes. Absolutely.

4 THE COURT: All right. So the discussions I've had  
5 in one of the days you weren't here have had to do with my  
6 focus on the information that was relied upon by the deponents  
7 that they sought legal advice upon to try and make a good  
8 decision on how they should weigh in on the 100,000 share  
9 option. That's what I've been trying to get to. Ms.  
10 Hendricks told me there was only one memo and it was the  
11 Greenberg Traurig memo, that there were no other memos.

12 MR. FERRARIO: That's the only one I'm aware of. I  
13 can tell you we were asked --

14 THE COURT: Are there other things that arguably  
15 could be like that that are on the privilege log, these emails  
16 that are heavily redacted that Mr. Krum keeps talking about  
17 that if I reviewed I might be able to say, yes, Mr. Krum, I've  
18 looked at them, no, they're not related to the issue I've  
19 allowed testimony.

20 MR. FERRARIO: Again, Mark, I don't think you're  
21 going to claim waiver. Let me -- I can add some gloss to this  
22 as long -- if you're not going to claim waiver and put this in  
23 perspective.

24 MR. KRUM: I think there's already been a waiver.

25 MR. FERRARIO: Where?

1 THE COURT: Okay. So he says he's not going to tell  
2 you --

3 MR. FERRARIO: Where was the waiver? Was it today?

4 MR. KRUM: That's what I thought we resolved on  
5 August 30.

6 MR. FERRARIO: No. I'm just going to try to put  
7 some context to this, as long as you're not going to contend  
8 it's a waiver. I think everybody understands. What I believe  
9 occurred -- and I don't think there is another memo. What I  
10 think is being referred to in these emails was requests to  
11 Tompkins and Ellis to get some clarity on certain issues, and  
12 one of the issues that they were seeking clarity on was the  
13 estate issue that I just hypothetically spoke to you about.

14 THE COURT: No. Where I was giving you guys a hard  
15 time because you wouldn't show up for a hearing that I'd set  
16 and reserved three days for and I was pretty irritated about.

17 MR. FERRARIO: Yeah. You were giving everybody a  
18 hard time.

19 THE COURT: Yeah.

20 MR. FERRARIO: So that was the issue -- that was one  
21 of the issues. And the other issue that's touched on is can  
22 you use non-voting shares as consideration for the voting  
23 shares. So those were the issues. The only memo that I'm  
24 aware of that was done was the Greenberg Traurig memo that's  
25 been discussed, and that was --

1           THE COURT: And I've made it clear that I did not  
2 intend in ruling that that memo had to be produced to require  
3 any of the supporting or work papers to be provided. However,  
4 my point has been throughout this that the communication that  
5 was made to provide legal advice so Mr. Adams and/or Mr. Kane,  
6 whichever one it was that asked, would have the answer to his  
7 question and be able to fulfill his duties as a board member  
8 in making that decision. That's what I've been trying to  
9 focus on. I'm told there's one memo.

10           Mr. Krum, if you really believe some of those other  
11 items on the privilege log fall within that limited category,  
12 which is what I've tried to say in five different ways now  
13 since our first time we had this discussion, I'll look at them  
14 in camera. But my focus has been that very limited request  
15 for additional information by the deponent to the attorney and  
16 the memo that was produced to them to rely upon.

17           MR. KRUM: Your Honor, I don't concur with the  
18 factual gloss, but yes is my answer to your question. What  
19 we'll do is we will go back through the list that we have in  
20 the motion, we will do our very best to eliminate anything,  
21 because apparently we had at least a couple, they had two  
22 examples of where the reference was not appropriate, we will  
23 send the revised list to them so that they can weigh in on it,  
24 and then after we're done we'll send you the list --

25           THE COURT: You're either going to reach an

1 agreement on the list or you're not.

2 MR. KRUM: Right.

3 THE COURT: And then after you either reach an  
4 agreement on the list or not, you're going to communicate to  
5 me, Judge, we would like you to review X list or Y list of  
6 these documents in camera. Does that sound like an okay  
7 resolution?

8 MR. KRUM: Perfect. Thank you, Your Honor.

9 THE COURT: All right. If you're going to dispute  
10 about the list, you can send the two proposed lists to me by  
11 email, and I'll have a conference call with you. And it may  
12 be that I review the shorter list and then make a decision to  
13 review the longer list if it turns out the shorter list to me  
14 looks like stuff to be produced. But if I review the shorter  
15 list and it doesn't look like I need to produce things, then I  
16 probably won't review the longer list.

17 MR. KRUM: Understood.

18 THE COURT: Anything else?

19 MR. KRUM: No, Your Honor.

20 THE COURT: Have a lovely holiday. Goodbye.

21 MR. KRUM: Likewise.

22 THE COURT: Mr. Parker, a pleasure to have you in  
23 the courtroom.

24 MR. PARKER: Good to be here, Your Honor.

25 THE COURT: Continue all their motions.

1           When are you guys going to be done with discovery?  
2   You know, I lose my courtroom after December 31st, right?  
3           MR. KRUM: We discussed that, Your Honor.  
4           MR. FERRARIO: It won't be before then.  
5           MR. KRUM: It won't be before then. We have some of  
6   the depositions scheduled for January. Obviously some of the  
7   depositions await resolution of the issues we argued today, so  
8   we'll get on this as quickly as we can. And I suspect that by  
9   the end of January we'll be discussing about jointly  
10  requesting a status check.  
11           THE COURT: So I'm going to set a status conference  
12  for you to address those issues -- how does February 6th work?  
13           MR. SEARCY: That works, Your Honor.  
14           MR. KRUM: I'm drawing a blank on that. I think  
15  that's a problem for me, Your Honor, but I can't say why.  
16           THE COURT: I only have a courtroom on Mondays, and  
17  I have the courtroom from 8:00 a.m. to 10:15 a.m.  
18           MR. KRUM: May we do this? May we confer and  
19  suggest dates to you?  
20           THE COURT: I only have Mondays.  
21           MR. KRUM: Would it be possible to do this by phone  
22  if it --  
23           THE COURT: It would be possible to do it by phone.  
24  I have rigged the conference room with the JAVS system so I  
25  can do conference calls in there.

1           MR. KRUM: Oh, my. We'll jointly suggest a date,  
2 Your Honor.

3           THE COURT: Chief judges don't get courtrooms. I  
4 didn't --

5           MR. FERRARIO: So if we try a case now in front of  
6 the chief judge, is it that floating system that we had a  
7 while back where we kind of end up --

8           THE COURT: Remember courtroom sharing?

9           MR. FERRARIO: I do remember. It was horrible.  
10 That's what we're doing now?

11          THE COURT: I haven't said that's what we're doing  
12 yet. There may be other options for you that you haven't  
13 thought about.

14          MR. KRUM: One other thing. And I may be ahead of  
15 the curve here. I'm going to speak to counsel when we get out  
16 in the hallway. They've issued a subpoena to third parties  
17 for testimony and deposition -- testimony and documents in  
18 January, and we'll meet and confer about that. We may have  
19 motion practice between now and --

20          MR. FERRARIO: Are you talking about that one on  
21 the High Point?

22          MR. KRUM: Yes.

23          THE COURT: I've only got Mondays.

24          MR. KRUM: Understood, Your Honor.

25          THE COURT: That's the only hearing day I have where

1 you can come into a room and we can have this kind of  
2 interchange.

3 MR. FERRARIO: What room are we going into?

4 THE COURT: Judge Togliatti's courtroom, which is  
5 10C.

6 MR. KRUM: Okay. Thank you.

7 THE COURT: But that's only on Monday mornings. I  
8 do have a conference room, but, frankly, the way your group  
9 ends up it's hard to have everything.

10 MR. FERRARIO: The conference room in the chief  
11 judge's office is what we've got?

12 THE COURT: There is a conference room. The chief  
13 judge doesn't get a courtroom, they get this really big  
14 conference room.

15 MR. FERRARIO: They get the palatial office suite.

16 THE COURT: With the same view I had when I was at  
17 Beckley Singleton.

18 Anything else?

19 MR. KRUM: No. Thank you, Your Honor.

20 MR. FERRARIO: Merry Christmas and happy holidays,  
21 everybody.

22 THE PROCEEDINGS CONCLUDED AT 9:34 A.M.

23 \* \* \* \* \*

24

25



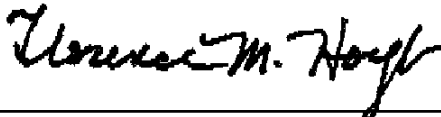
**CERTIFICATION**

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

**AFFIRMATION**

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

**FLORENCE HOYT**  
**Las Vegas, Nevada 89146**

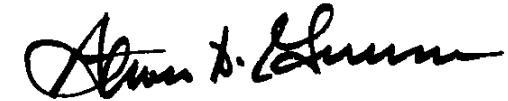
  
\_\_\_\_\_  
FLORENCE M. HOYT, TRANSCRIBER

12/27/16

\_\_\_\_\_  
DATE

 ORIGINAL

Electronically Filed  
12/28/2016 03:35:36 PM



CLERK OF THE COURT

1 **MQUA**  
2 MARK G. KRUM (Nevada Bar No. 10913)  
3 MKrum@LRRC.com  
4 ERIK J. FOLEY (Nevada Bar No. 14195)  
5 EFoley@LRRC.COM  
6 LEWIS ROCA ROTHGERBER CHRISTIE LLP  
7 3993 Howard Hughes Parkway, Suite 600  
8 Las Vegas, Nevada 89169  
9 (702) 949-8200  
10 (702) 949-8398 fax

11 Attorneys for Plaintiff  
12 *James J. Cotter, Jr.*

DISTRICT COURT

CLARK COUNTY, NEVADA

**FILE WITH  
MASTER CALENDAR**

11 JAMES J. COTTER, JR., individually and  
12 derivatively on behalf of Reading International,  
13 Inc.,

14 Plaintiff,

15 v.

16 MARGARET COTTER, ELLEN COTTER,  
17 GUY ADAMS, EDWARD KANE, DOUGLAS  
18 McEACHERN, WILLIAM GOULD, JUDY  
19 CODDING, MICHAEL WROTNIAK, and  
20 DOES 1 through 100, inclusive,

21 Defendants.

22 and

23 READING INTERNATIONAL, INC., a Nevada  
24 corporation;

25 Nominal Defendant.

CASE NO. A-15-719860-B  
DEPT. NO. XI

Coordinated with:

CASE NO. P-14-082942-E  
DEPT. NO. XI

CASE NO. A-16-735305-B  
DEPT. NO. XI

*Jointly administered*

**PLAINTIFF JAMES J. COTTER, JR.'S  
MOTION TO QUASH SUBPOENAS  
AND DEPOSITIONS DUCES TECUM  
ON SHORTENED TIME**

**Hearing Date:**

**Hearing Time:**

3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996

**Lewis Roca**  
**ROTHGERBER CHRISTIE**

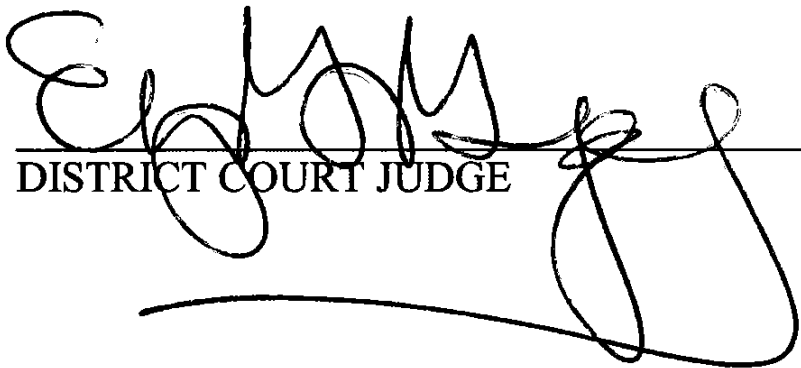
1 T2 PARTNERS MANAGEMENT, LP, a  
2 Delaware limited partnership, doing business as  
3 KASE CAPITAL MANAGEMENT, et al.,  
4  
5 Plaintiffs,  
6  
7 vs.  
8  
9 MARGARET COTTER, ELLEN COTTER,  
10 GUY ADAMS, EDWARD KANE, DOUGLAS  
11 McEACHERN, WILLIAM GOULD, JUDY  
12 CODDING, MICHAEL WROTONIAK, CRAIG  
13 TOMPKINS, and DOES 1 through 100,  
14 inclusive,  
15 Defendants.  
16  
17 and  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52  
53  
54  
55  
56  
57  
58  
59  
60  
61  
62  
63  
64  
65  
66  
67  
68  
69  
70  
71  
72  
73  
74  
75  
76  
77  
78  
79  
80  
81  
82  
83  
84  
85  
86  
87  
88  
89  
90  
91  
92  
93  
94  
95  
96  
97  
98  
99  
100  
101  
102  
103  
104  
105  
106  
107  
108  
109  
110  
111  
112  
113  
114  
115  
116  
117  
118  
119  
120  
121  
122  
123  
124  
125  
126  
127  
128  
129  
130  
131  
132  
133  
134  
135  
136  
137  
138  
139  
140  
141  
142  
143  
144  
145  
146  
147  
148  
149  
150  
151  
152  
153  
154  
155  
156  
157  
158  
159  
160  
161  
162  
163  
164  
165  
166  
167  
168  
169  
170  
171  
172  
173  
174  
175  
176  
177  
178  
179  
180  
181  
182  
183  
184  
185  
186  
187  
188  
189  
190  
191  
192  
193  
194  
195  
196  
197  
198  
199  
200  
201  
202  
203  
204  
205  
206  
207  
208  
209  
210  
211  
212  
213  
214  
215  
216  
217  
218  
219  
220  
221  
222  
223  
224  
225  
226  
227  
228  
229  
230  
231  
232  
233  
234  
235  
236  
237  
238  
239  
240  
241  
242  
243  
244  
245  
246  
247  
248  
249  
250  
251  
252  
253  
254  
255  
256  
257  
258  
259  
260  
261  
262  
263  
264  
265  
266  
267  
268  
269  
270  
271  
272  
273  
274  
275  
276  
277  
278  
279  
280  
281  
282  
283  
284  
285  
286  
287  
288  
289  
290  
291  
292  
293  
294  
295  
296  
297  
298  
299  
300  
301  
302  
303  
304  
305  
306  
307  
308  
309  
310  
311  
312  
313  
314  
315  
316  
317  
318  
319  
320  
321  
322  
323  
324  
325  
326  
327  
328  
329  
330  
331  
332  
333  
334  
335  
336  
337  
338  
339  
340  
341  
342  
343  
344  
345  
346  
347  
348  
349  
350  
351  
352  
353  
354  
355  
356  
357  
358  
359  
360  
361  
362  
363  
364  
365  
366  
367  
368  
369  
370  
371  
372  
373  
374  
375  
376  
377  
378  
379  
380  
381  
382  
383  
384  
385  
386  
387  
388  
389  
390  
391  
392  
393  
394  
395  
396  
397  
398  
399  
400  
401  
402  
403  
404  
405  
406  
407  
408  
409  
410  
411  
412  
413  
414  
415  
416  
417  
418  
419  
420  
421  
422  
423  
424  
425  
426  
427  
428  
429  
430  
431  
432  
433  
434  
435  
436  
437  
438  
439  
440  
441  
442  
443  
444  
445  
446  
447  
448  
449  
450  
451  
452  
453  
454  
455  
456  
457  
458  
459  
460  
461  
462  
463  
464  
465  
466  
467  
468  
469  
470  
471  
472  
473  
474  
475  
476  
477  
478  
479  
480  
481  
482  
483  
484  
485  
486  
487  
488  
489  
490  
491  
492  
493  
494  
495  
496  
497  
498  
499  
500  
501  
502  
503  
504  
505  
506  
507  
508  
509  
510  
511  
512  
513  
514  
515  
516  
517  
518  
519  
520  
521  
522  
523  
524  
525  
526  
527  
528  
529  
530  
531  
532  
533  
534  
535  
536  
537  
538  
539  
540  
541  
542  
543  
544  
545  
546  
547  
548  
549  
550  
551  
552  
553  
554  
555  
556  
557  
558  
559  
560  
561  
562  
563  
564  
565  
566  
567  
568  
569  
570  
571  
572  
573  
574  
575  
576  
577  
578  
579  
580  
581  
582  
583  
584  
585  
586  
587  
588  
589  
590  
591  
592  
593  
594  
595  
596  
597  
598  
599  
600  
601  
602  
603  
604  
605  
606  
607  
608  
609  
610  
611  
612  
613  
614  
615  
616  
617  
618  
619  
620  
621  
622  
623  
624  
625  
626  
627  
628  
629  
630  
631  
632  
633  
634  
635  
636  
637  
638  
639  
640  
641  
642  
643  
644  
645  
646  
647  
648  
649  
650  
651  
652  
653  
654  
655  
656  
657  
658  
659  
660  
661  
662  
663  
664  
665  
666  
667  
668  
669  
670  
671  
672  
673  
674  
675  
676  
677  
678  
679  
680  
681  
682  
683  
684  
685  
686  
687  
688  
689  
690  
691  
692  
693  
694  
695  
696  
697  
698  
699  
700  
701  
702  
703  
704  
705  
706  
707  
708  
709  
710  
711  
712  
713  
714  
715  
716  
717  
718  
719  
720  
721  
722  
723  
724  
725  
726  
727  
728  
729  
730  
731  
732  
733  
734  
735  
736  
737  
738  
739  
740  
741  
742  
743  
744  
745  
746  
747  
748  
749  
750  
751  
752  
753  
754  
755  
756  
757  
758  
759  
760  
761  
762  
763  
764  
765  
766  
767  
768  
769  
770  
771  
772  
773  
774  
775  
776  
777  
778  
779  
780  
781  
782  
783  
784  
785  
786  
787  
788  
789  
790  
791  
792  
793  
794  
795  
796  
797  
798  
799  
800  
801  
802  
803  
804  
805  
806  
807  
808  
809  
810  
811  
812  
813  
814  
815  
816  
817  
818  
819  
820  
821  
822  
823  
824  
825  
826  
827  
828  
829  
830  
831  
832  
833  
834  
835  
836  
837  
838  
839  
840  
841  
842  
843  
844  
845  
846  
847  
848  
849  
850  
851  
852  
853  
854  
855  
856  
857  
858  
859  
860  
861  
862  
863  
864  
865  
866  
867  
868  
869  
870  
871  
872  
873  
874  
875  
876  
877  
878  
879  
880  
881  
882  
883  
884  
885  
886  
887  
888  
889  
890  
891  
892  
893  
894  
895  
896  
897  
898  
899  
900  
901  
902  
903  
904  
905  
906  
907  
908  
909  
910  
911  
912  
913  
914  
915  
916  
917  
918  
919  
920  
921  
922  
923  
924  
925  
926  
927  
928  
929  
930  
931  
932  
933  
934  
935  
936  
937  
938  
939  
940  
941  
942  
943  
944  
945  
946  
947  
948  
949  
950  
951  
952  
953  
954  
955  
956  
957  
958  
959  
960  
961  
962  
963  
964  
965  
966  
967  
968  
969  
970  
971  
972  
973  
974  
975  
976  
977  
978  
979  
980  
981  
982  
983  
984  
985  
986  
987  
988  
989  
990  
991  
992  
993  
994  
995  
996  
997  
998  
999  
1000  
1001  
1002  
1003  
1004  
1005  
1006  
1007  
1008  
1009  
1010  
1011  
1012  
1013  
1014  
1015  
1016  
1017  
1018  
1019  
1020  
1021  
1022  
1023  
1024  
1025  
1026  
1027  
1028  
1029  
1030  
1031  
1032  
1033  
1034  
1035  
1036  
1037  
1038  
1039  
1040  
1041  
1042  
1043  
1044  
1045  
1046  
1047  
1048  
1049  
1050  
1051  
1052  
1053  
1054  
1055  
1056  
1057  
1058  
1059  
1060  
1061  
1062  
1063  
1064  
1065  
1066  
1067  
1068  
1069  
1070  
1071  
1072  
1073  
1074  
1075  
1076  
1077  
1078  
1079  
1080  
1081  
1082  
1083  
1084  
1085  
1086  
1087  
1088  
1089  
1090  
1091  
1092  
1093  
1094  
1095  
1096  
1097  
1098  
1099  
1100  
1101  
1102  
1103  
1104  
1105  
1106  
1107  
1108  
1109  
1110  
1111  
1112  
1113  
1114  
1115  
1116  
1117  
1118  
1119  
1120  
1121  
1122  
1123  
1124  
1125  
1126  
1127  
1128  
1129  
1130  
1131  
1132  
1133  
1134  
1135  
1136  
1137  
1138  
1139  
1140  
1141  
1142  
1143  
1144  
1145  
1146  
1147  
1148  
1149  
1150  
1151  
1152  
1153  
1154  
1155  
1156  
1157  
1158  
1159  
1160  
1161  
1162  
1163  
1164  
1165  
1166  
1167  
1168  
1169  
1170  
1171  
1172  
1173  
1174  
1175  
1176  
1177  
1178  
1179  
1180  
1181  
1182  
1183  
1184  
1185  
1186  
1187  
1188  
1189  
1190  
1191  
1192  
1193  
1194  
1195  
1196  
1197  
1198  
1199  
1200  
1201  
1202  
1203  
1204  
1205  
1206  
1207  
1208  
1209  
1210  
1211  
1212  
1213  
1214  
1215  
1216  
1217  
1218  
1219  
1220  
1221  
1222  
1223  
1224  
1225  
1226  
1227  
1228  
1229  
1230  
1231  
1232  
1233  
1234  
1235  
1236  
1237  
1238  
1239  
1240  
1241  
1242  
1243  
1244  
1245  
1246  
1247  
1248  
1249  
1250  
1251  
1252  
1253  
1254  
1255  
1256  
1257  
1258  
1259  
1260  
1261  
1262  
1263  
1264  
1265  
1266  
1267  
1268  
1269  
1270  
1271  
1272  
1273  
1274  
1275  
1276  
1277  
1278  
1279  
1280  
1281  
1282  
1283  
1284  
1285  
1286  
1287  
1288  
1289  
1290  
1291  
1292  
1293  
1294  
1295  
1296  
1297  
1298  
1299  
1300  
1301  
1302  
1303  
1304  
1305  
1306  
1307  
1308  
1309  
1310  
1311  
1312  
1313  
1314  
1315  
1316  
1317  
1318  
1319  
1320  
1321  
1322  
1323  
1324  
1325  
1326  
1327  
1328  
1329  
1330  
1331  
1332  
1333  
1334  
1335  
1336  
1337  
1338  
1339  
1340  
1341  
1342  
1343  
1344  
1345  
1346  
1347  
1348  
1349  
1350  
1351  
1352  
1353  
1354  
1355  
1356  
1357  
1358  
1359  
1360  
1361  
1362  
1363  
1364  
1365  
1366  
1367  
1368  
1369  
1370  
1371  
1372  
1373  
1374  
1375  
1376  
1377  
1378  
1379  
1380  
1381  
1382  
1383  
1384  
1385  
1386  
1387  
1388  
1389  
1390  
1391  
1392  
1393  
1394  
1395  
1396  
1397  
1398  
1399  
1400  
1401  
1402  
1403  
1404  
1405  
1406  
1407  
1408  
1409  
1410  
1411  
1412  
1413  
1414  
1415  
1416  
1417  
1418  
1419  
1420  
1421  
1422  
1423  
1424  
1425  
1426  
1427  
1428  
1429  
1430  
1431  
1432  
1433  
1434  
1435  
1436  
1437  
1438  
1439  
1440  
1441  
1442  
1443  
1444  
1445  
1446  
1447  
1448  
1449  
1450  
1451  
1452  
1453  
1454  
1455  
1456  
1457  
1458  
1459  
1460  
1461  
1462  
1463  
1464  
1465  
1466  
1467  
1468  
1469  
1470  
1471  
1472  
1473  
1474  
1475  
1476  
1477  
1478  
1479  
1480  
1481  
1482  
1483  
1484  
1485  
1486  
1487  
1488  
1489  
1490  
1491  
1492  
1493  
1494  
1495  
1496  
1497  
1498  
1499  
1500  
1501  
1502  
1503  
1504  
1505  
1506  
1507  
1508  
1509  
1510  
1511  
1512  
1513  
1514  
1515  
1516  
1517  
1518  
1519  
1520  
1521  
1522  
1523  
1524  
1525  
1526  
1527  
1528  
1529  
1530  
1531  
1532  
1533  
1534  
1535  
1536  
1537  
1538  
1539  
1540  
1541  
1542  
1543  
1544  
1545  
1546  
1547  
1548  
1549  
1550  
1551  
1552  
1553  
1554  
1555  
1556  
1557  
1558  
1559  
1560  
1561  
1562  
1563  
1564  
1565  
1566  
1567  
1568  
1569  
1570  
1571  
1572  
1573  
1574  
1575  
1576  
1577  
1578  
1579  
1580  
1581  
1582  
1583  
1584  
1585  
1586  
1587  
1588  
1589  
1590  
1591  
1592  
1593  
1594  
1595  
1596  
1597  
1598  
1599  
1600  
1601  
1602  
1603  
1604  
1605  
1606  
1607  
1608  
1609  
1610  
1611  
1612  
1613  
1614  
1615  
1616  
1617  
1618  
1619  
1620  
1621  
1622  
1623  
1624  
1625  
1626  
1627  
1628  
1629  
1630  
1631  
1632  
1633  
1634  
1635  
1636  
1637  
1638  
1639  
1640  
1641  
1642  
1643  
1644  
1645  
1646  
1647  
1648  
1649  
1650  
1651  
1652  
1653  
1654  
1655  
1656  
1657  
1658  
1659  
1660  
1661  
1662  
1663  
1664  
1665  
1666  
1667  
1668  
1669  
1670  
1671  
1672  
1673  
1674  
1675  
1676  
1677  
1678  
1679  
1680  
1681  
1682  
1683  
1684  
1685  
1686  
1687  
1688  
1689  
1690  
1691  
1692  
1693  
1694  
1695  
1696  
1697  
1698  
1699  
1700  
1701  
1702  
1703  
1704  
1705  
1706  
1707  
1708  
1709  
1710  
1711  
1712  
1713  
1714  
1715  
1716  
1717  
1718  
1719  
1720  
1721  
1722  
1723  
1724  
1725  
1726  
1727  
1728  
1729  
1730  
1731  
1732  
1733  
1734  
1735  
1736  
1737  
1738  
1739  
1740  
1741  
1742  
1743  
1744  
1745  
1746  
1747  
1748  
1749  
1750  
1751  
1752  
1753  
1754  
1755  
1756  
1757  
1758  
1759  
1760  
1761  
1762  
1763  
1764  
1765  
1766  
1767  
1768  
1769  
1770  
1771  
1772  
1773  
1774  
1775  
1776  
1777  
1778  
1779  
1780  
1781  
1782  
1783  
1784  
1785  
1786  
1787  
1788  
1789  
1790  
1791  
1792  
1793  
1794  
1795  
1796  
1797  
1798  
1799  
1800  
1801  
1802  
1803  
1804  
1805  
1806  
1807  
1808  
1809  
1810  
1811  
1812  
1813  
1814  
1815  
1816  
1817  
1818  
1819  
1820  
1821  
1822  
1823  
1824  
1825  
1826  
1827  
1828  
1829  
1830  
1831  
1832  
1833  
1834  
1835  
1836  
1837  
1838  
1839  
1840  
1841  
1842  
1843  
1844  
1845  
1846  
1847  
1848  
1849  
1850  
1851  
1852  
1853  
1854  
1855  
1856  
1857  
1858  
1859  
1860  
1861  
1862  
1863  
1864  
1865  
1866  
1867  
1868  
1869  
1870  
1871  
1872  
1873  
1874  
1875  
1876  
1877  
1878  
1879  
1880  
1881  
1882  
1883  
1884  
1885  
1886  
1887  
1888  
1889  
1890  
1891  
1892  
1893  
1894  
1895  
1896  
1897  
1898  
1899  
1900  
1901  
1902  
1903  
1904  
1905  
1906  
1907  
1908  
1909  
1910  
1911  
1912  
1913  
1914  
1915  
1916  
1917  
1918  
1919  
1920  
1921  
1922  
1923  
1924  
1925  
1926  
1927  
1928  
1929  
1930  
1931  
1932  
1933  
1934  
1935  
1936  
1937  
1938  
1939  
1940  
1941  
1942  
1943  
1944  
1945  
1946  
1947  
1948  
1949  
1950  
1951  
1952  
1953  
1954  
1955  
1956  
1957  
1958  
1959  
1960  
1961  
1962  
1963  
1964  
1965  
1966  
1967  
1968  
1969  
1970  
1971  
1972  
1973  
1974  
1975  
1976  
1977  
1978  
1979  
1980  
1981  
1982  
1983  
1984  
1985  
1986  
1987  
1988  
1989  
1990  
1991  
1992  
1993  
1994  
1995  
1996  
1997  
1998  
1999  
2000  
2001  
2002  
2003  
2004  
2005  
2006  
2007  
2008  
2009  
2010  
2011  
2012  
2013  
2014  
2015  
2016  
2017  
2018  
2019  
2020  
2021  
2022  
2023  
2024  
2025  
2026  
2027  
2028  
2029  
2030  
2031  
2032  
2033  
2034  
2035  
2036  
2037  
2038  
2039  
2040  
2041  
2042  
2043  
2044  
2045  
2046  
2047  
2048  
2049  
2050  
2051  
2052  
2053  
2054  
2055  
2056  
2057  
2058  
2059  
2060  
2061  
2062  
2063  
2064  
2065  
2066  
2067  
2068  
2069  
2070  
2071  
2072  
2073  
2074  
2075  
2076  
2077  
2078  
2079  
2080  
2081  
2082  
2083  
2084  
2085  
2086  
2087  
2088  
2089  
2090  
2091  
2092  
2093  
2094  
2095  
2096  
2097  
2098  
2099  
2100  
2101  
2102  
2103  
2104  
2105  
2106  
2107  
2108  
2109  
2110  
2111  
2112  
2113  
2114  
2115  
2116  
2117  
2118  
2119  
2120  
2121  
2122  
2123  
2124  
2125  
2126  
2127  
2128  
2129  
2130  
2131  
2132  
2133  
2134  
2135  
2136  
2137  
2138  
2139  
2140  
2141  
2142  
2143  
2144  
2145  
2146  
2147  
2148  
2149  
2150  
2151  
2152  
2153  
2154  
2155  
2156  
2157  
2158  
2159  
2160  
2161  
2162  
2163  
2164  
2165  
2166  
2167  
2168  
2169  
2170  
2171  
2172  
2173  
2174  
2175  
2176  
2177  
2178  
2179  
2180  
2181  
2182  
2183  
2184  
2185  
2186  
2187  
2188  
2189  
2190  
2191  
2192  
2193  
2194  
2195  
2196  
2197  
2198  
2199  
2200  
2201  
2202  
2203  
2204  
2205  
2206

**ORDER SHORTENING TIME**

It appearing to the satisfaction of the Court and good cause appearing therefor,

IT IS HEREBY ORDERED, that the hearing on Plaintiff James J. Cotter, Jr.'s Motion To Quash Subpoenas and Depositions *Duces Tecum* On Shortened Time shall be heard before the above-entitled Court in Department XI, before Judge Elizabeth Gonzalez, on the 1 day of Jan, 2017, at 8<sup>30</sup> (a.m.) p.m., or as soon thereafter as counsel may be heard, at the Regional Justice Center, 200 Lewis Avenue, Las Vegas, Nevada 89155.

DATED this 28<sup>th</sup> day of December, 2016.

  
DISTRICT COURT JUDGE

Respectfully submitted:

LEWIS ROCA ROTHGERBER CHRISTIE LLP

/s/ Mark G. Krum

Mark G. Krum (SBN 10913)

Erik J. Foley (SBN 14195)

3993 Howard Hughes Pkwy, Suite 600

Las Vegas, NV 89169-5958

(702) 949-8200

Attorneys for Plaintiff

*James J. Cotter, Jr.*

**DECLARATION OF MARK G. KRUM IN SUPPORT OF PLAINTIFF JAMES J. COTTER, JR.'S MOTION TO QUASH SUBPOENAS AND DEPOSITIONS *DUCES TECUM* ON ORDER SHORTENING TIME**

I, Mark G. Krum, Esq., being duly sworn, deposes and says that:

1. I am a partner with the law firm of Lewis Roca Rothgerber Christie LLP, attorneys for James J. Cotter, Jr. as plaintiff in the captioned action ("Plaintiff").

2. I make this declaration based upon personal knowledge, except where stated to be upon information and belief, and as to that information, I believe it to be true. If called upon to testify as to the contents of this Declaration, I am legally competent to testify to the contents of this Declaration in a court of law.

**Reason for Order Shortening Time**

3. Pursuant to EDCR 2.26, there is good cause to hear this motion on shortened time.

4. The underlying motion seeks to quash two deposition notices (accompanied by subpoenas for depositions *duces tecum*), served on counsel for Plaintiffs by counsel for the director defendants other than Gould on or about December 14, 2016. [Notices of Deposition and Subpoenas, Exhibit 5.] Both seek documents and testimony related to documents last produced by the Company on November 2, 2016, but first produced in or about January 2016. Their notice comes immediately before the holidays and seeks depositions immediately after the holidays, on January 10–11, 2017. [*Id.*] This tactic appears to be an attempt to either limit Plaintiff's (and the deponents') ability to respond or to force the same and their counsel to unnecessarily labor over the holiday season.

5. I have made three attempts to meet and confer concerning Defendants' untimely discovery attempts, including the subpoenas, to no avail. I emailed counsel for RDI on November 15, 2016, requesting the purpose of the November 2 production and the reason for its untimeliness. [Correspondence, Exhibit 1] I received no response. On December 21, 2016, I forwarded the same email to counsel for defendants again requesting their basis for contending that the discovery is not untimely, this time also addressing the deposition notices. *Id.* I met with counsel for Defendants (attorneys Searcy and Ferrario) in person, after the December 22, 2016 hearing, where we discussed this issue. We were unable to come to an agreement as to whether

1 such discovery is permitted at this point or whether it even seeks any relevant information. In  
2 addition, I attempted to obtain an agreement to postpone the deposition dates to enable time to  
3 brief or hear a motion, to no avail, because attorney Searcy insisted that Plaintiff make some  
4 concession regarding an unrelated matter, namely, the Court's order regarding advice of counsel  
5 documents. I subsequently exchanged emails with counsel for Defendants, but that also did not  
6 resolve the disputes that are the subject of the accompanying motion. [Correspondence, Exhibits  
7 6-7.]


8 6. Because the depositions are currently scheduled for January 10-11, 2017, the  
9 below motion cannot be heard in the normal course. Given the intervening holidays and the  
10 Court's schedule, this Motion should be heard on January 9, 2016, to permit the parties and the  
11 subpoenaed witnesses time to make appropriate arrangements based on this Court's disposition of  
12 the Motion.

13 7. For all of these reasons, Plaintiff respectfully submits that there is good cause for  
14 this Motion to be heard on shortened time.

15 8. This Declaration and Motion is made in good faith and not for the purpose of delay.

16 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing  
17 is true and correct.

18 Executed this 28th day of December, 2016.

19  
20   
21 Mark G. Krum, Esq.

**MEMORANDUM OF POINTS AND AUTHORITIES**

**I. INTRODUCTION**

Well over a year ago, Defendants began discovery, including searches of Plaintiff's work computer, which produced multiple documents and communications to, from, and about the retention of Highpoint Associates and Derek Alderton as consultants. Despite the production of those documents, and even the disclosure of Alderton as a witness in December 2015, Defendants did nothing to obtain testimony or documents from Highpoint Associates or Alderton. Now, after having strenuously attempted to prevent Plaintiff from obtaining discovery on matters this Court ordered disclosed and produced, and after having represented to this Court on multiple occasions that discovery was complete and there were no additional issues upon which discovery should be taken, Defendants issued Notices of Depositions and Subpoenas to Highpoint Associates and Derek Alderton on December 14, 2016, unilaterally seeking discovery from nonparties without seeking relief from the Court and in violation of the Court's orders. The Notices and Subpoenas should be quashed.

**II. FACTUAL AND PROCEDURAL HISTORY**

As RDI has previously advised this Court, RDI began searches and production of its electronic media in or around October 2015. [See Opposition to Motion to Vacate and Reset Pending Dates and Reopen Discovery, filed October 26, 2016, at 3:13-18.] RDI represented that the fruits of those searches had been retrieved and produced in their entirety through rolling productions that concluded by April 2016. [Id.] Those productions included multiple emails to, from, and concerning Highpoint Associates and Derek Alderton, and Plaintiff's retention of both on behalf of RDI.

In the midst of those disclosures, RDI in or about December 2015 designated Derek Alderton as a potential witness in this Action. [RDI's Sixth Supplemental Disclosures, Exhibit 2.] Less than a month later, RDI produced, among other things, a Letter of Proposal from Highpoint Associates to Plaintiff offering Derek Alderton's services with its seventh supplemental

1 production. [RDI's Seventh Supplemental Disclosures & RDI0021063-21066, Exhibit 3.]<sup>1</sup>

2 Therefore, no later than December 2015 and January 2016, Defendants knew of the matters which  
3 were the subject of their November 2, 2016 production and the Notices which are the subject of  
4 this Motion.

5 In June 2016, this Court entered a scheduling order setting the deadline for non-expert  
6 discovery as July 29, 2016. [Stipulation and Order to Amend Deadlines in Scheduling Order,  
7 entered June 21, 2016.]

8 On October 10, 2016, Plaintiff filed a motion to reopen discovery to permit production of  
9 the documents ordered by the Court on August 30, 2016, expert discovery, and depositions of  
10 certain witnesses, among other things. [Motion to Vacate and Reset Pending Dates and to Reopen  
11 Discovery, filed October 10, 2016] Defendants strenuously opposed that motion, representing to  
12 the Court that "RDI and the other Defendants have been diligent in pursuing and responding to  
13 discovery to ensure that the November trial date can go forward." [RDI Opposition to Motion to  
14 Vacate and Reset Pending Dates and Reopen Discovery, filed October 26, 2016, at 8:20-21] At  
15 no point in their opposition briefs, or during oral argument on the motion the following day,  
16 October 27, 2016, did Defendants advise that they needed or disclose that they intended to seek,  
17 additional discovery from the nonparties from which they now seek discovery. On the contrary,  
18 they affirmatively represented that "We've worked hard to achieve this trial date. There's very  
19 little left to be done, quite frankly." [Transcript of Proceedings, October 27, 2016, at 50:11-12.]

20 The Court granted the motion to reopen discovery for the specified purposes of production  
21 of the attorney-client communications and offer-related communications ordered produced on  
22 August 30, 2016, as well as completing then identified outstanding fact and expert depositions.  
23 [Transcript of Proceedings, October 27, 2016, at 51:20-52:1.]

24 Six days later, on November 2, 2016, without explanation, Defendant RDI submitted a  
25 24th Supplemental NRCP 16.1 Disclosure. [RDI's 24th Supplemental Disclosure Statement,  
26 Exhibit 4.] The documents disclosed included multiple communications sent between 2014 and  
27 2015 between Plaintiff's RDI email account and a consulting firm, Highpoint Associates. Plaintiff

28 <sup>1</sup> These are just two examples of the multiple documents and disclosures made referencing  
Highpoint Associates and/or Alderton produced between November 2015 and February 2016.



1 by email dated November 15, 2016 sought an explanation for the reason for the production; but no  
2 response was provided. [Correspondence, Exhibit 1]

3 Instead, on November 28, 2016, RDI addressed its late disclosure in a Notice to this Court,  
4 stating that “[t]he production has no impact on current discovery and RDI promptly produced  
5 documents that appear to have been hidden by Cotter, Jr. before he left RDI.”<sup>2</sup> [RDI’s Status  
6 Report Re: Discovery, filed November 28, 2016, at 3:22-4:1.]

7 Six weeks later, on December 14, 2016, for the first time, the Interested Director  
8 Defendants filed Notices of Deposition and Subpoenas for Highpoint Associates and Derek  
9 Alderton, to take place in Los Angeles on January 10 and 11, 2017. [Notices of Deposition and  
10 Subpoenas, Exhibit 5.] The Notices list the deposition topics as communications with Plaintiff  
11 after January 1, 2014, and services Highpoint Associates and Derek Alderton provided to Reading  
12 International, Inc. [*Id.*] The Notices also required Highpoint and Alderton to produce documents  
13 and communications pertaining to work they performed for Reading International, Inc. and James  
14 Cotter on or after January 1, 2014. [*Id.*]

15 On December 21, 2016, Plaintiff again sought explanation for Defendants’ conduct.  
16 [Correspondence, Exhibit 1.] Defendants again did not respond until late in the day on December  
17 23 when Quinn attorney Helpert provided the same sort of nonsubstantive, unsubstantiated, self-  
18 serving, conclusory comments as were provided by the Company in its November 28 pleading.  
19 Counsel for RDI responded on December 27, 2016, asserting that documents of the type produced  
20 by RDI on November 2, 2016 had not been discovered previously, which is belied by the  
21 December 2015 of Derek Alderton as a witness and by the production of such documents in and  
22 after January 2016. [*See* RDI’s Status Report Re: Discover, filed Nov. 28, 2016.]

23 **III. DISCUSSION**

24 Rule 16(b), requires this Court to “enter a scheduling order that limits the time . . . [t]o  
25 complete discovery.” N.R.C.P. 16(b)(3). “If a party or party’s attorney fails to obey a scheduling  
26 or pretrial order . . . the judge, upon motion or the court’s own initiative, may make such orders  
27 with regard thereto as are just, including any of the orders provided in Rule 37(b)(2)(B), (C), (D).”

28 <sup>2</sup> As discussed below and demonstrated above, Defendants in fact had the documents since 2015.

1 N.R.C.P. 16(f). This includes “[a]n order refusing to allow the disobedient party to support or  
2 oppose designated claims or defenses, or prohibiting that party from introducing designated  
3 matters in evidence.” N.R.C.P. 37(b)(2)(B).

4 The Notices of Deposition and Subpoenas are in clear violation of this Court’s Scheduling  
5 Orders. As noted above, the percipient witness cut-off was set for July 29, 2016. While this Court  
6 has granted Plaintiff limited relief from that deadline, this Court limited the scope of discovery at  
7 this point in the proceedings. The Notices of Deposition and Subpoenas, and indeed any  
8 discovery concerning or from nonparties Highpoint Associates and Alderton, have nothing to do  
9 with discovery to be completed. Even by Defendants’ own description: they only pertain to their  
10 irrelevant after-the-fact attacks on Plaintiff’s work as President and CEO of RDI.

11 To the extent Defendants believed that late discovery concerning Alderton’s or Highpoint’s  
12 activities was necessary or warranted (which it is not), the proper and required procedure under the  
13 Rules—and out of respect to this Court’s authority to control discovery and the conduct of this  
14 litigation through its scheduling orders—was to file a motion to reopen discovery on that issue,  
15 and then issue subpoenas if this Court so permitted. Defendants, however, have done nothing to  
16 request relief from the percipient witness cut-off that would permit them to issue the Notices of  
17 Deposition and Subpoenas they have issued to Highpoint Associates and Alderton. Instead, they  
18 simply took it upon themselves to issue Notices of Deposition and Subpoenas (issued from a  
19 California court) four months after the percipient witness cut-off.

20 There is no genuine excuse for Defendants’ late discovery attempts. Defendants were well  
21 on notice of Derek Alderton’s and Highpoint Associates’ work with Plaintiff for at least six  
22 months prior to the percipient witness discovery cutoff. They had ample opportunity to conduct  
23 their discovery within the time set forth in this Court’s orders and failed to do so.<sup>3</sup>

24 The Notices of Deposition and Subpoenas are untimely and in flagrant disregard of this  
25 Court’s authority to control discovery. They therefore must be quashed.

26 <sup>3</sup> In a disingenuous effort to excuse their failure to timely seek the discovery which is the subject  
27 of this motion, Defendants suggest that Plaintiff hid hard copy documents. That assertion is  
28 erroneous and unsubstantiated. It also is irrelevant, because documents and information sufficient  
to put Defendants on notice of HighPoint and Alderton were in Defendants’ possession throughout  
discovery.

3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996

**Lewis Roca**  
**ROTHGERBER CHRISTIE**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**IV. CONCLUSION**

The Notices of Deposition and Subpoenas are grossly untimely and violate this Court's discovery orders. Defendants should not be permitted to continue to flout this Court's orders. The Notices of Deposition and Subpoenas must be quashed.

DATED this 28th day of December, 2016.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

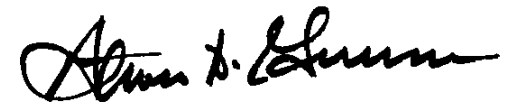
/s/ Mark G. Krum  
Mark G. Krum (Nevada Bar No. 10913)  
Erik J. Foley (Nevada Bar No. 14195)  
3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5958

Attorneys for Plaintiff  
*James J. Cotter, Jr.*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 28th day of December, 2016, I caused a true and correct copy of the foregoing **PLAINTIFF JAMES J. COTTER, JR.'S MOTION TO QUASH SUBPOENAS AND DEPOSITIONS *DUCES TECUM* ON SHORTENED TIME** to be electronically served to all parties of record via this Court's electronic filing system to all parties listed on the E-Service Master List.

/s/ Jessie M. Helm  
An employee of Lewis Roca Rothgerber Christie LLP



CLERK OF THE COURT

**APEN**  
Mark G. Krum (SBN 10913)  
Lewis Roca Rothgerber Christie LLP  
3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996  
Tel: 702-949-8200  
Fax: 702-949-8398  
E-mail: [mkrum@lrrc.com](mailto:mkrum@lrrc.com)

*Attorneys for Plaintiff*  
*James J. Cotter, Jr.*

DISTRICT COURT  
CLARK COUNTY, NEVADA

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

Plaintiff,

vs.

MARGARET COTTER, ELLEN COTTER,  
GUY ADAMS, EDWARD KANE, DOUGLAS  
McEACHERN, TIMOTHY STOREY,  
WILLIAM GOULD, and DOES 1 through 100,  
inclusive,

Defendants.

and

READING INTERNATIONAL, INC., a  
Nevada corporation,

Nominal Defendant.

T2 PARTNERS MANAGEMENT, LP, a  
Delaware limited partnership, doing business as  
KASE CAPITAL MANAGEMENT, et al.,

Plaintiffs,

vs.

MARGARET COTTER, ELLEN COTTER,  
GUY ADAMS, EDWARD KANE, DOUGLAS  
McEACHERN, WILLIAM GOULD, JUDY  
CODDING, MICHAEL WROTONIAK, CRAIG  
TOMPKINS, and DOES 1 through 100,  
inclusive,

Defendants.

CASE NO.: A-15-719860-B  
DEPT. NO. XI

Coordinated with:

Case No. P-14-082942-E  
Dept. No. XI

Case No. A-16-735305-B  
Dept. No. XI

Jointly Administered

**Business Court**

**APPENDIX OF EXHIBITS TO:  
PLAINTIFF JAMES J. COTTER, JR.'S  
MOTION TO QUASH SUBPOENAS AND  
DEPOSITIONS *DUCES TECUM* ON  
SHORTENED TIME**

1  
2 and

3 READING INTERNATIONAL, INC., a  
4 Nevada corporation,  
5  
6 Nominal Defendant.

7 **TABLE OF CONTENTS TO APPENDIX**

8 Ex.	Document	Pages
9 1	December 21, 2016 Email Chain	1-3
10 2	December 31, 2015 Reading International, Inc.'s Sixth Supplemental NRCP 16.1 Disclosures	4-20
11 3	January 22, 2016 Reading International, Inc.'s Seventh Supplemental NRCP 16.1 Disclosures [PAGES 34-37 FILED UNDER SEAL]	21-37
12 4	November 2, 2016 Reading International, Inc.'s Twenty-Fourth Supplemental NRCP 16.1 Disclosures	38-52
13 5	December 14, 2016 Notice of Taking Depositions – Duces Tecum	53-98
14 6	December 23, 2016 Email Chain with Noah Helpert	99-102
15 7	December 27, 2016 Email Communications with Kara Hendricks	103-105

16 DATED this 28th day of December, 2016.

17  
18 LEWIS ROCA ROTHGERBER CHRISTIE LLP

19 By: /s/ Mark G. Krum  
20 Mark G. Krum (SBN 10913)  
21 3993 Howard Hughes Pkwy, Suite 600  
22 Las Vegas, NV 89169-5958  
23 (702) 949-8200  
24 Attorneys for Plaintiff  
25 James J. Cotter, Jr.  
26  
27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that on this 28th day of December, 2016, I caused a true and correct copy of the foregoing **APPENDIX OF EXHIBITS TO: PLAINTIFF JAMES J. COTTER, JR.’S MOTION TO QUASH SUBPOENAS AND DEPOSITIONS *DUCES TECUM* ON SHORTENED TIME** to be electronically served to all parties of record via this Court’s electronic filing system to all parties listed on the E-Service Master List.

/s/ Jessie M. Helm  
An employee of Lewis Roca Rothgerber Christie LLP

3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996

**Lewis Roca  
ROTHGERBER CHRISTIE**

# **EXHIBIT 1**



## Helm, Jessica

---

**From:** Krum, Mark  
**Sent:** Wednesday, December 21, 2016 4:05 PM  
**To:** christayback@quinnemanuel.com; marshallsearcy@quinnemanuel.com; Noah Helpern (noahhelpern@quinnemanuel.com); ferrariom@gtlaw.com; hendricksk@gtlaw.com  
**Cc:** Ekwan E. Rhow (erhow@birdmarella.com); Shoshana E. Bannett (sbannett@birdmarella.com); Foley, Erik; Story, Kirstin A.; Sodorff, Stephanie  
**Subject:** FW: Secure delivery of package: RDI's 21st Supplemental Production (24th Disclosure)

Counsel,

We have received deposition notices directed at two nonparties, Highpoint Associates and Derek Alderton. Obviously, these follow up on the document production referenced in the email below, to which we received no response. Given that the Company had possessed those documents since the beginning of this case, the production (if any ever was warranted, which we do not acknowledge) was untimely. So too are the deposition notices. This is particularly so given that counsel issuing the subpoena and counsel for the Company have taken the position--repeatedly for months--that such discovery is closed.

Kindly advise on what basis you contend that this discovery is not untimely and ought not be quashed.

Mark

-----Original Message-----

From: Krum, Mark  
Sent: Tuesday, November 15, 2016 11:00 AM  
To: [ferrariom@gtlaw.com](mailto:ferrariom@gtlaw.com); [hendricksk@gtlaw.com](mailto:hendricksk@gtlaw.com)  
Cc: Foley, Erik; Sodorff, Stephanie  
Subject: RDI: Secure delivery of package: RDI's 21st Supplemental Production (24th Disclosure)

Mark and Kara,

Please advise why the documents produced on November 2, 2016 pursuant to the email below were produced. Please advise why they were not produced months earlier, when the defendants claimed that their productions were complete. Please advise as to the source of these documents, meaning where they were located or stored. Thank you for your attention to this matter.

Mark

Mark G. Krum  
Partner  
702.949.8217 office  
702.216.6234 fax  
[mkrum@lrrc.com](mailto:mkrum@lrrc.com)

---

Lewis Roca Rothgerber Christie LLP  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, Nevada 89169

lrrc.com

-----Original Message-----

From: Sheffield, Megan (Para-NY-LT) [<mailto:sheffieldm@gtlaw.com>]

Sent: Wednesday, November 02, 2016 4:37 PM

To: Krum, Mark

Subject: Secure delivery of package: RDI's 21st Supplemental Production (24th Disclosure)

Sender : Sheffield, Megan (Para-NY-LT)

Link : <https://files.gtlaw.com/bds/Login.do?id=A06113473669&p1=dej255ssbhccefielhkleihkckj20>

Sent To : Amy Bender, [hdv@birdmarella.com](mailto:hdv@birdmarella.com), [jks@birdmarella.com](mailto:jks@birdmarella.com), [kmm@birdmarella.com](mailto:kmm@birdmarella.com),  
[mariogutierrez@quinnemanuel.com](mailto:mariogutierrez@quinnemanuel.com), [marshallsearcy@quinnemanuel.com](mailto:marshallsearcy@quinnemanuel.com), [mkrum@lrrc.com](mailto:mkrum@lrrc.com),  
[noahhelpen@quinnemanuel.com](mailto:noahhelpen@quinnemanuel.com), [seb@birdmarella.com](mailto:seb@birdmarella.com), [ssodorff@lrrc.com](mailto:ssodorff@lrrc.com)

Cc : Kara Hendricks, Sheffield, Megan (Para-NY-LT)

Expires : 12/2/16 11:59:59 PM EST

-----  
If you are not an intended recipient of confidential and privileged information in this email, please delete it, notify us immediately at [postmaster@gtlaw.com](mailto:postmaster@gtlaw.com), and do not use or disseminate such information.

# EXHIBIT 2

DDW  
MARK E. FERRARIO, ESQ.  
(NV Bar No. 1625)  
KARA B. HENDRICKS, ESQ.  
(NV Bar No. 7743)  
GREENBERG TRAURIG, LLP  
3773 Howard Hughes Parkway  
Suite 400 North  
Las Vegas, Nevada 89169  
Telephone: (702) 792-3773  
Facsimile: (702) 792-9002  
ferrariom@gtlaw.com  
hendricksk@gtlaw.com  
  
*Counsel for Reading International, Inc.*

DISTRICT COURT  
  
CLARK COUNTY, NEVADA

In the Matter of the Estate of  
  
JAMES J. COTTER,  
  
Deceased.

Case No. P 14-082942-E  
  
Dept. XI

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

Case No. A-15-719860-B  
  
Dept. No. XI  
  
*Jointly Administered*

v.  
  
MARGARET COTTER, ELLEN  
COTTER, GUY ADAMS, EDWARD  
KANE, DOUGLAS McEACHERN,  
TIMOTHY STOREY, WILLIAM  
GOULD, and DOES 1 through 100,  
inclusive,  
  
Defendants.

**READING INTERNATIONAL, INC.'S  
SIXTH SUPPLEMENTAL NRCP 16.1  
INITIAL DISCLOSURES**

///

///

1 Reading International, Inc. ("RDI") by and through its attorneys, and pursuant to Rule  
2 16.1 of the Nevada Rules of Civil Procedure, hereby provides its Sixth Supplement to its Initial  
3 Disclosures. **Supplemental information can be found in bold font.**

4 These disclosures are based on information reasonably available to RDI as of this date,  
5 recognizing that the investigation continues and that discovery has just begun. RDI reserves the  
6 right to supplement or modify this supplemental disclosure statement at any time as additional  
7 information becomes available during the course of discovery.

8 In making this disclosure, RDI does not purport to identify every individual, document,  
9 data compilation, or tangible thing possibly relevant to this lawsuit. Rather, RDI's disclosure  
10 represents a good faith effort to identify discoverable information they currently and reasonably  
11 believes may be used to support their claims and defenses as required by NRCP 16.1.  
12 Furthermore, RDI makes this disclosure without waiving its right to object to the production of  
13 any document, data compilations, or tangible thing disclosed on the basis of any privilege, work  
14 product, relevancy, undue burden, or other valid objection. This disclosure does not include  
15 information that may be used solely for impeachment purposes. While making this disclosure,  
16 RDI reserves, among other rights, (1) its right to object on the grounds of competency, privilege,  
17 work product, relevancy and materiality, admissibility, hearsay, or any other proper grounds to  
18 the use of any disclosed information, for any purpose in whole or in part in this action or any  
19 other action and (2) its right to object on any and all proper grounds, at any time, to any  
20 discovery request or motion relating to the subject matter of this disclosure.

21 The following disclosures are made subject to the above objections and qualifications.

22 **INITIAL DISCLOSURES**

23 **A.**

24 **LIST OF WITNESSES PROVIDED BY RDI**

25 Based on the information currently available to RDI, the following individuals are  
26 identified:

27 ///

1. James J. Cotter, Jr.  
c/o Lewis Roca Rothgerber  
3993 Howard Hughes Pkwy., Ste. 600  
Las Vegas, NV 89169
2. Margaret Cotter  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
3. Ellen Cotter  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
4. Guy Adams  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
5. Edward Kane  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
6. Douglas McEachern  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor

- Los Angeles, CA 90017
7. Tim Storey  
c/o Maupin Cox & LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519  
And  
c/o Bird, Maraella, Boxer, Wolpert,  
Nessim, Drooks, Lincenberg & Rhow  
1875 Century Park East, 23<sup>rd</sup> Floor  
Los Angeles, CA 90067
8. William Gould  
c/o Maupin Cox & LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519  
And  
c/o Bird, Maraella, Boxer, Wolpert,  
Nessim, Drooks, Lincenberg & Rhow  
1875 Century Park East, 23<sup>rd</sup> Floor  
Los Angeles, CA 90067
9. PMK of JMG Capital Management, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
10. PMK of Kase Capital  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
11. PMK of Kase Capital Management  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101

- 1 12. PMK of Kase Fund  
2 c/o Robertson & Associates, LLP  
3 32121 Lindero Canyon Road, Ste. 200  
4 Westlake Village, CA 91361  
5 And  
6 c/o Patti, Sgro, Lewis & Roger  
7 720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
8 Las Vegas, NV 89101
- 9 13. PMK of Kase Group  
10 c/o Robertson & Associates, LLP  
11 32121 Lindero Canyon Road, Ste. 200  
12 Westlake Village, CA 91361  
13 And  
14 c/o Patti, Sgro, Lewis & Roger  
15 720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
16 Las Vegas, NV 89101
- 17 14. PMK of Kase Management  
18 c/o Robertson & Associates, LLP  
19 32121 Lindero Canyon Road, Ste. 200  
20 Westlake Village, CA 91361  
21 And  
22 c/o Patti, Sgro, Lewis & Roger  
23 720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
24 Las Vegas, NV 89101
- 25 15. PMK of Kase Qualified Fund  
26 c/o Robertson & Associates, LLP  
27 32121 Lindero Canyon Road, Ste. 200  
28 Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
16. PMK of Pacific Capital Management, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
17. PMK of T2 Accredited Fund, LP  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200



Westlake Village, CA 91361

And

c/o Patti, Sgro, Lewis & Roger

720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor

Las Vegas, NV 89101

18. PMK of T2 Partners Management Group, LLC

c/o Robertson & Associates, LLP

32121 Lindero Canyon Road, Ste. 200

Westlake Village, CA 91361

And

c/o Patti, Sgro, Lewis & Roger

720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor

Las Vegas, NV 89101

19. PMK of T2 Partners Management I, LLC

c/o Robertson & Associates, LLP

32121 Lindero Canyon Road, Ste. 200

Westlake Village, CA 91361

And

c/o Patti, Sgro, Lewis & Roger

720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor

Las Vegas, NV 89101

20. PMK of T2 Partners Management, LP

c/o Robertson & Associates, LLP

32121 Lindero Canyon Road, Ste. 200

Westlake Village, CA 91361

And

c/o Patti, Sgro, Lewis & Roger

720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor

Las Vegas, NV 89101

21. PMK of T2 Qualified Fund, LP

c/o Robertson & Associates, LLP

32121 Lindero Canyon Road, Ste. 200

Westlake Village, CA 91361

And

c/o Patti, Sgro, Lewis & Roger

720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor

Las Vegas, NV 89101

22. PMK of Tilson Offshore Fund, Ltd.

c/o Robertson & Associates, LLP

32121 Lindero Canyon Road, Ste. 200

Westlake Village, CA 91361

And

c/o Patti, Sgro, Lewis & Roger

720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor

- Las Vegas, NV 89101
23. Whitney Tilson  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
24. Andrez Matycynski  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169
25. Dev Ghose  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169
26. Susan Villeda  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169
27. PMK of Lawndale Capital  
591 Redwood Highway  
Suite 2345  
Mill Valley, CA 94941
28. Judy Coddling  
c/o Reading International  
6100 Center Drive  
Suite 900  
Los Angeles, CA 90045
29. Michael Wrotniak  
c/o Reading International  
6100 Center Drive  
Suite 900  
Los Angeles, CA 90045
30. Andrew Shapiro  
591 Redwood Highway  
Suite 2345  
Mill Valley, CA 94941

31. Jon Glaser  
c/o c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361

And

c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101

32. Mark Cuban  
Address Unkown

33. **Derek Alderton**  
**Address Unknown**

**B.**

**LIST OF DOCUMENTS PROVIDED BY DEFENDANTS**

Based on the information reasonably available, the following categories of documents are in RDI's possession, custody or control and may be used by RDI to support their claims or defenses. The following documents will be sent via secure file transfer:

Beg. Bates#	Description
RDI0000001- RDI0000095	RDI's first set of data responsive to expedited discovery requests
RDI0000096- RDI0002467	RDI's second set of data responsive to expedited discovery requests
RDI0002468- RDI0004224	RDI's third set of data responsive to expedited discovery requests
RDI0004225- RDI0011216	RDI's Fourth Supplemental Production
RDI0011217- RDI0016091	RDI's Fifth Supplemental Production
	RDI's Privilege Log of Emails, attached hereto as Exhibit 1
	RDI's Privilege Log of Documents and Loose Files, attached hereto as Exhibit 2
	List of Counsel Identified on Privilege Log, attached hereto as Exhibit 3
<b>RDI0016092- RDI0018198</b>	<b>RDI's Sixth Supplemental Production</b>

	<b>RDI's Supplemental Privilege Log of Craig Tompkins data<sup>1</sup></b>
	<b>RDI's Redaction Log attached hereto as Exhibit 4</b>

RDI reserves its right to submit as an exhibit any document, data compilation or tangible item identified by any other party in this action or obtained from any third party. RDI further reserves its right to amend and/or supplement this first supplemental list of documents, data compilations, or tangible items as discovery proceeds and additional documents are produced by parties and third parties.

Further, RDI will provide its production materials as described below whenever possible and requests that all parties provide their productions utilizing the same guidelines:

All electronically stored information ("ESI") shall be produced electronically in a form that maximizes the ability to search the information by the use of search terms and that maximizes the amount of metadata that accompanies the information. Specifically, when available, please provide all ESI as a .DAT file including metadata for the following fields:

Field Name	Email	Attachment	Loose	Description
BegBates	x	x	x	First Bates number of native file document/email
EndBates	x	x	x	Last Bates number of native file document/email
BegAttach	x	x	x	First Bates number of attachment range
EndAttach	x	x	x	Last Bates number of attachment range
PgCount	x	x	x	Number of pages in native file document/email
Custodian	x	x	x	Custodian of file
CustodianAll	x	x	x	Custodian of file, followed by all other Custodians that have a duplicate of the record. This list is de-duped within the Custodian names. This will be a multi-choice field.
FileType	x	x	x	Application Name field value pulled from metadata of the native file.
FileExt	x	x	x	File extension of native file

<sup>1</sup> Please be advised that this log contains emails sent to or from Craig Tompkins that did not include any non-retained attorneys or other third-party recipients. This log was created after running the agreed upon search terms on data collected from Mr. Tompkins and using a predicative coding model. Due to the volume of data collected from Mr. Tompkins, a manual review of all emails was not completed and as such this log may include documents not relevant to this litigation, but this data was captured by the predicative coding model which assigned these materials a response score of 70 or higher. All attachments to any privileged communications are included on this log. Due to volume, this document will not be served via Wiznet and will be sent via FTP.

1	FileName	x	x	x	Original filename of native file. Contains subject of e-mail for e-mail records
2	FilePath	x	x	x	Full path to source files (if e-docs or loose e-mail) or folder path contained with a mail store (if NSF or PST)
3	Subject	x	x	x	Subject field value extracted from metadata of native file; email subject for email, subject field extracted from metadata for loose efiles.
4	TO	x			Recipient(s) of the e-mail; email and friendly name if available in metadata
5	FROM	x			Author of the e-mail
6	CC	x			Recipient(s) of "Carbon Copies" of the e-mail; email and friendly name if available in metadata
7	BCC	x			Recipient(s) of "Blind Carbon Copies" of the e-mail; email and friendly name if available in metadata
8	DATESENT	x			Sent date of an e-mail
9	TIMESENT	x			Time the e-mail was sent
10	DATERCVD	x			Received date of an e-mail
11	TIMERCVD	x			Time the e-mail was received
12	AUTHOR		x	x	Author metadata from the loose efile
13	DATECREATE D		x	x	Creation Date from the properties of the native file. When not available the file system date.
14	TIMECREATE D		x	x	Creation Time of the native file from the properties of the native file. When not available the file system time.
15	DATELASTM OD		x	x	Last Modified Date from the properties of the native file. When not available the file system date.
16	TIMELASTMO D		x	x	Last Modified Time from the properties of the native file. When not available the file system time
17	MD5HASH		x	x	MD5 Hash value of the document.
18	DOCLINK	x	x	x	Path to Native file in exported data
19	OCRPATH	x	x	x	Path to Text file corresponding to each document in export

- The .DAT file must use the following Concordance® default delimiters: Comma ASCII character (020) Quote ¨ ASCII character (254)
- Date fields should be provided in the format: mm/dd/yyyy
- Date and time fields must be two separate fields
- Text must be produced as separate text files, not as fields within the .DAT file.
- The full path to the text file (OCRPATH) should be included in the .DAT file.
- Native file documents must be named per the BegBates number.
- The full path of the native file must be provided in the .DAT file for the DocLink field.
- Black and white images must be 300 DPI Group IV single-page TIFF files.
- File names cannot contain embedded spaces or special characters (including the comma).

- All TIFF image files must have a unique file name, i.e. Bates number.
- Images must be endorsed with sequential Bates numbers in the lower right corner of each image.
- Excel spreadsheets should have a placeholder image named by the Bates number of the file.
- Production should include an Opticon or IPRO image cross-reference file

C.

**DAMAGES**

RDI will seek to recover the full extent of their damages to which they are entitled as a result of Plaintiff filing this action, including all costs, expert fees and attorney's fees incurred as a result of this dispute. The total computation of RDI's damages cannot be completed as amounts continue to accrue.

RDI reserves its right to supplement this disclosure as additional information becomes available.

DATED this 31<sup>st</sup> day of December, 2015.

GREENBERG TRAURIG, LLP

/s/ Kara B. Hendricks

MARK E. FERRARIO, ESQ. (NV Bar No. 1625)  
KARA B. HENDRICKS, ESQ. (NV Bar No. 7743)  
3773 Howard Hughes Parkway  
Suite 400 North  
Las Vegas, Nevada 89169

*Counsel for Reading International, Inc.*

**GREENBERG TRAURIG, LLP**  
3773 Howard Hughes Parkway, Suite 400 North  
Las Vegas, Nevada 89169  
Telephone: (702) 792-3773  
Facsimile: (702) 792-9002

**CERTIFICATE OF SERVICE**

Pursuant to Nev. R. Civ. P. 5(b)(2)(D) and E.D.C.R. 8.05, I certify that on this day, I caused a true and correct copy of the forgoing **READING INTERNATIONAL, INC.’S SIXTH SUPPLEMENTAL NRCP 16.1 DISCLOSURES** to be filed and served via the Court’s Wiznet E-Filing system. The date and time of the electronic proof of service is in place of the date and place of deposit in the mail.

DATED this 31<sup>st</sup> day of December, 2015.

/s/ Megan L. Sheffield  
AN EMPLOYEE OF GREENBERG TRAURIG, LLP

---

## EXHIBIT 4

---



Item Number	Control Number	ProdBeg	FileName	Date Created	Date Sent	Email Subject	Email From	Email To	Email CC	Email BCC	Reason for Redaction
1	6318	RDI0016100	Hard-Copy Documents scanned		3/17/2014		Dale Short	Susan Villeda	Andrzej Matyczynski		Communication with Counsel; Attorney Work Product
2	8564	RDI0016235	Hard-Copy Documents scanned		2/27/2015	10-K Risk Factor	Craig Tompkins	William Ellis; James Cotter, Jr.; Ellen Cotter; Margaret Cotter	Andrzej Matyczynski		Communication with Counsel; Attorney Work Product
3	CTRL-READ-0000019	RDI0016289	2014 01 14 Board of Directors.pdf	8/12/2015							Communication with Counsel; Attorney Work Product
4	CTRL-READ-0000021	RDI0016300	2014 04 29 Board of Directors.pdf	8/12/2015							Communication with Counsel; Attorney Work Product
5	CTRL-READ-0000022	RDI0016305	2014 05 15 Board of Directors.pdf	8/12/2015							Communication with Counsel; Attorney Work Product
6	GT0000000598	RDI0017524	Untitled (4).msg		7/3/2015		Kane <ekane@san.rr.com>	Ellen Cotter <Ellen.Cotter@reading rdi.com>			Communication with Counsel; Attorney Work Product
7	GT00000010376	RDI0017526	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014							Confidential/Protected Personal Information
8	GT00000068502	RDI0017542	Ltr JIC Living Trust 10Jul14.pdf	7/10/2014							Confidential/Protected Personal Information
9	GT00000071708	RDI0002583	Breakdown of JIC's Shares - per Computersher records.pdf	2/17/2015							Confidential/Protected Personal Information
10	GT00000072252	RDI0017544	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014							Confidential/Protected Personal Information
11	GT00000072620	RDI0017566	Board Meeting.msg		9/16/2014	Board Meeting	Susan Villeda	Andrzej Matyczynski			Communication with Counsel; Attorney Work Product
12	GT00000081881	RDI0017568	Scanned from Bruce_a Xerox Multifunction Device.pdf	4/16/2015							Confidential/Protected Personal Information
13	GT00000086881	RDI0002972	FW: Stock Options Payment to Guy Adams.msg		4/1/2015	FW: Stock Options Payment to Guy Adams	Andrzej Matyczynski	Jorge E. Alvarez			Confidential/Protected Personal Information
14	GT00000088063	RDI0017583	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014							Confidential/Protected Personal Information
15	GT00000093441	RDI0017585	Breakdown of JIC's Shares - per Computersher records.pdf	2/17/2015							Confidential/Protected Personal Information
16	GT00000093785	RDI0017589	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014							Confidential/Protected Personal Information
17	GT00000099574	RDI0003154	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014							Confidential/Protected Personal Information
18	GT00000101042	RDI0003172	Scanned from Bruce_a Xerox Multifunction Device.pdf	4/16/2015							Confidential/Protected Personal Information
19	GT00000101269	RDI0017611	Scanned from Bruce_a Xerox Multifunction Device.pdf	4/16/2015							Confidential/Protected Personal Information
20	GT00000106502	RDI0017626	Scanned from Bruce_a Xerox Multifunction Device.pdf	4/16/2015							Confidential/Protected Personal Information
21	GT00000108502	RDI0017642	Scanned from Bruce_a Xerox Multifunction Device.pdf	4/16/2015							Confidential/Protected Personal Information
22	GT00000117302	RDI0017657	Scanned from Bruce_a Xerox Multifunction Device.pdf	4/16/2015							Confidential/Protected Personal Information
23	GT00000117334	RDI0017673	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014							Confidential/Protected Personal Information

24	GT0000117377	RD00017689	Scanned from Bruce a Xerox Multifunction Device.pdf	4/16/2015						Confidential/Protected Personal Information
25	GT0000121128	RD00017705	Ltr CoExecutors_CoTrustees_Templ ate.docx	12/9/2014						Confidential/Protected Personal Information
26	GT0000121440	RD00017708	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014						Confidential/Protected Personal Information
27	GT0000135037	RD00017724	Scanned from Bruce a Xerox Multifunction Device.pdf	4/16/2015						Confidential/Protected Personal Information
28	GT0000137659	RD00017739	****POSTMASTER: R SPAM**** Re: Stomp and Rhythm.msg		4/1/2015	****POSTMASTER SPAM**** Re: Stomp and Rhythm	Deborah Watson <deborahw@aol.com>	Margaret Cotter	Ellen Cotter	Confidential/Protected Personal Information
29	GT0000138387	RD00017741	Scanned from Bruce a Xerox Multifunction Device.pdf	4/16/2015						Confidential/Protected Personal Information
30	GT0000140331	RD00017756	Ltr CoExecutors_CoTrustees_Templ ate.docx	12/9/2014						Confidential/Protected Personal Information
31	GT0000140662	RD00017759	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014						Confidential/Protected Personal Information
32	GT0000144394	RD00017775	Scanned from Bruce a Xerox Multifunction Device.pdf	4/16/2015						Confidential/Protected Personal Information
33	GT0000144454	RD00017791	Breakdown of JIC's Shares - per Computersher records.pdf	11/8/2014						Confidential/Protected Personal Information
34	GT0000144885	RD00017806	Re: ****POSTMASTER SPAM**** Re: Stomp and Rhythm.msg		4/1/2015	Re: ****POSTMASTER SPAM**** Re: Stomp and Rhythm	Deborah Watson <deborahw@aol.com>			Confidential/Protected Personal Information
35	GT0000144886	RD00017807	The STOMP Co and Rhythm Co.msg		4/1/2015	The STOMP Co and Rhythm Co	Margaret Cotter			Confidential/Protected Personal Information
36	GT0000146175	RD00017809	Scanned from Bruce a Xerox Multifunction Device.pdf	4/16/2015						Confidential/Protected Personal Information
37	GT0000150468	RD00017825	Ltr CoExecutors_CoTrustees_Templ ate.docx	12/9/2014						Confidential/Protected Personal Information
38	GT0000151262	RD00017827	Ltr CoExecutors_CoTrustees_Templ ate.docx	12/9/2014						Confidential/Protected Personal Information
39	GT0000168047	RD00017829	FW: Cinemas 123 Renovation- Please Defer Moving Forward Until These Issues Can Be Sorted Out.msg			FW: Cinemas 123 Renovation- Please Defer Moving Forward Until These Issues Can Be Sorted Out	Unspecified Sender			Communication with Counsel; Attorney Work Product
40	GT0000182999	RD00017836	SKM_224c14082007500.pdf	8/20/2014						Confidential/Protected Personal Information
41	GT0000226585	RD00017848	FW: Breakfast (William, Jim and Chris).msg		12/19/2014	FW: Breakfast (William, Jim and Chris)	William Ellis <O-READING INTERNATIONAL INC/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RH/CN=JIM/NTS/CN=JAMESJ.COTTER@readingrdi.com>	James Cotter JR <james.j.cotter@readingrdi.com>		Communication with Counsel; Attorney Work Product

42	GT0000231409	RD00017851	Scanned from Bruce a Xerox Multifunction Device.pdf	4/16/2015					Guy Adams </O OEXCH025/OU EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT )CN=RECIPIENTS/C N=GAdams@GWACa pital>				Confidential/Protected Personal Information
43	GT0000232964	RD00017866	(No subject/filename).msg	7/2/2015			Kane <Kane <elkane@san.it.com>>		Communication with Counsel; Attorney Work Product				Communication with Counsel; Attorney Work Product; Contains Material Non Public Information Protected by Non-Disclosure Agreement with Third-Party; Attorney Work Product; Contains Material Non Public Information
44	GT0000264401	RD00017867	Board of Directors Meeting - Board Package - August 4 2015 - Officer-s Version - FINAL432847eb2f.pdf	7/27/2015					Communication with Counsel; Attorney Work Product; Contains Material Non Public Information Protected by Non-Disclosure Agreement with Third-Party; Attorney Work Product; Contains Material Non Public Information				Communication with Counsel; Attorney Work Product; Contains Material Non Public Information Protected by Non-Disclosure Agreement with Third-Party; Attorney Work Product; Contains Material Non Public Information
45	GT0000264402	RD00018071	Board of Directors Meeting - Board Package - September 17, 2015 - Directors Version - FINAL6c22847eb2f.pdf	9/15/2015					Communication with Counsel; Attorney Work Product; Contains Material Non Public Information Protected by Non-Disclosure Agreement with Third-Party; Attorney Work Product; Contains Material Non Public Information				Communication with Counsel; Attorney Work Product; Contains Material Non Public Information Protected by Non-Disclosure Agreement with Third-Party; Attorney Work Product; Contains Material Non Public Information

**EXHIBIT 3**  
**(PAGES 34-37 FILED UNDER SEAL)**

PAGE FILED UNDER SEAL

PAGE FILED UNDER SEAL

PAGE FILED UNDER SEAL

PAGE FILED UNDER SEAL



DDW  
MARK E. FERRARIO, ESQ.  
(NV Bar No. 1625)  
KARA B. HENDRICKS, ESQ.  
(NV Bar No. 7743)  
GREENBERG TRAURIG, LLP  
3773 Howard Hughes Parkway  
Suite 400 North  
Las Vegas, Nevada 89169  
Telephone: (702) 792-3773  
Facsimile: (702) 792-9002  
ferrariom@gtlaw.com  
hendricksk@gtlaw.com  
  
*Counsel for Reading International, Inc.*

DISTRICT COURT  
  
CLARK COUNTY, NEVADA

In the Matter of the Estate of  
  
JAMES J. COTTER,  
  
Deceased.

Case No. P 14-082942-E  
  
Dept. XI

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

Case No. A-15-719860-B  
  
Dept. No. XI  
  
*Jointly Administered*

v.  
  
MARGARET COTTER, ELLEN  
COTTER, GUY ADAMS, EDWARD  
KANE, DOUGLAS McEACHERN,  
TIMOTHY STOREY, WILLIAM  
GOULD, and DOES 1 through 100,  
inclusive,  
  
Defendants.

**READING INTERNATIONAL, INC.'S  
SEVENTH SUPPLEMENTAL NRCP  
16.1 INITIAL DISCLOSURES**

///

///

1 Reading International, Inc. ("RDI") by and through its attorneys, and pursuant to Rule  
2 16.1 of the Nevada Rules of Civil Procedure, hereby provides its Seventh Supplement to its  
3 Initial Disclosures. **Supplemental information can be found in bold font.**

4 These disclosures are based on information reasonably available to RDI as of this date,  
5 recognizing that the investigation continues and that discovery has just begun. RDI reserves the  
6 right to supplement or modify this supplemental disclosure statement at any time as additional  
7 information becomes available during the course of discovery.

8 In making this disclosure, RDI does not purport to identify every individual, document,  
9 data compilation, or tangible thing possibly relevant to this lawsuit. Rather, RDI's disclosure  
10 represents a good faith effort to identify discoverable information they currently and reasonably  
11 believes may be used to support their claims and defenses as required by NRCP 16.1.  
12 Furthermore, RDI makes this disclosure without waiving its right to object to the production of  
13 any document, data compilations, or tangible thing disclosed on the basis of any privilege, work  
14 product, relevancy, undue burden, or other valid objection. This disclosure does not include  
15 information that may be used solely for impeachment purposes. While making this disclosure,  
16 RDI reserves, among other rights, (1) its right to object on the grounds of competency, privilege,  
17 work product, relevancy and materiality, admissibility, hearsay, or any other proper grounds to  
18 the use of any disclosed information, for any purpose in whole or in part in this action or any  
19 other action and (2) its right to object on any and all proper grounds, at any time, to any  
20 discovery request or motion relating to the subject matter of this disclosure.

21 The following disclosures are made subject to the above objections and qualifications.

22 **INITIAL DISCLOSURES**

23 **A.**

24 **LIST OF WITNESSES PROVIDED BY RDI**

25 Based on the information currently available to RDI, the following individuals are  
26 identified:

27 ///

1. James J. Cotter, Jr.  
c/o Lewis Roca Rothgerber  
3993 Howard Hughes Pkwy., Ste. 600  
Las Vegas, NV 89169
2. Margaret Cotter  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
3. Ellen Cotter  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
4. Guy Adams  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
5. Edward Kane  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
6. Douglas McEachern  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
7. Tim Storey  
c/o Maupin Cox & LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519

- And  
c/o Bird, Maraella, Boxer, Wolpert,  
Nessim, Drooks, Lincenberg & Rhow  
1875 Century Park East, 23<sup>rd</sup> Floor  
Los Angeles, CA 90067
8. William Gould  
c/o Maupin Cox & LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519
- And  
c/o Bird, Maraella, Boxer, Wolpert,  
Nessim, Drooks, Lincenberg & Rhow  
1875 Century Park East, 23<sup>rd</sup> Floor  
Los Angeles, CA 90067
9. PMK of JMG Capital Management, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361
- And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
10. PMK of Kase Capital  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361
- And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
11. PMK of Kase Capital Management  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361
- And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
12. PMK of Kase Fund  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361
- And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101

13. PMK of Kase Group  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
14. PMK of Kase Management  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
15. PMK of Kase Qualified Fund  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
16. PMK of Pacific Capital Management, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
17. PMK of T2 Accredited Fund, LP  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
18. PMK of T2 Partners Management Group, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101

19. PMK of T2 Partners Management I, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
20. PMK of T2 Partners Management, LP  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
21. PMK of T2 Qualified Fund, LP  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
22. PMK of Tilson Offshore Fund, Ltd.  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
23. Whitney Tilson  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
24. Andrez Matycynski  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169
25. Dev Ghose  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169

26. Susan Villeda  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169
27. PMK of Lawndale Capital  
591 Redwood Highway  
Suite 2345  
Mill Valley, CA 94941
28. Judy Coddington  
c/o Reading International  
6100 Center Drive  
Suite 900  
Los Angeles, CA 90045
29. Michael Wrotniak  
c/o Reading International  
6100 Center Drive  
Suite 900  
Los Angeles, CA 90045
30. Andrew Shapiro  
591 Redwood Highway  
Suite 2345  
Mill Valley, CA 94941
31. Jon Glaser  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
32. Mark Cuban  
Address Unknown
33. Derek Alderton  
Address Unknown

**B.**

**LIST OF DOCUMENTS PROVIDED BY DEFENDANTS**

Based on the information reasonably available, the following categories of documents are in RDI's possession, custody or control and may be used by RDI to support their claims or defenses. The following documents will be sent via secure file transfer:

Beg. Bates#	Description
RDI0000001- RDI0000095	RDI's first set of data responsive to expedited discovery requests
RDI0000096- RDI0002467	RDI's second set of data responsive to expedited discovery requests
RDI0002468- RDI0004224	RDI's third set of data responsive to expedited discovery requests
RDI0004225- RDI0011216	RDI's Fourth Supplemental Production
RDI0011217- RDI0016091	RDI's Fifth Supplemental Production
	RDI's Privilege Log of Emails, attached hereto as Exhibit 1
	RDI's Privilege Log of Documents and Loose Files, attached hereto as Exhibit 2
	List of Counsel Identified on Privilege Log, attached hereto as Exhibit 3
RDI0016092- RDI0018198	RDI's Sixth Supplemental Production
	RDI's Supplemental Privilege Log of Craig Tompkins data <sup>1</sup>
	RDI's Redaction Log attached hereto as Exhibit 4
<b>RDI0018199- RDI0022814</b>	RDI's Seventh Supplemental Production

RDI reserves its right to submit as an exhibit any document, data compilation or tangible item identified by any other party in this action or obtained from any third party. RDI further reserves its right to amend and/or supplement this first supplemental list of documents, data compilations, or tangible items as discovery proceeds and additional documents are produced by parties and third parties.

Further, RDI will provide its production materials as described below whenever possible

<sup>1</sup> Please be advised that this log contains emails sent to or from Craig Tompkins that did not include any non-retained attorneys or other third-party recipients. This log was created after running the agreed upon search terms on data collected from Mr. Tompkins and using a predicative coding model. Due to the volume of data collected from Mr. Tompkins, a manual review of all emails was not completed and as such this log may include documents not relevant to this litigation, but this data was captured by the predicative coding model which assigned these materials a response score of 70 or higher. All attachments to any privileged communications are included on this log. Due to volume, this document will not be served via Wiznet and will be sent via FTP.



and requests that all parties provide their productions utilizing the same guidelines:

All electronically stored information (“ESI”) shall be produced electronically in a form that maximizes the ability to search the information by the use of search terms and that maximizes the amount of metadata that accompanies the information. Specifically, when available, please provide all ESI as a .DAT file including metadata for the following fields:

Field Name	Email	Attachment	Loose	Description
BegBates	x	x	x	First Bates number of native file document/email
EndBates	x	x	x	Last Bates number of native file document/email
BegAttach	x	x	x	First Bates number of attachment range
EndAttach	x	x	x	Last Bates number of attachment range
PgCount	x	x	x	Number of pages in native file document/email
Custodian	x	x	x	Custodian of file
CustodianAll	x	x	x	Custodian of file, followed by all other Custodians that have a duplicate of the record. This list is de-duped within the Custodian names. This will be a multi-choice field.
FileType	x	x	x	Application Name field value pulled from metadata of the native file.
FileExt	x	x	x	File extension of native file
FileName	x	x	x	Original filename of native file. Contains subject of e-mail for e-mail records
FilePath	x	x	x	Full path to source files (if e-docs or loose e-mail) or folder path contained with a mail store (if NSF or PST)
Subject	x	x	x	Subject field value extracted from metadata of native file; email subject for email, subject field extracted from metadata for loose efiles.
TO	x			Recipient(s) of the e-mail; email and friendly name if available in metadata
FROM	x			Author of the e-mail
CC	x			Recipient(s) of "Carbon Copies" of the e-mail; email and friendly name if available in metadata
BCC	x			Recipient(s) of "Blind Carbon Copies" of the e-mail; email and friendly name if available in metadata
DATESENT	x			Sent date of an e-mail
TIMESENT	x			Time the e-mail was sent
DATERCVD	x			Received date of an e-mail
TIMERCVD	x			Time the e-mail was received
AUTHOR		x	x	Author metadata from the loose efile
DATECREATED		x	x	Creation Date from the properties of the native file. When not available the file

				system date.
TIMECREATED		x	x	Creation Time of the native file from the properties of the native file. When not available the file system time.
DATELASTMOD		x	x	Last Modified Date from the properties of the native file. When not available the file system date.
TIMELASTMOD		x	x	Last Modified Time from the properties of the native file. When not available the file system time
MD5HASH		x	x	MD5 Hash value of the document.
DOCLINK	x	x	x	Path to Native file in exported data
OCRPATH	x	x	x	Path to Text file corresponding to each document in export

- The .DAT file must use the following Concordance® default delimiters: Comma ASCII character (020) Quote  ASCII character (254)
- Date fields should be provided in the format: mm/dd/yyyy
- Date and time fields must be two separate fields
- Text must be produced as separate text files, not as fields within the .DAT file.
- The full path to the text file (OCRPATH) should be included in the .DAT file.
- Native file documents must be named per the BegBates number.
- The full path of the native file must be provided in the .DAT file for the DocLink field.
- Black and white images must be 300 DPI Group IV single-page TIFF files.
- File names cannot contain embedded spaces or special characters (including the comma).
- All TIFF image files must have a unique file name, i.e. Bates number.
- Images must be endorsed with sequential Bates numbers in the lower right corner of each image.
- Excel spreadsheets should have a placeholder image named by the Bates number of the file.
- Production should include an Opticon or IPRO image cross-reference file

C.

**DAMAGES**

RDI will seek to recover the full extent of their damages to which they are entitled as a result of Plaintiff filing this action, including all costs, expert fees and attorney’s fees incurred as a result of this dispute. The total computation of RDI’s damages cannot be completed as amounts continue to accrue.

///

///

///

///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

RDI reserves its right to supplement this disclosure as additional information becomes available.

DATED this 22nd day of January, 2016.

GREENBERG TRAURIG, LLP  
  
/s/ Kara B. Hendricks  
MARK E. FERRARIO, ESQ. (NV Bar No. 1625)  
KARA B. HENDRICKS, ESQ. (NV Bar No. 7743)  
3773 Howard Hughes Parkway  
Suite 400 North  
Las Vegas, Nevada 89169  
  
*Counsel for Reading International, Inc.*

GREENBERG TRAURIG, LLP  
3773 Howard Hughes Parkway, Suite 400 North  
Las Vegas, Nevada 89169  
Telephone: (702) 792-3773  
Facsimile: (702) 792-9002

**CERTIFICATE OF SERVICE**

Pursuant to Nev. R. Civ. P. 5(b)(2)(D) and E.D.C.R. 8.05, I certify that on this day, I caused a true and correct copy of the forgoing **READING INTERNATIONAL, INC.’S SEVENTH SUPPLEMENTAL NRCP 16.1 DISCLOSURES** to be filed and served via the Court’s Wiznet E-Filing system. The date and time of the electronic proof of service is in place of the date and place of deposit in the mail.

DATED this 22nd day of January, 2016.

/s/ Andrea Lee Rosehill  
AN EMPLOYEE OF GREENBERG TRAURIG, LLP

# **EXHIBIT 4**

DDW  
MARK E. FERRARIO, ESQ.  
(NV Bar No. 1625)  
KARA B. HENDRICKS, ESQ.  
(NV Bar No. 7743)  
GREENBERG TRAURIG, LLP  
3773 Howard Hughes Parkway  
Suite 400 North  
Las Vegas, Nevada 89169  
Telephone: (702) 792-3773  
Facsimile: (702) 792-9002  
ferrariom@gtlaw.com  
hendricksk@gtlaw.com  
  
*Counsel for Reading International, Inc.*

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

JAMES J. COTTER, JR., individually and  
derivatively on behalf of Reading  
International, Inc.,  
  
Plaintiff,  
  
v.  
  
MARGARET COTTER, et al,  
  
Defendants.

**Case No. A-15-719860-B**  
Dept. No. XI  
  
**Coordinated with:**  
  
Case No. P 14-082942-E  
Dept. XI  
  
Case No. A-16-735305-B  
Dept. XI

In the Matter of the Estate of  
  
JAMES J. COTTER,  
  
Deceased.

**READING INTERNATIONAL, INC.'S  
TWENTY-FOURTH  
SUPPLEMENTAL NRCP 16.1 INITIAL  
DISCLOSURES**

JAMES J. COTTER, JR.,  
  
Plaintiff,  
  
v.  
  
READING INTERNATIONAL, INC., a  
Nevada corporation; DOES 1-100, and  
ROE ENTITIES, 1-100, inclusive,  
  
Defendants.

**GREENBERG TRAURIG, LLP**  
3773 Howard Hughes Parkway, Suite 400 North  
Las Vegas, Nevada 89169  
Telephone: (702) 792-3773  
Facsimile: (702) 792-9002

1 Reading International, Inc. ("RDI") by and through its attorneys, and pursuant to Rule  
2 16.1 of the Nevada Rules of Civil Procedure, hereby provides its Twenty-Fourth Supplement to  
3 its Initial Disclosures. **Supplemental information can be found in bold font.**

4 These disclosures are based on information reasonably available to RDI as of this date,  
5 recognizing that the investigation continues and that discovery has just begun. RDI reserves the  
6 right to supplement or modify this supplemental disclosure statement at any time as additional  
7 information becomes available during the course of discovery.

8 In making this disclosure, RDI does not purport to identify every individual, document,  
9 data compilation, or tangible thing possibly relevant to this lawsuit. Rather, RDI's disclosure  
10 represents a good faith effort to identify discoverable information they currently and reasonably  
11 believes may be used to support their claims and defenses as required by NRCP 16.1.  
12 Furthermore, RDI makes this disclosure without waiving its right to object to the production of  
13 any document, data compilations, or tangible thing disclosed on the basis of any privilege, work  
14 product, relevancy, undue burden, or other valid objection. This disclosure does not include  
15 information that may be used solely for impeachment purposes. While making this disclosure,  
16 RDI reserves, among other rights, (1) its right to object on the grounds of competency, privilege,  
17 work product, relevancy and materiality, admissibility, hearsay, or any other proper grounds to  
18 the use of any disclosed information, for any purpose in whole or in part in this action or any  
19 other action and (2) its right to object on any and all proper grounds, at any time, to any  
20 discovery request or motion relating to the subject matter of this disclosure.

21 The following disclosures are made subject to the above objections and qualifications.

22 **INITIAL DISCLOSURES**

23 **A.**

24 **LIST OF WITNESSES PROVIDED BY RDI**

25 Based on the information currently available to RDI, the following individuals are  
26 identified:

27 ///

1. James J. Cotter, Jr.  
c/o Lewis Roca Rothgerber  
3993 Howard Hughes Pkwy., Ste. 600  
Las Vegas, NV 89169
2. Margaret Cotter  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
3. Ellen Cotter  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
4. Guy Adams  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
5. Edward Kane  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
6. Douglas McEachern  
c/o Cohen-Johnson, LLC  
255 E. Warm Springs Road, Ste. 100  
Las Vegas, NV 89119  
And  
Quinn Emanuel Urquhart & Sullivan, LLP  
865 S. Figueroa St., 10<sup>th</sup> Floor  
Los Angeles, CA 90017
7. Tim Storey  
c/o Maupin Cox & LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519



- And  
c/o Bird, Maraella, Boxer, Wolpert,  
Nessim, Drooks, Lincenberg & Rhow  
1875 Century Park East, 23<sup>rd</sup> Floor  
Los Angeles, CA 90067
8. William Gould  
c/o Maupin Cox & LeGoy  
4785 Caughlin Parkway  
Reno, NV 89519
- And  
c/o Bird, Maraella, Boxer, Wolpert,  
Nessim, Drooks, Lincenberg & Rhow  
1875 Century Park East, 23<sup>rd</sup> Floor  
Los Angeles, CA 90067
9. PMK of JMG Capital Management, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361
- And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
10. PMK of Kase Capital  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361
- And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
11. PMK of Kase Capital Management  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361
- And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
12. PMK of Kase Fund  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361
- And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101

13. PMK of Kase Group  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
14. PMK of Kase Management  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
15. PMK of Kase Qualified Fund  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
16. PMK of Pacific Capital Management, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
17. PMK of T2 Accredited Fund, LP  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
18. PMK of T2 Partners Management Group, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101

19. PMK of T2 Partners Management I, LLC  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
20. PMK of T2 Partners Management, LP  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
21. PMK of T2 Qualified Fund, LP  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
22. PMK of Tilson Offshore Fund, Ltd.  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
23. Whitney Tilson  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
24. Andrez Matycynski  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169
25. Dev Ghose  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169

26. Susan Villeda  
c/o Greenberg Traurig, LLP  
3773 Howard Hughes Pkwy., Ste. 400N  
Las Vegas, NV 89169
27. PMK of Lawndale Capital  
591 Redwood Highway  
Suite 2345  
Mill Valley, CA 94941
28. Judy Coddington  
c/o Reading International  
6100 Center Drive  
Suite 900  
Los Angeles, CA 90045
29. Michael Wrotniak  
c/o Reading International  
6100 Center Drive  
Suite 900  
Los Angeles, CA 90045
30. Andrew Shapiro  
591 Redwood Highway  
Suite 2345  
Mill Valley, CA 94941
31. Jon Glaser  
c/o Robertson & Associates, LLP  
32121 Lindero Canyon Road, Ste. 200  
Westlake Village, CA 91361  
And  
c/o Patti, Sgro, Lewis & Roger  
720 S. 7<sup>th</sup> Street, 3<sup>rd</sup> Floor  
Las Vegas, NV 89101
32. Mark Cuban  
c/o Fish & Richardson PC  
1717 Main Street, Ste. 500  
Dallas, TX 75201  
And  
c/o Royal & Miles LLP  
1522 W. Warm Springs Road  
Henderson, NV 89014
33. Derek Alderton  
Address Unknown
34. Alfred E. Osborne, Jr., Ph.D.  
UCLA Anderson School of Management  
110 West Hollywood Plaza, Ste. F405  
Los Angeles, CA 90095-1481

- 1 35. Richard Roll  
2 California Institute of Technology  
3 1200 East California Boulevard  
4 Pasadena, CA 91125  
5  
6 36. Michael Klausner  
7 Nancy and Charles Munger Professor of Business  
8 Stanford Law School  
9 Stanford, CA 94305  
10  
11 37. Bruce A. Strombon, Ph.D  
12 333 S. Hope Street, Ste. 2700  
13 Los Angeles, CA 90071  
14  
15 38. Jonathan F. Foster  
16 555 Madison Avenue, 19<sup>th</sup> Floor  
17 New York, NY 10022  
18  
19 39. Myron T. Steele, Esq.  
20 c/o Lewis Roca Rothgerber Christie LLP  
21 3993 Howard Hughes Parkway, Ste. 600  
22 Las Vegas, NV 89169  
23  
24 40. Tiago Duarte-Silva, Charles River Associate  
25 c/o Lewis Roca Rothgerber Christie LLP  
26 3993 Howard Hughes Parkway, Ste. 600  
27 Las Vegas, NV 89169  
28  
35. Richard Spitz  
c/o Lewis Roca Rothgerber Christie LLP  
3993 Howard Hughes Parkway, Ste. 600  
Las Vegas, NV 89169  
42. Albert S. Nagy  
Realty Capital Solutions  
32152 Calle Los Elegantes  
San Juan Capistrano, CA 72675  
43. John D. Finnerty  
AlixPartners  
909 Third Avenue  
New York, NY 10022  
44. PMK of Diamond Partners, LP  
c/o Laxalt & Nomura, Ltd.  
6720 Via Austi Parkway, Ste. 430  
Las Vegas, NV 89119  
45. PMK of Diamond A Investors, LP  
c/o Laxalt & Nomura, Ltd.  
6720 Via Austi Parkway, Ste. 430  
Las Vegas, NV 89119

//

46. **Sumeet Goel**  
**c/o HighPoint Associates**  
**100 Nrth Supulveda Blvd.**  
**Suite 620**  
**Los Angeles, CA 90245**
47. **Christine Liang**  
**Address Unknown**
48. **Roberto Moldes**  
**Address Unknown**

**B.**

**LIST OF DOCUMENTS PROVIDED BY DEFENDANTS**

Based on the information reasonably available, the following categories of documents are in RDI's possession, custody or control and may be used by RDI to support their claims or defenses. The following documents will be sent via secure file transfer:

Beg. Bates#	Description
RDI0000001-RDI0000095	RDI's first set of data responsive to expedited discovery requests
RDI0000096-RDI0002467	RDI's second set of data responsive to expedited discovery requests
RDI0002468-RDI0004224	RDI's third set of data responsive to expedited discovery requests
RDI0004225-RDI0011216	RDI's Fourth Supplemental Production
RDI0011217-RDI0016091	RDI's Fifth Supplemental Production
	RDI's Privilege Log of Emails, attached hereto as Exhibit 1
	RDI's Privilege Log of Documents and Loose Files, attached hereto as Exhibit 2
	List of Counsel Identified on Privilege Log, attached hereto as Exhibit 3
RDI0016092-RDI0018198	RDI's Sixth Supplemental Production

	RDI's Supplemental Privilege Log of Craig Tompkins data <sup>1</sup>
	RDI's Redaction Log attached hereto as Exhibit 4
RDI0018199- RDI0022814	RDI's Seventh Supplemental Production
	RDI's Supplemental Privilege Log of Emails, attached hereto as Exhibit 5
	RDI's Supplemental Privilege Log of Documents and Loose Files, attached hereto as Exhibit 6
RDI0022815- RDI0025532	RDI's Eighth Supplemental Production
RDI0025533- RDI0029186	RDI's Ninth Supplemental Production
Beg. Bates#	Description
	RDI's Supplemental Privilege Log of emails and documents, attached hereto as Exhibit 7 <sup>2</sup>
RDI0029187- RDI0035423	RDI's Tenth Supplemental Production
RDI0035424- RDI0037096	RDI's Eleventh Supplemental Production
RDI0037097- RDI0043136	RDI's Twelfth Supplemental Production
RDI00430137- RDI0046281	RDI's Thirteenth Supplemental Production
	RDI's Supplemental Privilege Log of emails and documents, attached hereto as Exhibit 8 <sup>3</sup>
RDI0046282- RDI0050667	RDI's Fourteenth Supplemental Production
RDI0050668- RDI0054887	RDI's Fifteenth Supplemental Production

<sup>1</sup> Please be advised that this log contains emails sent to or from Craig Tompkins that did not include any non-retained attorneys or other third-party recipients. This log was created after running the agreed upon search terms on data collected from Mr. Tompkins and using a predicative coding model. Due to the volume of data collected from Mr. Tompkins, a manual review of all emails was not completed and as such this log may include documents not relevant to this litigation, but this data was captured by the predicative coding model which assigned these materials a response score of 70 or higher. All attachments to any privileged communications are included on this log. Due to volume, this document will not be served via Wiznet and will be sent via FTP.

<sup>2</sup> Due to volume, this document will not be served via Wiznet and will be sent via FTP.

<sup>3</sup> Due to volume, this document will not be served via Wiznet and will be sent via FTP.

1	RDI0054888- RDI0055808	RDI's Sixteen Supplemental Production
2		RDI's Supplemental Privilege Log of emails and documents, attached hereto as Exhibit 9 <sup>4</sup>
3	RDI0055809- RDI0058011	RDI's Seventeenth Supplemental Production
4	RDI0058012- RDI0058299	RDI's Eighteenth Supplemental Production
5		
6	RDI0058300- RDI0059676	RDI's Nineteenth Supplemental Production
7	RDI0059677- RDI0059743	RDI's Twentieth Supplemental Production
8	<b>RDI0059744- RDI0060025</b>	<b>RDI's Twenty-First Supplemental Production</b>
9		

10 RDI reserves its right to submit as an exhibit any document, data compilation or tangible  
11 item identified by any other party in this action or obtained from any third party. RDI further  
12 reserves its right to amend and/or supplement this first supplemental list of documents, data  
13 compilations, or tangible items as discovery proceeds and additional documents are produced by  
14 parties and third parties.

15 Further, RDI will provide its production materials as described below whenever possible  
16 and requests that all parties provide their productions utilizing the same guidelines:

17 All electronically stored information ("ESI") shall be produced electronically in a form  
18 that maximizes the ability to search the information by the use of search terms and that  
19 maximizes the amount of metadata that accompanies the information. Specifically, when  
available, please provide all ESI as a .DAT file including metadata for the following  
fields:

Field Name	Email	Attachment	Loose	Description
BegBates	x	x	x	First Bates number of native file document/email
EndBates	x	x	x	Last Bates number of native file document/email
BegAttach	x	x	x	First Bates number of attachment range
EndAttach	x	x	x	Last Bates number of attachment range
PgCount	x	x	x	Number of pages in native file document/email
Custodian	x	x	x	Custodian of file
CustodianAll	x	x	x	Custodian of file, followed by all other

27 <sup>4</sup> Due to volume, this document will not be served via Wiznet and will be sent via FTP.



				Custodians that have a duplicate of the record. This list is de-duped within the Custodian names. This will be a multi-choice field.
FileType	x	x	x	Application Name field value pulled from metadata of the native file.
FileExt	x	x	x	File extension of native file
FileName	x	x	x	Original filename of native file. Contains subject of e-mail for e-mail records
FilePath	x	x	x	Full path to source files (if e-docs or loose e-mail) or folder path contained with a mail store (if NSF or PST)
Subject	x	x	x	Subject field value extracted from metadata of native file; email subject for email, subject field extracted from metadata for loose efiles.
TO	x			Recipient(s) of the e-mail; email and friendly name if available in metadata
FROM	x			Author of the e-mail
CC	x			Recipient(s) of "Carbon Copies" of the e-mail; email and friendly name if available in metadata
BCC	x			Recipient(s) of "Blind Carbon Copies" of the e-mail; email and friendly name if available in metadata
DATESENT	x			Sent date of an e-mail
TIMESENT	x			Time the e-mail was sent
DATERCVD	x			Received date of an e-mail
TIMERCVD	x			Time the e-mail was received
AUTHOR		x	x	Author metadata from the loose efile
DATECREATE D		x	x	Creation Date from the properties of the native file. When not available the file system date.
TIMECREATE D		x	x	Creation Time of the native file from the properties of the native file. When not available the file system time.
DATELASTM OD		x	x	Last Modified Date from the properties of the native file. When not available the file system date.
TIMELASTMO D		x	x	Last Modified Time from the properties of the native file. When not available the file system time
MD5HASH		x	x	MD5 Hash value of the document.
DOCLINK	x	x	x	Path to Native file in exported data
OCRPATH	x	x	x	Path to Text file corresponding to each document in export

- The .DAT file must use the following Concordance® default delimiters: Comma ASCII character (020) Quote p ASCII character (254)
- Date fields should be provided in the format: mm/dd/yyyy
- Date and time fields must be two separate fields
- Text must be produced as separate text files, not as fields within the .DAT file.

- The full path to the text file (OCRPATH) should be included in the .DAT file.
- Native file documents must be named per the BegBates number.
- The full path of the native file must be provided in the .DAT file for the DocLink field.
- Black and white images must be 300 DPI Group IV single-page TIFF files.
- File names cannot contain embedded spaces or special characters (including the comma).
- All TIFF image files must have a unique file name, i.e. Bates number.
- Images must be endorsed with sequential Bates numbers in the lower right corner of each image.
- Excel spreadsheets should have a placeholder image named by the Bates number of the file.
- Production should include an Opticon or IPRO image cross-reference file

C.

### **DAMAGES**

RDI will seek to recover the full extent of their damages to which they are entitled as a result of Plaintiff filing this action, including all costs, expert fees and attorney's fees incurred as a result of this dispute. The total computation of RDI's damages cannot be completed as amounts continue to accrue.

RDI reserves its right to supplement this disclosure as additional information becomes available.

DATED this 2<sup>nd</sup> day of November, 2016.

GREENBERG TRAURIG, LLP

/s/ Kara B. Hendricks

MARK E. FERRARIO, ESQ. (NV Bar No. 1625)  
KARA B. HENDRICKS, ESQ. (NV Bar No. 7743)  
3773 Howard Hughes Parkway  
Suite 400 North  
Las Vegas, Nevada 89169

*Counsel for Reading International, Inc.*

**CERTIFICATE OF SERVICE**

Pursuant to Nev. R. Civ. P. 5(b)(2)(D) and E.D.C.R. 8.05, I certify that on this day, I caused a true and correct copy of the forgoing *Reading International, Inc.'s Twenty-Fourth Supplemental NRCP 16.1 Disclosures* to be filed and served via the Court's Wiznet E-Filing system. The date and time of the electronic proof of service is in place of the date and place of deposit in the mail.

DATED this 2nd day of November, 2016.

/s/ Megan L. Sheffield  
AN EMPLOYEE OF GREENBERG TRAURIG, LLP

# **EXHIBIT 5**

**NOTC  
COHEN|JOHNSON|PARKER|EDWARDS**

H. Stan Johnson, ESQ.  
Nevada Bar No. 00265  
sjohnson@cohenjohnson.com  
255 East Warm Springs Road, Suite 100  
Las Vegas, Nevada 89119  
Telephone: (702) 823-3500  
Facsimile: (702) 823-3400

**QUINN EMANUEL URQUHART & SULLIVAN, LLP  
CHRISTOPHER TAYBACK, ESQ.**

California Bar No. 145532, *pro hac vice*  
christayback@quinnemanuel.com  
**MARSHALL M. SEARCY, ESQ.**  
California Bar No. 169269, *pro hac vice*  
marshallsearcy@quinnemanuel.com  
865 South Figueroa Street, 10<sup>th</sup> Floor  
Los Angeles, CA 90017  
Telephone: (213) 443-3000

Attorneys for Defendants Margaret Cotter,  
Ellen Cotter, Douglas McEachern, Guy Adams,  
Edward Kane, Judy Coddington, and Michael Wrotniak

**EIGHTH JUDICIAL DISTRICT COURT  
CLARK COUNTY, NEVADA**

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

Plaintiff,

v.

MARGARET COTTER, ELLEN COTTER, GUY  
ADAMS, EDWARD KANE, DOUGLAS  
McEACHERN, WILLIAM GOULD, JUDY  
CODDINGTON, MICHAEL WROTONIAK, and DOES  
1 through 100, inclusive,

Defendants,

and

READING INTERNATIONAL, INC., a Nevada  
corporation;

Nominal Defendant.

Case No.: A-15-719860-B  
Dept. No.: XI

Case No.: P-14-082942-E  
Dept. No.: XI

Related and Coordinated Cases

**BUSINESS COURT**

**NOTICE OF TAKING DEPOSITIONS  
– DUCES TECUM**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**NOTICE OF TAKING DEPOSITIONS – DUCES TECUM**

TO: ALL PARTIES; and  
TO: THEIR RESPECTIVE COUNSEL

PLEASE TAKE NOTICE that Defendants Margaret Cotter, Ellen Cotter, Douglas McEachern, Guy Adams, Edward Kane, Judy Coddington, and Michael Wrotniak (“Defendants”) will take the following depositions in the above-captioned action on the dates and at the times and locations indicated below.

Deponent	Date	Time	Location
Person Most Knowledgeable of HighPoint Associates	1/10/2017	9:00 a.m.	Quinn Emanuel Urquhart & Sullivan, LLP 865 S. Figueroa Street, 10 <sup>th</sup> Floor Los Angeles, CA 90017
Derek Alderton, Alderton Business Services	1/11/2017	9:00 a.m.	Quinn Emanuel Urquhart & Sullivan, LLP 865 S. Figueroa Street, 10 <sup>th</sup> Floor Los Angeles, CA 90017

///  
///

1 The depositions will be upon oral examination before a Notary Public, or before some  
2 other officer authorized by law to administer oaths. Said depositions may be videotaped. Copies  
3 of the related subpoenas are attached hereto.

4 Dated: December 14, 2016.

5 **COHEN|JOHNSON|PARKER|EDWARDS**

6  
7 By: /s/ H. Stan Johnson  
8 H. STAN JOHNSON, ESQ.  
9 Nevada Bar No. 00265  
10 sjohnson@cohenjohnson.com  
11 255 East Warm Springs Road, Suite 100  
12 Las Vegas, Nevada 89119  
13 Telephone: (702) 823-3500  
14 Facsimile: (702) 823-3400

15 **QUINN EMANUEL URQUHART &  
16 SULLIVAN, LLP**

17 CHRISTOPHER TAYBACK, ESQ.  
18 California Bar No. 145532, *pro hac vice*  
19 christayback@quinnemanuel.com  
20 MARSHALL M. SEARCY, ESQ.  
21 California Bar No. 169269, *pro hac vice*  
22 marshallsearcy@quinnemanuel.com  
23 865 South Figueroa Street, 10<sup>th</sup> Floor  
24 Los Angeles, CA 90017  
25 Telephone: (213) 443-3000

26 *Attorneys for Defendants Margaret Cotter,*  
27 *Ellen Cotter, Douglas McEachern, Guy Adams,*  
28 *Edward Kane, Judy Coddington, and Michael*  
*Wrotniak*

**CERTIFICATE OF SERVICE**

Pursuant to Nev. R. Civ. P. 5(b)(2)(D) and E.D.C.R. 8.05, I hereby certify that on this day, I caused a true and correct copy of the foregoing **Notice of Taking Depositions – Duces Tecum** to be served via the Court’s Wiznet E-Filing system on all registered and active parties.

Dated: December 14, 2016

/s/ C.J. Barnabi  
An employee of Cohen|Johnson|Parker|Edwards







1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

100 200 300 400 500

If you have been so dealt with it is appropriate as a claim, as a consumer or employee, under Code of Civil Procedure section 1305, or if you are denied to work, you should have been so on your own order or a receipt of this sales, unless you are consumer or employee as a selling and you should inform you as the wage to practice consumers or employees to work.

[illegible]

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CO. TEMP. IMPRISONMENT UNTIL YOU ARE ALSO LIABLE FOR THE SUM OF \$1000 AND A FINE OF \$1000 PER DAY OF CONTINUANCE TO OBEY.

11. 在下列各句的空格内填上适当的词。

**Figure 6**

Figure 6 consists of two panels, (a) and (b), showing the evolution of the normalized velocity autocorrelation function  $\langle v(t)v(0) \rangle / \langle v^2 \rangle$  as a function of time  $t$  in units of  $\tau_B$ . Panel (a) shows results for  $N = 8$ , and panel (b) shows results for  $N = 16$ . Both panels include experimental data points (open circles) and theoretical predictions from the Ornstein-Zernike equation (solid line). The curves show a characteristic decay from 1.0 at  $t=0$  towards zero, with some oscillatory behavior observed in the experimental data.

**THE**

PRISON - F SERVICE OF DEPOSITIONS - GENERATION APPROPRIATE AND PRODUCTION DOCUMENTS  
ELECTRONICALLY STORED INFORMATION AND THINGS

The following information regarding the General Agent was obtained from a personal interview conducted by SA [redacted] on 08/26/2019:

[illegible]

**Figure 1**

[illegible]

# THE GUILD

0. ପ୍ରଶ୍ନ କରନ୍ତୁ ଯଦି ଆପଣଙ୍କର କୌଣସି ପ୍ରଶ୍ନ ଥାଏ

**THE UNIVERSITY OF CHICAGO PRESS**

1994年12月

( ) have been used in the following 3 cases: 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838.

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

[illegible]

Table 46: Average number of visits of adults to health facilities and nearest health centre, by sex and age group, 2013. (a) The number of visits is based on a self-report.

上 海 交 通 大 学

2 0 3 0 4 0 5 0 6 0 7 0 8 0 9 0 1 0 0 1 1 0 1 2 0 1 3 0 1 4 0 1 5 0 1 6 0 1 7 0 1 8 0 1 9 0 2 0 0 2 1 0 2 2 0 2 3 0 2 4 0 2 5 0 2 6 0 2 7 0 2 8 0 2 9 0 3 0 0 3 1 0 3 2 0 3 3 0 3 4 0 3 5 0 3 6 0 3 7 0 3 8 0 3 9 0 4 0 0 4 1 0 4 2 0 4 3 0 4 4 0 4 5 0 4 6 0 4 7 0 4 8 0 4 9 0 5 0 0 5 1 0 5 2 0 5 3 0 5 4 0 5 5 0 5 6 0 5 7 0 5 8 0 5 9 0 6 0 0 6 1 0 6 2 0 6 3 0 6 4 0 6 5 0 6 6 0 6 7 0 6 8 0 6 9 0 7 0 0 7 1 0 7 2 0 7 3 0 7 4 0 7 5 0 7 6 0 7 7 0 7 8 0 7 9 0 8 0 0 8 1 0 8 2 0 8 3 0 8 4 0 8 5 0 8 6 0 8 7 0 8 8 0 8 9 0 9 0 0 9 1 0 9 2 0 9 3 0 9 4 0 9 5 0 9 6 0 9 7 0 9 8 0 9 9 0 1 0 0 0 1 0 1 0 2 0 1 0 3 0 1 0 4 0 1 0 5 0 1 0 6 0 1 0 7 0 1 0 8 0 1 0 9 0 1 1 0 0 1 1 1 0 1 1 2 0 1 1 3 0 1 1 4 0 1 1 5 0 1 1 6 0 1 1 7 0 1 1 8 0 1 1 9 0 1 2 0 0 1 2 1 0 1 2 2 0 1 2 3 0 1 2 4 0 1 2 5 0 1 2 6 0 1 2 7 0 1 2 8 0 1 2 9 0 1 3 0 0 1 3 1 0 1 3 2 0 1 3 3 0 1 3 4 0 1 3 5 0 1 3 6 0 1 3 7 0 1 3 8 0 1 3 9 0 1 4 0 0 1 4 1 0 1 4 2 0 1 4 3 0 1 4 4 0 1 4 5 0 1 4 6 0 1 4 7 0 1 4 8 0 1 4 9 0 1 5 0 0 1 5 1 0 1 5 2 0 1 5 3 0 1 5 4 0 1 5 5 0 1 5 6 0 1 5 7 0 1 5 8 0 1 5 9 0 1 6 0 0 1 6 1 0 1 6 2 0 1 6 3 0 1 6 4 0 1 6 5 0 1 6 6 0 1 6 7 0 1 6 8 0 1 6 9 0 1 7 0 0 1 7 1 0 1 7 2 0 1 7 3 0 1 7 4 0 1 7 5 0 1 7 6 0 1 7 7 0 1 7 8 0 1 7 9 0 1 8 0 0 1 8 1 0 1 8 2 0 1 8 3 0 1 8 4 0 1 8 5 0 1 8 6 0 1 8 7 0 1 8 8 0 1 8 9 0 1 9 0 0 1 9 1 0 1 9 2 0 1 9 3 0 1 9 4 0 1 9 5 0 1 9 6 0 1 9 7 0 1 9 8 0 1 9 9 0 2 0 0 0 2 0 1 0 2 0 2 0 3 0 2 0 4 0 2 0 5 0 2 0 6 0 2 0 7 0 2 0 8 0 2 0 9 0 2 1 0 0 2 1 1 0 2 1 2 0 2 1 3 0 2 1 4 0 2 1 5 0 2 1 6 0 2 1 7 0 2 1 8 0 2 1 9 0 2 2 0 0 2 2 1 0 2 2 2 0 2 2 3 0 2 2 4 0 2 2 5 0 2 2 6 0 2 2 7 0 2 2 8 0 2 2 9 0 2 3 0 0 2 3 1 0 2 3 2 0 2 3 3 0 2 3 4 0 2 3 5 0 2 3 6 0 2 3 7 0 2 3 8 0 2 3 9 0 2 4 0 0 2 4 1 0 2 4 2 0 2 4 3 0 2 4 4 0 2 4 5 0 2 4 6 0 2 4 7 0 2 4 8 0 2 4 9 0 2 5 0 0 2 5 1 0 2 5 2 0 2 5 3 0 2 5 4 0 2 5 5 0 2 5 6 0 2 5 7 0 2 5 8 0 2 5 9 0 2 6 0 0 2 6 1 0 2 6 2 0 2 6 3 0 2 6 4 0 2 6 5 0 2 6 6 0 2 6 7 0 2 6 8 0 2 6 9 0 2 7 0 0 2 7 1 0 2 7 2 0 2 7 3 0 2 7 4 0 2 7 5 0 2 7 6 0 2 7 7 0 2 7 8 0 2 7 9 0 2 8 0 0 2 8 1 0 2 8 2 0 2 8 3 0 2 8 4 0 2 8 5 0 2 8 6 0 2 8 7 0 2 8 8 0 2 8 9 0 2 9 0 0 2 9 1 0 2 9 2 0 2 9 3 0 2 9 4 0 2 9 5 0 2 9 6 0 2 9 7 0 2 9 8 0 2 9 9 0 3 0 0 0 3 0 1 0 3 0 2 0 3 0 3 0 4 0 3 0 5 0 3 0 6 0 3 0 7 0 3 0 8 0 3 0 9 0 3 1 0 0 3 1 1 0 3 1 2 0 3 1 3 0 3 1 4 0 3 1 5 0 3 1 6 0 3 1 7 0 3 1 8 0 3 1 9 0 3 2 0 0 3 2 1 0 3 2 2 0 3 2 3 0 3 2 4 0 3 2 5 0 3 2 6 0 3 2 7 0 3 2 8 0 3 2 9 0 3 3 0 0 3 3 1 0 3 3 2 0 3 3 3 0 3 3 4 0 3 3 5 0 3 3 6 0 3 3 7 0 3 3 8 0 3 3 9 0 3 4 0 0 3 4 1 0 3 4 2 0 3 4 3 0 3 4 4 0 3 4 5 0 3 4 6 0 3 4 7 0 3 4 8 0 3 4 9 0 3 5 0 0 3 5 1 0 3 5 2 0 3 5 3 0 3 5 4 0 3 5 5 0 3 5 6 0 3 5 7 0 3 5 8 0 3 5 9 0 3 6 0 0 3 6 1 0 3 6 2 0 3 6 3 0 3 6 4 0 3 6 5 0 3 6 6 0 3 6 7 0 3 6 8 0 3 6 9 0 3 7 0 0 3 7 1 0 3 7 2 0 3 7 3 0 3 7 4 0 3 7 5 0 3 7 6 0 3 7 7 0 3 7 8 0 3 7 9 0 3 8 0 0 3 8 1 0 3 8 2 0 3 8 3 0 3 8 4 0 3 8 5 0 3 8 6 0 3 8 7 0 3 8 8 0 3 8 9 0 3 9 0 0 3 9 1 0 3 9 2 0 3 9 3 0 3 9 4 0 3 9 5 0 3 9 6 0 3 9 7 0 3 9 8 0 3 9 9 0 4 0 0 0 4 0 1 0 4 0 2 0 4 0 3 0 4 0 4 0 5 0 4 0 6 0 4 0 7 0 4 0 8 0 4 0 9 0 4 1 0 0 4 1 1 0 4 1 2 0 4 1 3 0 4 1 4 0 4 1 5 0 4 1 6 0 4 1 7 0 4 1 8 0 4 1 9 0 4 2 0 0 4 2 1 0 4 2 2 0 4 2 3 0 4 2 4 0 4 2 5 0 4 2 6 0 4 2 7 0 4 2 8 0 4 2 9 0 4 3 0 0 4 3 1 0 4 3 2 0 4 3 3 0 4 3 4 0 4 3 5 0 4 3 6 0 4 3 7 0 4 3 8 0 4 3 9 0 4 4 0 0 4 4 1 0 4 4 2 0 4 4 3 0 4 4 4 0 4 4 5 0 4 4 6 0 4 4 7 0 4 4 8 0 4 4 9 0 4 5 0 0 4 5 1 0 4 5 2 0 4 5 3 0 4 5 4 0 4 5 5 0 4 5 6 0 4 5 7 0 4 5 8 0 4 5 9 0 4 6 0 0 4 6 1 0 4 6 2 0 4 6 3 0 4 6 4 0 4 6 5 0 4 6 6 0 4 6 7 0 4 6 8 0 4 6 9 0 4 7 0 0 4 7 1 0 4 7 2 0 4 7 3 0 4 7 4 0 4 7 5 0 4 7 6 0 4 7 7 0 4 7 8 0 4 7 9 0 4 8 0 0 4 8 1 0 4 8 2 0 4 8 3 0 4 8 4 0 4 8 5 0 4 8 6 0 4 8 7 0 4 8 8 0 4 8 9 0 4 9 0 0 4 9 1 0 4 9 2 0 4 9 3 0 4 9 4 0 4 9 5 0 4 9 6 0 4 9 7 0 4 9 8 0 4 9 9 0 5 0 0 0 5 0 1 0 5 0 2 0 5 0 3 0 5 0 4 0 5 0 5 0 6 0 5 0 7 0 5 0 8 0 5 0 9 0 5 1 0 0 5 1 1 0 5 1 2 0 5 1 3 0 5 1 4 0 5 1 5 0 5 1 6 0 5 1 7 0 5 1 8 0 5 1 9 0 5 2 0 0 5 2 1 0 5 2 2 0 5 2 3 0 5 2 4 0 5 2 5 0 5 2 6 0 5 2 7 0 5 2 8 0 5 2 9 0 5 3 0 0 5 3 1 0 5 3 2 0 5 3 3 0 5 3 4 0 5 3 5 0 5 3 6 0 5 3 7 0 5 3 8 0 5 3 9 0 5 4 0 0 5 4 1 0 5 4 2

2020年12月31日

[illegible]

姓名: 陈子豪 学号: 202001010101 班级: 2020级工商管理1班 日期: 2020年10月10日

Page 10 of 10

[illegible]

【来源】《中国医药报》1982.11.11。

● 中国书画函授大学肇庆分校

ॐ नमो भगवते वासुदेवाय ॥

For  $\lambda \neq 0$  the branching is the same as for

**THE**

**THE**

DEPOSITIONS OF A FORMER SNA APPEARANCE AND  
PRODUCTION OF DOCUMENTS ELECTRONICALLY STORED  
INFORMATION AND INFORMATION ACTION PENN. OUT I CALIFORNIA



### **Attachment 3**

#### **DEFINITIONS**

1. COMMUNICATION or COMMUNICATIONS means and includes any disclosure, transfer or exchange of information between two or more persons, whether orally or in writing, including, without limitation, any conversation or discussion by means of meeting, letter, telephone, note, memorandum, telegraph, telex, telecopier, electronic mail, or any other electronic or other medium, including, without limitation, in written, audio or video form.

2. “DOCUMENT” or “DOCUMENTS” means all materials within the full scope of Nev. R. Civ. P. 34, including but not limited to all writings and recordings, including the originals and all non-identical copies, whether different from the original by reason of any notation made on such copies or otherwise, handwriting, typewriting, printing, image, photograph, photocopy, digital file of any kind, transmittal by (or as an attachment to) electronic mail (including instant messages and text messages) or facsimile, video and audio recordings, and every other means of recording upon any tangible thing, any form of COMMUNICATION or representation, and any record thereby created, regardless of the manner in which the record has been stored, and all non-identical copies of such DOCUMENTS, in the possession, custody, or control of YOU or any other PERSON acting on YOUR behalf.

3. The term READING shall refer to Reading International, Inc.

4. RELATES TO, RELATING TO, or RELATED TO means to refer to, reflect, concern, pertain to or in any manner be connected with the matter discussed.

5. “YOU” or “YOUR” shall mean HighPoint Associates and any of its subsidiaries or affiliates, and any of YOUR present and former attorneys, investigators, agents, and any other individual acting for or on YOUR behalf.

## **INSTRUCTIONS**

1. YOU are required to produce every DOCUMENT requested that is in your possession, custody, or direct or indirect control.
2. In the event YOU object to any Request set forth below on the grounds that the Request is overbroad for any reason, YOU are requested to respond to the Request as narrowed in a way that renders it not overbroad in YOUR opinion, and state the extent to which YOU have narrowed that request for purposes of YOUR response.
3. These Requests shall be deemed to be continuing so as to require supplemental productions as YOU obtain additional DOCUMENTS between the time of the initial production hereunder and the time of trial in this action.
4. These Requests require the production of original tangible things in the same form and in the same order as they are kept in the usual course of business. The titles or other description on the boxes, file folders, bindings, or other container in which tangible things are kept are to be left intact.
5. DOCUMENTS should be produced in their complete and unaltered form. Attachments to DOCUMENTS should not be removed. The DOCUMENTS should not be cut-up, pasted over, redacted or altered in any way for any reason, including alleged irrelevance. If emails are produced that had attachments, the attachments shall be attached when produced.
6. The fact that a DOCUMENT is produced by another party to this action does not relieve YOU of the obligation to produce YOUR copy of the same DOCUMENT, even if the two DOCUMENTS are identical.
7. All DOCUMENTS are to be produced, organized, and labeled to correspond with the categories specified herein.

8. Notwithstanding the assertion of any objections, any purportedly privileged DOCUMENTS containing non-privileged matter must be disclosed, with the purportedly privileged portion redacted. A privilege log shall be produced with the DOCUMENT responsive to these requests listing the privilege which is being claimed and, if the privilege is governed by state law, indicate the state's privilege rule being invoked; and provide the following information: (i) the type of DOCUMENT, *e.g.*, letter or memorandum; (ii) the general subject matter of the DOCUMENT; (iii) the date of the DOCUMENT; and (iv) the author of the DOCUMENT, the addressees of the DOCUMENT, and any other recipients, and, where not apparent, the relationship of the author, addressees, and recipients to each other.

9. In the event that any DOCUMENT called for by these Requests has been destroyed or discarded, that DOCUMENT is to be identified by stating:

- (i) the date and type of the DOCUMENT, the author(s) and all recipients;
- (ii) the DOCUMENT'S date, subject matter, number of pages, and attachments or appendices;
- (iii) the date of destruction or discard, manner of destruction or discard, and reason for destruction or discard;
- (iv) the persons who were authorized to carry out such destruction or discard;
- (v) the persons who have knowledge of the content, origins, distribution and destruction of the DOCUMENT; and
- (vi) whether any copies of the DOCUMENT exist and, if so, the name of the custodian of each copy.

10. Whenever necessary to bring within the scope of these Requests any information that otherwise might be construed to be outside the scope, the present tense shall include the past

tense and future tense, the past tense shall include the present tense and future tense, and the future tense shall include the past tense and present tense.

11. Electronically stored information shall be produced in the form in which it is stored, with all metadata intact.

### **DOCUMENT REQUESTS**

1. All DOCUMENTS RELATING TO READING prepared after January 1, 2014.
2. All DOCUMENTS RELATING TO James J. Cotter, Jr. prepared after January 1, 2014.
3. All bills, invoices, or notes RELATING TO any work YOU completed for READING after January 1, 2014.
4. All bills, invoices, or notes RELATING TO any work YOU completed for James J. Cotter, Jr. after January 1, 2014.
5. All communications between YOU and James J. Cotter, Jr. after January 1, 2014.
6. All communications between YOU and any actual or potential management counselor for James J. Cotter, Jr., including but not limited to Derek Alderton and Tom Bendheim.

**Attachment 4**

**DEPOSITION TOPICS**

1. All DOCUMENTS produced pursuant to this subpoena, including but not limited to their history and authenticity.
2. COMMUNICATIONS since January 1, 2014 between YOU and James J. Cotter, Jr.
3. COMMUNICATIONS since January 1, 2014 RELATING TO James J. Cotter, Jr., including but not limited to COMMUNICATIONS between YOU and Derek Alderton or Tom Bendheim.
4. COMMUNICATIONS since January 1, 2014 RELATING TO READING.
5. All charges for any services YOU provided to James J. Cotter, Jr. or READING since January 1, 2014.



**Attachment 5**

**COHEN|JOHNSON|PARKER|EDWARDS**

H. STAN JOHNSON, ESQ.

Nevada Bar No. 00265

[sjohnson@cohenjohnson.com](mailto:sjohnson@cohenjohnson.com)

255 E. Warm Springs Road, Suite 100

Las Vegas, Nevada 89119

Telephone: (702) 823-3500

Facsimile: (702) 823-3400

**QUINN EMANUEL URQUHART &  
SULLIVAN, LLP**

CHRISTOPHER TAYBACK, ESQ.

California Bar No. 145532, *pro hac vice*

[christayback@quinnemanuel.com](mailto:christayback@quinnemanuel.com)

MARSHALL M. SEARCY, ESQ.

California Bar No. 169269, *pro hac vice*

[marshallsearcy@quinnemanuel.com](mailto:marshallsearcy@quinnemanuel.com)

865 S. Figueroa St., 10<sup>th</sup> Floor

Los Angeles, CA 90017

Telephone: (213) 443-3000

*Attorneys for Defendants Margaret Cotter,  
Ellen Cotter, Douglas McEachern, Guy Adams,  
Edward Kane, Judy Coddling, and Michael Wrotniak*

**MAUPIN, COX & LeGOY**

DONALD A. LATTIN

Nevada Bar No. 0693

[dlattin@mclrenolaw.com](mailto:dlattin@mclrenolaw.com)

CAROLYN K. RENNER

Nevada Bar No. 9164

[crenner@mclrenolaw.com](mailto:crenner@mclrenolaw.com)

CHRISTOPHER M. STANKO

Nevada Bar No. 13591

[cstanko@mclrenolaw.com](mailto:cstanko@mclrenolaw.com)

4785 Caughlin Parkway

Reno, NV 89519

**BIRD, MARELLA, BOXER, WOLPERT,  
NESSIM, DROOKS, LINCENBERG & RHOW**  
EKWAN E. RHOW

California Bar No. 174604

eer@birdmarella.com

**BONITA D. MOORE**

California Bar No. 221479

bdm@birdmarella.com

1875 Century Park East, 23<sup>rd</sup> Floor

Los Angeles, CA 90067-2561

*Attorneys for Defendant William Gould*

**GREENBERG TRAUIG, LLP**

**MARK E. FERRARIO, ESQ.**

Nevada Bar No. 1625

ferrariom@gtlaw.com

**LESLIE S. GODFREY, ESQ.**

godfrey@gtlaw.com

3773 Howard Hughes Parkway

Suite 400 North

Las Vegas, Nevada 89169

Telephone: (702) 792-3773

Facsimile: (702) 792-9002

*Attorneys for Nominal Defendant Reading  
International, Inc.*

**LEWIS ROCA ROTHGERBER CHRISTIE LLP**

**MARK G. KRUM**

Nevada Bar No. 10913

MKrum@LRRLaw.com

3993 Howard Hughes Parkway, Suite 600

Las Vegas, Nevada 89169

Telephone: (702) 949-8200

Facsimile: (702) 949-8398

*Attorneys for Plaintiff James J. Cotter, Jr.*

# **ATTACHMENT 6**

CC03

**COHEN|JOHNSON|PARKER|EDWARDS**

H. STAN JOHNSON, ESQ.

Nevada Bar No. 00265

sjohnson@cohenjohnson.com

255 East Warm Springs Road, Suite 100

Las Vegas, Nevada 89119

Telephone: (702) 823-3500

Facsimile: (702) 823-3400

**QUINN EMANUEL URQUHART & SULLIVAN, LLP**

CHRISTOPHER TAYBACK, ESQ.

California Bar No. 145532, *pro hac vice*

christayback@quinnemanuel.com

MARSHALL M. SEARCY, ESQ.

California Bar No. 169269, *pro hac vice*

marshallsearcy@quinnemanuel.com

865 South Figueroa Street, 10<sup>th</sup> Floor

Los Angeles, CA 90017

Telephone: (213) 443-3000

*Attorneys for Defendants Margaret Cotter,  
Ellen Cotter, Douglas McEachern, Guy Adams,  
Edward Kane, Judy Coddling, and Michael Wrotniak*

**EIGHTH JUDICIAL DISTRICT COURT**

**CLARK COUNTY, NEVADA**

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

Plaintiffs,

MARGARET COTTER, ELLEN COTTER, GUY  
ADAMS, EDWARD KANE, DOUGLAS  
McEACHERN, WILLIAM GOULD, JUDY  
CODDING, MICHAEL WROTNIAK, and DOES  
1 through 100, inclusive,

Defendants.

AND

READING INTERNATIONAL, INC., a Nevada  
corporation,

Nominal Defendant.

Case No.: A-15-719860-B

Dept. No.: XI

Case No.: P-14-082942-E

Dept. No.: XI

Related and Coordinated Cases

**DEPOSITION SUBPOENA**  
**(DUCES TECUM)**

(For Personal Appearance and Production of  
Documents and Things at Deposition)

1 **THE STATE OF NEVADA TO:**

2 The Custodian of Records or Other Qualified Person at  
3 HighPoint Associates  
4 100 North Sepulveda Blvd., Ste 620  
Los Angeles, CA 90245

5 **YOU ARE ORDERED TO APPEAR AS A WITNESS** and give testimony at the  
6 following date, time, and place pursuant to NRS 50.165 and NRCP 30 and 45, UNLESS you  
7 make an agreement with the attorney or party submitting this subpoena:

8 January 10, 2017  
9 9:00 a.m.  
865 S. Figueroa St., 10th Floor  
Los Angeles, CA 90017

10 If you are a public or private corporation, partnership, association, or governmental  
11 agency, you are ordered to designate one or more officers, directors, managing agents, or other  
12 persons who consent to testify on your behalf. The persons you designate will be examined, and  
13 are ordered to testify, on the matters set forth below that are known or reasonably available to the  
14 organization. NRCP 30(b)(6).

15 **YOUR ARE FURTHER ORDERED** to bring with you at the time of your appearance  
16 the books, documents, or tangible things set forth below that are in your possession, custody, or  
17 control. All documents shall be produced as they are kept in the usual course of business or shall  
18 be organized and labeled to correspond with the categories listed. NRCP 45(d)(1).

19 **WITNESS FEES:** You are entitled to witness fees and mileage traveled, as provided by  
20 NRS 50.225. This Subpoena must be accompanied by the fees for one day's attendance and  
21 mileage, unless issued on behalf of the State or a State agency. NRCP 45(b).

22 **CONTEMPT:** Failure by any person without adequate excuse to obey a subpoena  
23 served upon that person may be deemed a contempt of the court, NRCP 45(e), punishable by a  
24 fine not exceeding \$500 and imprisonment not exceeding 25 days, NRS 22.100(2). Additionally,  
25 a witness disobeying a subpoena shall forfeit to the aggrieved party \$100 and all damages  
26 sustained as a result of the failure to attend, and a warrant may issue for the witness' arrest. NRS  
27 50.195, 50.205, and 22.100(3).

28 ///

1 Please see the attached Exhibit "A" for information regarding your rights and  
2 responsibilities relating to this Subpoena.

3 (This Subpoena must be signed by the Clerk of the Court or an attorney.)

4 Steven D. Grierson, CLERK OF COURT

5 By: \_\_\_\_\_ (Signature)  
6 Deputy Clerk Date:

or

7 By: H. Stan Johnson (Signature)  
8 Attorney Name: H. Stan Johnson Date: 12/13/16  
Attorney Bar Number: 265

9 Submitted by:

10 /s/ H. Stan Johnson

11 **COHEN|JOHNSON|PARKER|EDWARDS**

12 H. STAN JOHNSON, ESQ.

13 Nevada Bar No. 00265

14 sjohnson@cohenjohnson.com

15 255 East Warm Springs Road, Suite 100

16 Las Vegas, Nevada 89119

17 Telephone: (702) 823-3500

18 Facsimile: (702) 823-3400

19 *Attorneys for Defendants Margaret Cotter,*  
20 *Ellen Cotter, Douglas McEachern, Guy Adams,*  
21 *Edward Kane, Judy Coddington, and Michael Wrotniak*

**MATTERS ON WHICH TESTIMONY WILL BE TAKEN**  
(for witnesses designated pursuant to NRCP 30(b)(6) only)

1. All DOCUMENTS produced pursuant to this subpoena, including but not limited to their history and authenticity.

2. COMMUNICATIONS since January 1, 2014 between YOU and James J. Cotter, Jr.

3. COMMUNICATIONS since January 1, 2014 RELATING TO James J. Cotter, Jr., including but not limited to COMMUNICATIONS between YOU and Derek Alderton or Tom Bendheim.

4. COMMUNICATIONS since January 1, 2014 RELATING TO READING.

5. All charges for any services YOU provided to James J. Cotter, Jr. or READING since January 1, 2014.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

---

**ITEMS TO BE PRODUCED**

---

**DEFINITIONS**

1. COMMUNICATION or COMMUNICATIONS means and includes any disclosure, transfer or exchange of information between two or more persons, whether orally or in writing, including, without limitation, any conversation or discussion by means of meeting, letter, telephone, note, memorandum, telegraph, telex, telecopier, electronic mail, or any other electronic or other medium, including, without limitation, in written, audio or video form.

2. "DOCUMENT" or "DOCUMENTS" means all materials within the full scope of Nev. R. Civ. P. 34, including but not limited to all writings and recordings, including the originals and all non-identical copies, whether different from the original by reason of any notation made on such copies or otherwise, handwriting, typewriting, printing, image, photograph, photocopy, digital file of any kind, transmittal by (or as an attachment to) electronic mail (including instant messages and text messages) or facsimile, video and audio recordings, and every other means of recording upon any tangible thing, any form of COMMUNICATION or representation, and any record thereby created, regardless of the manner in which the record has been stored, and all non-identical copies of such DOCUMENTS, in the possession, custody, or control of YOU or any other PERSON acting on YOUR behalf.

3. The term READING shall refer to Reading International, Inc.

4. RELATES TO, RELATING TO, or RELATED TO means to refer to, reflect, concern, pertain to or in any manner be connected with the matter discussed.

5. "YOU" or "YOUR" shall mean HighPoint Associates and any of its subsidiaries or affiliates, and any of YOUR present and former attorneys, investigators, agents, and any other individual acting for or on YOUR behalf.

**INSTRUCTIONS**

YOU are required to produce every DOCUMENT requested that is in your possession, custody, or direct or indirect control.



1 In the event YOU object to any Request set forth below on the grounds that the Request  
2 is overbroad for any reason, YOU are requested to respond to the Request as narrowed in a way  
3 that renders it not overbroad in YOUR opinion, and state the extent to which YOU have  
4 narrowed that request for purposes of YOUR response.

5 These Requests shall be deemed to be continuing so as to require supplemental  
6 productions as YOU obtain additional DOCUMENTS between the time of the initial production  
7 hereunder and the time of trial in this action.

8 These Requests require the production of original tangible things in the same form and in  
9 the same order as they are kept in the usual course of business. The titles or other description on  
10 the boxes, file folders, bindings, or other container in which tangible things are kept are to be left  
11 intact.

12 DOCUMENTS should be produced in their complete and unaltered form. Attachments  
13 to DOCUMENTS should not be removed. The DOCUMENTS should not be cut-up, pasted  
14 over, redacted or altered in any way for any reason, including alleged irrelevance. If emails are  
15 produced that had attachments, the attachments shall be attached when produced.

16 The fact that a DOCUMENT is produced by another party to this action does not relieve  
17 YOU of the obligation to produce YOUR copy of the same DOCUMENT, even if the two  
18 DOCUMENTS are identical.

19 All DOCUMENTS are to be produced, organized, and labeled to correspond with the  
20 categories specified herein.

21 Notwithstanding the assertion of any objections, any purportedly privileged  
22 DOCUMENTS containing non-privileged matter must be disclosed, with the purportedly  
23 privileged portion redacted. A privilege log shall be produced with the DOCUMENT responsive  
24 to these requests listing the privilege which is being claimed and, if the privilege is governed by  
25 state law, indicate the state's privilege rule being invoked; and provide the following  
26 information: (i) the type of DOCUMENT, *e.g.*, letter or memorandum; (ii) the general subject  
27 matter of the DOCUMENT; (iii) the date of the DOCUMENT; and (iv) the author of the  
28

DOCUMENT, the addressees of the DOCUMENT, and any other recipients, and, where not apparent, the relationship of the author, addressees, and recipients to each other.

In the event that any DOCUMENT called for by these Requests has been destroyed or discarded, that DOCUMENT is to be identified by stating:

- (i) the date and type of the DOCUMENT, the author(s) and all recipients;
- (ii) the DOCUMENT'S date, subject matter, number of pages, and attachments or appendices;
- (iii) the date of destruction or discard, manner of destruction or discard, and reason for destruction or discard;
- (iv) the persons who were authorized to carry out such destruction or discard;
- (v) the persons who have knowledge of the content, origins, distribution and destruction of the DOCUMENT; and
- (vi) whether any copies of the DOCUMENT exist and, if so, the name of the custodian of each copy.

Whenever necessary to bring within the scope of these Requests any information that otherwise might be construed to be outside the scope, the present tense shall include the past tense and future tense, the past tense shall include the present tense and future tense, and the future tense shall include the past tense and present tense.

Electronically stored information shall be produced in the form in which it is stored, with all metadata intact.

#### **DOCUMENT REQUESTS**

1. All DOCUMENTS RELATING TO READING prepared after January 1, 2014.
2. All DOCUMENTS RELATING TO James J. Cotter, Jr. prepared after January 1, 2014.
3. All bills, invoices, or notes RELATING TO any work YOU completed for READING after January 1, 2014.
4. All bills, invoices, or notes RELATING TO any work YOU completed for James J. Cotter, Jr. after January 1, 2014.

1           5.       All communications between YOU and James J. Cotter, Jr. after January 1, 2014.

2           6.       All communications between YOU and any actual or potential management  
3 counselor for James J. Cotter, Jr., including but not limited to Derek Alderton and Tom  
4 Bendheim.

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

**AFFIDAVIT/DECLARATION OF SERVICE**

STATE OF NEVADA )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

I, *(insert name of person making service)* \_\_\_\_\_, being duly sworn, or under penalty of perjury, state that at all times herein I was and am over 18 years of age and not a party to or interested in the proceedings in which this Affidavit/Declaration is made; that I received a copy of the **DEPOSITION SUBPOENA (DUCES TECUM)** on *(insert date person making service received Subpoena)* \_\_\_\_\_; and that I served the same on *(insert date person making service served Subpoena)* \_\_\_\_\_, by delivering and leaving a copy with *(insert name of witness)* \_\_\_\_\_ *(insert address where witness was served)* at \_\_\_\_\_.

Executed on: \_\_\_\_\_  
*(Date)* *(Signature of Person Making Service)*

**SUBSCRIBED AND SWORN** to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

**NOTARY PUBLIC** in and for the  
County of \_\_\_\_\_, State of \_\_\_\_\_.

**OR ONE OF THE FOLLOWING: Per NRS 53.045**

(a) If executed in the State of Nevada: "I declare under penalty of perjury that the foregoing is true and correct."

Executed on: \_\_\_\_\_  
*(Date)* *(Signature of Person Making Service)*

(b) If executed outside of the State of Nevada: "I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct."

Executed on: \_\_\_\_\_  
*(Date)* *(Signature of Person Making Service)*

**EXHIBIT "A"**  
**NEVADA RULES OF CIVIL PROCEDURE**

**Rule 45**

**(c) *Protection of persons subject to subpoena.***

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party,

the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

**(d) *Duties in responding to subpoena.***

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.



are all. See rev. 3 & 168. Gov.  
unim. manually. org. Soll. an L  
S. S. Fr. Union St. 10th Floor Los Angeles A 2001  
1970-1971 27-1443-3000 No 213-44 00  
A 2001-1443-3000 unimanual om

LA 90012  
 LA 90012

City	STANTON, DE	State	DE
County		Station	9901

2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169 2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181 2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193 2194 2195 2196 2197 2198 2199 2200 2201 2202 2203 2204 2205 2206 2207 2208 2209 2210 2211 2212 2213 2214 2215 2216 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346 2347 2348 2349 2350 2351 2352 2353 2354 2355 2356 2357 2358 2359 2360 2361 2362 2363 2364 2365 2366 2367 2368 2369 2370 2371 2372 2373 2374 2375 2376 2377 2378 2379 2380 2381 2382 2383 2384 2385 2386 2387 2388 2389 2390 2391 2392 2393 2394 2395 2396 2397 2398 2399 2400 2401 2402 2403 2404 2405 2406 2407 2408 2409 2410 2411 2412 2413 2414 2415 2416 2417 2418 2419 2420 2421 2422 2423 2424 2425 2426 2427 2428 2429 2430 2431 2432 2433 2434 2435 2436 2437 2438 2439 2440 2441 2442 2443 2444 2445 2446 2447 2448 2449 2450 2451 2452 2453 2454 2455 2456 2457 2458 2459 2460 2461 2462 2463 2464 2465 2466 2467 2468 2469 2470 2471 2472 2473 2474 2475 2476 2477 2478 2479 2480 2481 2482 2483 2484 2485 2486 2487 2488 2489 2490 2491 2492 2493 2494 2495 2496 2497 2498 2499 2500 2501 2502 2503 2504 2505 2506 2507 2508 2509 2510 2511 2512 2513 2514 2515 2516 2517 2518 2519 2520 2521 2522 2523 2524 2525 2526 2527 2528 2529 2530 2531 2532 2533 2534 2535 2536 2537 2538 2539 2540 2541 2542 2543 2544 2545 2546 2547 2548 2549 2550 2551 2552 2553 2554 2555 2556 2557 2558 2559 2560 2561 2562 2563 2564 2565 2566 2567 2568 2569 2570 2571 2572 2573 2574 2575 2576 2577 2578 2579 2580 2581 2582 2583 2584 2585 2586 2587 2588 2589 2590 2591 2592 2593 2594 2595 2596 2597 2598 2599 2600 2601 2602 2603 2604 2605 2606 2607 2608 2609 2610 2611 2612 2613 2614 2615 2616 2617 2618 2619 2620 2621 2622 2623 2624 2625 2626 2627 2628 2629 2630 2631 2632 2633 2634 2635 2636 2637 2638 2639 2640 2641 2642 2643 2644 2645 2646 2647 2648 2649 2650 2651 2652 2653 2654 2655 2656 2657 2658 2659 2660 2661 2662 2663 2664 2665 2666 2667 2668 2669 2670 2671 2672 2673 2674 2675 2676 2677 2678 2679 2680 2681 2682 2683 2684 2685 2686 2687 2688 2689 2690 2691 2692 2693 2694 2695 2696 2697 2698 2699 2700 2701 2702 2703 2704 2705 2706 2707 2708 2709 2710 2711 2712 2713 2714 2715 2716 2717 2718 2719 2720 2721 2722 2723 2724 2725 2726 2727 2728 2729 2730 2731 2732 2733 2734 2735 2736 2737 2738 2739 2740 2741 2742 2743 2744 2745 2746 2747 2748 2749 2750 2751 2752 2753 2754 2755 2756 2757 2758 2759 2760 2761 2762 2763 2764 2765 2766 2767 2768 2769 2770 2771 2772 2773 2774 2775 2776 2777 2778 2779 2780 2781 2782 2783 2784 2785 2786 2787 2788 2789 2790 2791 2792 2793 2794 2795 2796 2797 2798 2799 2800 2801 2802 2803 2804 2805 2806 2807 2808 2809 2810 2811 2812 2813 2814 2815 2816 2817 2818

1. **NAME** \_\_\_\_\_  
 2. **ADDRESS** \_\_\_\_\_  
 3. **CITY** \_\_\_\_\_  
 4. **STATE** \_\_\_\_\_  
 5. **ZIP** \_\_\_\_\_  
 6. **PHONE** \_\_\_\_\_  
 7. **DATE** \_\_\_\_\_  
 8. **SIGNATURE** \_\_\_\_\_  
 9. **PRINT NAME** \_\_\_\_\_  
 10. **PRINT ADDRESS** \_\_\_\_\_  
 11. **PRINT CITY** \_\_\_\_\_  
 12. **PRINT STATE** \_\_\_\_\_  
 13. **PRINT ZIP** \_\_\_\_\_  
 14. **PRINT PHONE** \_\_\_\_\_  
 15. **PRINT DATE** \_\_\_\_\_  
 16. **PRINT SIGNATURE** \_\_\_\_\_  
 17. **PRINT NAME** \_\_\_\_\_  
 18. **PRINT ADDRESS** \_\_\_\_\_  
 19. **PRINT CITY** \_\_\_\_\_  
 20. **PRINT STATE** \_\_\_\_\_  
 21. **PRINT ZIP** \_\_\_\_\_  
 22. **PRINT PHONE** \_\_\_\_\_  
 23. **PRINT DATE** \_\_\_\_\_  
 24. **PRINT SIGNATURE** \_\_\_\_\_  
 25. **PRINT NAME** \_\_\_\_\_  
 26. **PRINT ADDRESS** \_\_\_\_\_  
 27. **PRINT CITY** \_\_\_\_\_  
 28. **PRINT STATE** \_\_\_\_\_  
 29. **PRINT ZIP** \_\_\_\_\_  
 30. **PRINT PHONE** \_\_\_\_\_  
 31. **PRINT DATE** \_\_\_\_\_  
 32. **PRINT SIGNATURE** \_\_\_\_\_  
 33. **PRINT NAME** \_\_\_\_\_  
 34. **PRINT ADDRESS** \_\_\_\_\_  
 35. **PRINT CITY** \_\_\_\_\_  
 36. **PRINT STATE** \_\_\_\_\_  
 37. **PRINT ZIP** \_\_\_\_\_  
 38. **PRINT PHONE** \_\_\_\_\_  
 39. **PRINT DATE** \_\_\_\_\_  
 40. **PRINT SIGNATURE** \_\_\_\_\_  
 41. **PRINT NAME** \_\_\_\_\_  
 42. **PRINT ADDRESS** \_\_\_\_\_  
 43. **PRINT CITY** \_\_\_\_\_  
 44. **PRINT STATE** \_\_\_\_\_  
 45. **PRINT ZIP** \_\_\_\_\_  
 46. **PRINT PHONE** \_\_\_\_\_  
 47. **PRINT DATE** \_\_\_\_\_  
 48. **PRINT SIGNATURE** \_\_\_\_\_  
 49. **PRINT NAME** \_\_\_\_\_  
 50. **PRINT ADDRESS** \_\_\_\_\_  
 51. **PRINT CITY** \_\_\_\_\_  
 52. **PRINT STATE** \_\_\_\_\_  
 53. **PRINT ZIP** \_\_\_\_\_  
 54. **PRINT PHONE** \_\_\_\_\_  
 55. **PRINT DATE** \_\_\_\_\_  
 56. **PRINT SIGNATURE** \_\_\_\_\_  
 57. **PRINT NAME** \_\_\_\_\_  
 58. **PRINT ADDRESS** \_\_\_\_\_  
 59. **PRINT CITY** \_\_\_\_\_  
 60. **PRINT STATE** \_\_\_\_\_  
 61. **PRINT ZIP** \_\_\_\_\_  
 62. **PRINT PHONE** \_\_\_\_\_  
 63. **PRINT DATE** \_\_\_\_\_  
 64. **PRINT SIGNATURE** \_\_\_\_\_  
 65. **PRINT NAME** \_\_\_\_\_  
 66. **PRINT ADDRESS** \_\_\_\_\_  
 67. **PRINT CITY** \_\_\_\_\_  
 68. **PRINT STATE** \_\_\_\_\_  
 69. **PRINT ZIP** \_\_\_\_\_  
 70. **PRINT PHONE** \_\_\_\_\_  
 71. **PRINT DATE** \_\_\_\_\_  
 72. **PRINT SIGNATURE** \_\_\_\_\_  
 73. **PRINT NAME** \_\_\_\_\_  
 74. **PRINT ADDRESS** \_\_\_\_\_  
 75. **PRINT CITY** \_\_\_\_\_  
 76. **PRINT STATE** \_\_\_\_\_  
 77. **PRINT ZIP** \_\_\_\_\_  
 78. **PRINT PHONE** \_\_\_\_\_  
 79. **PRINT DATE** \_\_\_\_\_  
 80. **PRINT SIGNATURE** \_\_\_\_\_  
 81. **PRINT NAME** \_\_\_\_\_  
 82. **PRINT ADDRESS** \_\_\_\_\_  
 83. **PRINT CITY** \_\_\_\_\_  
 84. **PRINT STATE** \_\_\_\_\_  
 85. **PRINT ZIP** \_\_\_\_\_  
 86. **PRINT PHONE** \_\_\_\_\_  
 87. **PRINT DATE** \_\_\_\_\_  
 88. **PRINT SIGNATURE** \_\_\_\_\_  
 89. **PRINT NAME** \_\_\_\_\_  
 90. **PRINT ADDRESS** \_\_\_\_\_  
 91. **PRINT CITY** \_\_\_\_\_  
 92. **PRINT STATE** \_\_\_\_\_  
 93. **PRINT ZIP** \_\_\_\_\_  
 94. **PRINT PHONE** \_\_\_\_\_  
 95. **PRINT DATE** \_\_\_\_\_  
 96. **PRINT SIGNATURE** \_\_\_\_\_  
 97. **PRINT NAME** \_\_\_\_\_  
 98. **PRINT ADDRESS** \_\_\_\_\_  
 99. **PRINT CITY** \_\_\_\_\_  
 100. **PRINT STATE** \_\_\_\_\_  
 101. **PRINT ZIP** \_\_\_\_\_  
 102. **PRINT PHONE** \_\_\_\_\_  
 103. **PRINT DATE** \_\_\_\_\_  
 104. **PRINT SIGNATURE** \_\_\_\_\_  
 105. **PRINT NAME** \_\_\_\_\_  
 106. **PRINT ADDRESS** \_\_\_\_\_  
 107. **PRINT CITY** \_\_\_\_\_  
 108. **PRINT STATE** \_\_\_\_\_  
 109. **PRINT ZIP** \_\_\_\_\_  
 110. **PRINT PHONE** \_\_\_\_\_  
 111. **PRINT DATE** \_\_\_\_\_  
 112. **PRINT SIGNATURE** \_\_\_\_\_  
 113. **PRINT NAME** \_\_\_\_\_  
 114. **PRINT ADDRESS** \_\_\_\_\_  
 115. **PRINT CITY** \_\_\_\_\_  
 116. **PRINT STATE** \_\_\_\_\_  
 117. **PRINT ZIP** \_\_\_\_\_  
 118. **PRINT PHONE** \_\_\_\_\_  
 119. **PRINT DATE** \_\_\_\_\_  
 120. **PRINT SIGNATURE** \_\_\_\_\_  
 121. **PRINT NAME** \_\_\_\_\_  
 122. **PRINT ADDRESS** \_\_\_\_\_  
 123. **PRINT CITY** \_\_\_\_\_  
 124. **PRINT STATE** \_\_\_\_\_  
 125. **PRINT ZIP** \_\_\_\_\_  
 126. **PRINT PHONE** \_\_\_\_\_  
 127. **PRINT DATE** \_\_\_\_\_  
 128. **PRINT SIGNATURE** \_\_\_\_\_  
 129. **PRINT NAME** \_\_\_\_\_  
 130. **PRINT ADDRESS** \_\_\_\_\_  
 131. **PRINT CITY** \_\_\_\_\_  
 132. **PRINT STATE** \_\_\_\_\_  
 133. **PRINT ZIP** \_\_\_\_\_  
 134. **PRINT PHONE** \_\_\_\_\_  
 135. **PRINT DATE** \_\_\_\_\_  
 136. **PRINT SIGNATURE** \_\_\_\_\_  
 137. **PRINT NAME** \_\_\_\_\_  
 138. **PRINT ADDRESS** \_\_\_\_\_  
 139. **PRINT CITY** \_\_\_\_\_  
 140. **PRINT STATE** \_\_\_\_\_  
 141. **PRINT ZIP** \_\_\_\_\_  
 142. **PRINT PHONE** \_\_\_\_\_  
 143. **PRINT DATE** \_\_\_\_\_  
 144. **PRINT SIGNATURE** \_\_\_\_\_  
 145. **PRINT NAME** \_\_\_\_\_  
 146. **PRINT ADDRESS** \_\_\_\_\_  
 147. **PRINT CITY** \_\_\_\_\_  
 148. **PRINT STATE** \_\_\_\_\_  
 149. **PRINT ZIP** \_\_\_\_\_  
 150. **PRINT PHONE** \_\_\_\_\_  
 151. **PRINT DATE** \_\_\_\_\_  
 152. **PRINT SIGNATURE** \_\_\_\_\_  
 153. **PRINT NAME** \_\_\_\_\_  
 154. **PRINT ADDRESS** \_\_\_\_\_  
 155. **PRINT CITY** \_\_\_\_\_  
 156. **PRINT STATE** \_\_\_\_\_  
 157. **PRINT ZIP** \_\_\_\_\_  
 158. **PRINT PHONE** \_\_\_\_\_  
 159. **PRINT DATE** \_\_\_\_\_  
 160. **PRINT SIGNATURE** \_\_\_\_\_  
 161. **PRINT NAME** \_\_\_\_\_  
 162. **PRINT ADDRESS** \_\_\_\_\_  
 163. **PRINT CITY** \_\_\_\_\_  
 164. **PRINT STATE** \_\_\_\_\_  
 165. **PRINT ZIP** \_\_\_\_\_  
 166. **PRINT PHONE** \_\_\_\_\_  
 167. **PRINT DATE** \_\_\_\_\_  
 168. **PRINT SIGNATURE** \_\_\_\_\_  
 169. **PRINT NAME** \_\_\_\_\_  
 170. **PRINT ADDRESS** \_\_\_\_\_  
 171. **PRINT CITY** \_\_\_\_\_  
 172. **PRINT STATE** \_\_\_\_\_  
 173. **PRINT ZIP** \_\_\_\_\_  
 174. **PRINT PHONE** \_\_\_\_\_  
 175. **PRINT DATE** \_\_\_\_\_  
 176. **PRINT SIGNATURE** \_\_\_\_\_  
 177. **PRINT NAME** \_\_\_\_\_  
 178. **PRINT ADDRESS** \_\_\_\_\_  
 179. **PRINT CITY** \_\_\_\_\_  
 180. **PRINT STATE** \_\_\_\_\_  
 181. **PRINT ZIP** \_\_\_\_\_  
 182. **PRINT PHONE** \_\_\_\_\_  
 183. **PRINT DATE** \_\_\_\_\_  
 184. **PRINT SIGNATURE** \_\_\_\_\_  
 185. **PRINT NAME** \_\_\_\_\_  
 186. **PRINT ADDRESS** \_\_\_\_\_  
 187. **PRINT CITY** \_\_\_\_\_  
 188. **PRINT STATE** \_\_\_\_\_  
 189. **PRINT ZIP** \_\_\_\_\_  
 190. **PRINT PHONE** \_\_\_\_\_  
 191. **PRINT DATE** \_\_\_\_\_  
 192. **PRINT SIGNATURE** \_\_\_\_\_  
 193. **PRINT NAME** \_\_\_\_\_  
 194. **PRINT ADDRESS** \_\_\_\_\_  
 195. **PRINT CITY** \_\_\_\_\_  
 196. **PRINT STATE** \_\_\_\_\_  
 197. **PRINT ZIP** \_\_\_\_\_  
 198. **PRINT PHONE** \_\_\_\_\_  
 199. **PRINT DATE** \_\_\_\_\_  
 200. **PRINT SIGNATURE** \_\_\_\_\_  
 201. **PRINT NAME** \_\_\_\_\_  
 202. **PRINT ADDRESS** \_\_\_\_\_  
 203. **PRINT CITY** \_\_\_\_\_  
 204. **PRINT STATE** \_\_\_\_\_  
 205. **PRINT ZIP** \_\_\_\_\_  
 206. **PRINT PHONE** \_\_\_\_\_  
 207. **PRINT DATE** \_\_\_\_\_  
 208. **PRINT SIGNATURE** \_\_\_\_\_  
 209. **PRINT NAME** \_\_\_\_\_  
 210. **PRINT ADDRESS** \_\_\_\_\_  
 211. **PRINT CITY** \_\_\_\_\_  
 212. **PRINT STATE** \_\_\_\_\_  
 213. **PRINT ZIP** \_\_\_\_\_  
 214. **PRINT PHONE** \_\_\_\_\_  
 215. **PRINT DATE** \_\_\_\_\_  
 216. **PRINT SIGNATURE** \_\_\_\_\_  
 217. **PRINT NAME** \_\_\_\_\_  
 218. **PRINT ADDRESS** \_\_\_\_\_  
 219. **PRINT CITY** \_\_\_\_\_  
 220. **PRINT STATE** \_\_\_\_\_

Ne 201 2000 2 a.m. 1 220 3 Figueroa St. 7. Pico Los Angeles 1345 0

1. 本表由填表人填写，填表人须对填报内容的真实性、准确性和完整性负责。

The proposed amendments are designed to ensure that the proposed amendments are consistent with the requirements of the Act and the regulations. The amendments are designed to ensure that the proposed amendments are consistent with the requirements of the Act and the regulations.

[illegible]

the witness is a representative of a business or other entity, the evidence is admissible only if the witness states a personal belief in the truth of the statement.

செய்துள்ளதில், இதுவரை 1,512 பேருக்கு மருந்துகள் வழங்கி, 83 பேர் மருந்து எடுத்துக் கொள்ளவில்லை.

1. 2000年12月1日以前，在《中国注册会计师》杂志上刊登过《中国注册会计师》杂志广告者，其刊登广告费可抵减其在本年度应缴纳的会费。

DEPOSITION, EXHIBITS OR PERSONAL APPEARANCE AND PRODUCTION OF DOCUMENTS, ELECTRONIC FILES OR DATA, INFORMATION, AND THINGS IN ACTION PENDING OUTSIDE CALIFORNIA







### **Attachment 3**

#### **DEFINITIONS**

1. COMMUNICATION or COMMUNICATIONS means and includes any disclosure, transfer or exchange of information between two or more persons, whether orally or in writing, including, without limitation, any conversation or discussion by means of meeting, letter, telephone, note, memorandum, telegraph, telex, telecopier, electronic mail, or any other electronic or other medium, including, without limitation, in written, audio or video form.

2. "DOCUMENT" or "DOCUMENTS" means all materials within the full scope of Nev. R. Civ. P. 34, including but not limited to all writings and recordings, including the originals and all non-identical copies, whether different from the original by reason of any notation made on such copies or otherwise, handwriting, typewriting, printing, image, photograph, photocopy, digital file of any kind, transmittal by (or as an attachment to) electronic mail (including instant messages and text messages) or facsimile, video and audio recordings, and every other means of recording upon any tangible thing, any form of COMMUNICATION or representation, and any record thereby created, regardless of the manner in which the record has been stored, and all non-identical copies of such DOCUMENTS, in the possession, custody, or control of YOU or any other PERSON acting on YOUR behalf.

3. The term READING shall refer to Reading International, Inc.

4. RELATES TO, RELATING TO, or RELATED TO means to refer to, reflect, concern, pertain to or in any manner be connected with the matter discussed.

5. "YOU" or "YOUR" shall mean Derek Alderton and any of YOUR present and former attorneys, investigators, agents, and any other individual acting for or on YOUR behalf.



## **INSTRUCTIONS**

1. YOU are required to produce every DOCUMENT requested that is in your possession, custody, or direct or indirect control.
2. In the event YOU object to any Request set forth below on the grounds that the Request is overbroad for any reason, YOU are requested to respond to the Request as narrowed in a way that renders it not overbroad in YOUR opinion, and state the extent to which YOU have narrowed that request for purposes of YOUR response.
3. These Requests shall be deemed to be continuing so as to require supplemental productions as YOU obtain additional DOCUMENTS between the time of the initial production hereunder and the time of trial in this action.
4. These Requests require the production of original tangible things in the same form and in the same order as they are kept in the usual course of business. The titles or other description on the boxes, file folders, bindings, or other container in which tangible things are kept are to be left intact.
5. DOCUMENTS should be produced in their complete and unaltered form. Attachments to DOCUMENTS should not be removed. The DOCUMENTS should not be cut-up, pasted over, redacted or altered in any way for any reason, including alleged irrelevance. If emails are produced that had attachments, the attachments shall be attached when produced.
6. The fact that a DOCUMENT is produced by another party to this action does not relieve YOU of the obligation to produce YOUR copy of the same DOCUMENT, even if the two DOCUMENTS are identical.
7. All DOCUMENTS are to be produced, organized, and labeled to correspond with the categories specified herein.

8. Notwithstanding the assertion of any objections, any purportedly privileged DOCUMENTS containing non-privileged matter must be disclosed, with the purportedly privileged portion redacted. A privilege log shall be produced with the DOCUMENT responsive to these requests listing the privilege which is being claimed and, if the privilege is governed by state law, indicate the state's privilege rule being invoked; and provide the following information: (i) the type of DOCUMENT, *e.g.*, letter or memorandum; (ii) the general subject matter of the DOCUMENT; (iii) the date of the DOCUMENT; and (iv) the author of the DOCUMENT, the addressees of the DOCUMENT, and any other recipients, and, where not apparent, the relationship of the author, addressees, and recipients to each other.

9. In the event that any DOCUMENT called for by these Requests has been destroyed or discarded, that DOCUMENT is to be identified by stating:

- (i) the date and type of the DOCUMENT, the author(s) and all recipients;
- (ii) the DOCUMENT'S date, subject matter, number of pages, and attachments or appendices;
- (iii) the date of destruction or discard, manner of destruction or discard, and reason for destruction or discard;
- (iv) the persons who were authorized to carry out such destruction or discard;
- (v) the persons who have knowledge of the content, origins, distribution and destruction of the DOCUMENT; and
- (vi) whether any copies of the DOCUMENT exist and, if so, the name of the custodian of each copy.

10. Whenever necessary to bring within the scope of these Requests any information that otherwise might be construed to be outside the scope, the present tense shall include the past

tense and future tense, the past tense shall include the present tense and future tense, and the future tense shall include the past tense and present tense.

11. Electronically stored information shall be produced in the form in which it is stored, with all metadata intact.

### **DOCUMENT REQUESTS**

1. All DOCUMENTS RELATING TO READING prepared after January 1, 2014.
2. All DOCUMENTS RELATING TO James J. Cotter, Jr. prepared after January 1, 2014.
3. All bills, invoices, or notes RELATING TO any work YOU completed for READING after January 1, 2014.
4. All bills, invoices, or notes RELATING TO any work YOU completed for James J. Cotter, Jr. after January 1, 2014.
5. All communications between YOU and James J. Cotter, Jr. after January 1, 2014.
6. All communications between YOU and HighPoint Associates RELATING TO James J. Cotter, Jr., including but not limited to YOUR communications with Sumeet Goel.
7. All communications between YOU and any third parties RELATING TO James J. Cotter, Jr. including but not limited to YOUR communications with Christine Liang, David Grinberg and/or Roberto Moldes.

**Attachment 5**

**COHEN|JOHNSON|PARKER|EDWARDS**

H. STAN JOHNSON, ESQ.

Nevada Bar No. 00265

[sjohnson@cohenjohnson.com](mailto:sjohnson@cohenjohnson.com)

255 E. Warm Springs Road, Suite 100

Las Vegas, Nevada 89119

Telephone: (702) 823-3500

Facsimile: (702) 823-3400

**QUINN EMANUEL URQUHART &  
SULLIVAN, LLP**

CHRISTOPHER TAYBACK, ESQ.

California Bar No. 145532, *pro hac vice*

[christayback@quinnemanuel.com](mailto:christayback@quinnemanuel.com)

MARSHALL M. SEARCY, ESQ.

California Bar No. 169269, *pro hac vice*

[marshallsearcy@quinnemanuel.com](mailto:marshallsearcy@quinnemanuel.com)

865 S. Figueroa St., 10<sup>th</sup> Floor

Los Angeles, CA 90017

Telephone: (213) 443-3000

*Attorneys for Defendants Margaret Cotter,  
Ellen Cotter, Douglas McEachern, Guy Adams,  
Edward Kane, Judy Coddling, and Michael Wrotniak*

**MAUPIN, COX & LeGOY**

DONALD A. LATTIN

Nevada Bar No. 0693

[dlattin@mclrenolaw.com](mailto:dlattin@mclrenolaw.com)

CAROLYN K. RENNER

Nevada Bar No. 9164

[crenner@mclrenolaw.com](mailto:crenner@mclrenolaw.com)

CHRISTOPHER M. STANKO

Nevada Bar No. 13591

[cstanko@mclrenolaw.com](mailto:cstanko@mclrenolaw.com)

4785 Caughlin Parkway

Reno, NV 89519

**BIRD, MARELLA, BOXER, WOLPERT,  
NESSIM, DROOKS, LINCENBERG & RHOW  
EKWAN E. RHOW**

California Bar No. 174604

eer@birdmarella.com

**BONITA D. MOORE**

California Bar No. 221479

bdm@birdmarella.com

1875 Century Park East, 23<sup>rd</sup> Floor

Los Angeles, CA 90067-2561

*Attorneys for Defendant William Gould*

**GREENBERG TRAUIG, LLP**

**MARK E. FERRARIO, ESQ.**

Nevada Bar No. 1625

ferrariom@gtlaw.com

**LESLIE S. GODFREY, ESQ.**

godfrey@gtlaw.com

3773 Howard Hughes Parkway

Suite 400 North

Las Vegas, Nevada 89169

Telephone: (702) 792-3773

Facsimile: (702) 792-9002

*Attorneys for Nominal Defendant Reading  
International, Inc.*

**LEWIS ROCA ROTHGERBER CHRISTIE LLP**

**MARK G. KRUM**

Nevada Bar No. 10913

MKrum@LRRLaw.com

3993 Howard Hughes Parkway, Suite 600

Las Vegas, Nevada 89169

Telephone: (702) 949-8200

Facsimile: (702) 949-8398

*Attorneys for Plaintiff James J. Cotter, Jr.*

# **ATTACHMENT 6**

CC03

**COHEN|JOHNSON|PARKER|EDWARDS**

H. STAN JOHNSON, ESQ.

Nevada Bar No. 00265

[sjohnson@cohenjohnson.com](mailto:sjohnson@cohenjohnson.com)

255 East Warm Springs Road, Suite 100

Las Vegas, Nevada 89119

Telephone: (702) 823-3500

Facsimile: (702) 823-3400

**QUINN EMANUEL URQUHART & SULLIVAN, LLP**

CHRISTOPHER TAYBACK, ESQ.

California Bar No. 145532, *pro hac vice*

[christayback@quinnemanuel.com](mailto:christayback@quinnemanuel.com)

MARSHALL M. SEARCY, ESQ.

California Bar No. 169269, *pro hac vice*

[marshallsearcy@quinnemanuel.com](mailto:marshallsearcy@quinnemanuel.com)

865 South Figueroa Street, 10<sup>th</sup> Floor

Los Angeles, CA 90017

Telephone: (213) 443-3000

*Attorneys for Defendants Margaret Cotter,*

*Ellen Cotter, Douglas McEachern, Guy Adams,*

*Edward Kane, Judy Coddling, and Michael Wrotniak*

**EIGHTH JUDICIAL DISTRICT COURT**

**CLARK COUNTY, NEVADA**

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

Plaintiffs,

MARGARET COTTER, ELLEN COTTER, GUY  
ADAMS, EDWARD KANE, DOUGLAS  
McEACHERN, WILLIAM GOULD, JUDY  
CODDING, MICHAEL WROTNIAK, and DOES  
1 through 100, inclusive,

Defendants.

AND

READING INTERNATIONAL, INC., a Nevada  
corporation,

Nominal Defendant.

Case No.: A-15-719860-B

Dept. No.: XI

Case No.: P-14-082942-E

Dept. No.: XI

Related and Coordinated Cases

**DEPOSITION SUBPOENA**  
**(DUCES TECUM)**

(For Personal Appearance and Production of  
Documents and Things at Deposition)



1 **THE STATE OF NEVADA TO:**

2 Derek Alderton at  
3 Alderton Business Services  
4 4419 Kester Avenue  
5 Sherman Oaks, CA 91403

6 **YOU ARE ORDERED TO APPEAR AS A WITNESS** and give testimony at the  
7 following date, time, and place pursuant to NRS 50.165 and NRCP 30 and 45, UNLESS you  
8 make an agreement with the attorney or party submitting this subpoena:

9 January 11, 2017  
10 9:00 a.m.  
11 865 S. Figueroa St., 10th Floor  
12 Los Angeles, CA 90017

13 If you are a public or private corporation, partnership, association, or governmental  
14 agency, you are ordered to designate one or more officers, directors, managing agents, or other  
15 persons who consent to testify on your behalf. The persons you designate will be examined, and  
16 are ordered to testify, on the matters set forth below that are known or reasonably available to the  
17 organization. NRCP 30(b)(6).

18 **YOUR ARE FURTHER ORDERED** to bring with you at the time of your appearance  
19 the books, documents, or tangible things set forth below that are in your possession, custody, or  
20 control. All documents shall be produced as they are kept in the usual course of business or shall  
21 be organized and labeled to correspond with the categories listed. NRCP 45(d)(1).

22 **WITNESS FEES:** You are entitled to witness fees and mileage traveled, as provided by  
23 NRS 50.225. This Subpoena must be accompanied by the fees for one day's attendance and  
24 mileage, unless issued on behalf of the State or a State agency. NRCP 45(b).

25 **CONTEMPT:** Failure by any person without adequate excuse to obey a subpoena  
26 served upon that person may be deemed a contempt of the court, NRCP 45(e), punishable by a  
27 fine not exceeding \$500 and imprisonment not exceeding 25 days, NRS 22.100(2). Additionally,  
28 a witness disobeying a subpoena shall forfeit to the aggrieved party \$100 and all damages  
sustained as a result of the failure to attend, and a warrant may issue for the witness' arrest. NRS  
50.195, 50.205, and 22.100(3).

///

1 Please see the attached Exhibit "A" for information regarding your rights and  
2 responsibilities relating to this Subpoena.

3 (This Subpoena must be signed by the Clerk of the Court or an attorney.)

4 Steven D. Grierson, CLERK OF COURT

5 By: \_\_\_\_\_ (Signature)  
6 Deputy Clerk Date:

7 or

8 By: H. Stan Johnson (Signature)  
9 Attorney Name: H. Stan Johnson Date: 12/13/16  
10 Attorney Bar Number: 265

11 Submitted by:

12 /s/ H. Stan Johnson

13 **COHEN|JOHNSON|PARKER|EDWARDS**

14 H. STAN JOHNSON, ESQ.

15 Nevada Bar No. 00265

16 sjohnson@cohenjohnson.com

17 255 East Warm Springs Road, Suite 100

18 Las Vegas, Nevada 89119

19 Telephone: (702) 823-3500

20 Facsimile: (702) 823-3400

21 *Attorneys for Defendants Margaret Cotter,*  
22 *Ellen Cotter, Douglas McEachern, Guy Adams,*  
23 *Edward Kane, Judy Coddington, and Michael Wrotniak*  
24  
25  
26  
27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**MATTERS ON WHICH TESTIMONY WILL BE TAKEN**  
(for witnesses designated pursuant to NRC 30(b)(6) only)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

---

**ITEMS TO BE PRODUCED**

---

**DEFINITIONS**

1. COMMUNICATION or COMMUNICATIONS means and includes any disclosure, transfer or exchange of information between two or more persons, whether orally or in writing, including, without limitation, any conversation or discussion by means of meeting, letter, telephone, note, memorandum, telegraph, telex, telecopier, electronic mail, or any other electronic or other medium, including, without limitation, in written, audio or video form.

2. "DOCUMENT" or "DOCUMENTS" means all materials within the full scope of Nev. R. Civ. P. 34, including but not limited to all writings and recordings, including the originals and all non-identical copies, whether different from the original by reason of any notation made on such copies or otherwise, handwriting, typewriting, printing, image, photograph, photocopy, digital file of any kind, transmittal by (or as an attachment to) electronic mail (including instant messages and text messages) or facsimile, video and audio recordings, and every other means of recording upon any tangible thing, any form of COMMUNICATION or representation, and any record thereby created, regardless of the manner in which the record has been stored, and all non-identical copies of such DOCUMENTS, in the possession, custody, or control of YOU or any other PERSON acting on YOUR behalf.

3. The term READING shall refer to Reading International, Inc.

4. RELATES TO, RELATING TO, or RELATED TO means to refer to, reflect, concern, pertain to or in any manner be connected with the matter discussed.

5. "YOU" or "YOUR" shall mean Derek Alderton and any of YOUR present and former attorneys, investigators, agents, and any other individual acting for or on YOUR behalf.

**INSTRUCTIONS**

YOU are required to produce every DOCUMENT requested that is in your possession, custody, or direct or indirect control.

In the event YOU object to any Request set forth below on the grounds that the Request is overbroad for any reason, YOU are requested to respond to the Request as narrowed in a way

1 that renders it not overbroad in YOUR opinion, and state the extent to which YOU have  
2 narrowed that request for purposes of YOUR response.

3 These Requests shall be deemed to be continuing so as to require supplemental  
4 productions as YOU obtain additional DOCUMENTS between the time of the initial production  
5 hereunder and the time of trial in this action.

6 These Requests require the production of original tangible things in the same form and in  
7 the same order as they are kept in the usual course of business. The titles or other description on  
8 the boxes, file folders, bindings, or other container in which tangible things are kept are to be left  
9 intact.

10 DOCUMENTS should be produced in their complete and unaltered form. Attachments  
11 to DOCUMENTS should not be removed. The DOCUMENTS should not be cut-up, pasted  
12 over, redacted or altered in any way for any reason, including alleged irrelevance. If emails are  
13 produced that had attachments, the attachments shall be attached when produced.

14 The fact that a DOCUMENT is produced by another party to this action does not relieve  
15 YOU of the obligation to produce YOUR copy of the same DOCUMENT, even if the two  
16 DOCUMENTS are identical.

17 All DOCUMENTS are to be produced, organized, and labeled to correspond with the  
18 categories specified herein.

19 Notwithstanding the assertion of any objections, any purportedly privileged  
20 DOCUMENTS containing non-privileged matter must be disclosed, with the purportedly  
21 privileged portion redacted. A privilege log shall be produced with the DOCUMENT responsive  
22 to these requests listing the privilege which is being claimed and, if the privilege is governed by  
23 state law, indicate the state's privilege rule being invoked; and provide the following  
24 information: (i) the type of DOCUMENT, *e.g.*, letter or memorandum; (ii) the general subject  
25 matter of the DOCUMENT; (iii) the date of the DOCUMENT; and (iv) the author of the  
26 DOCUMENT, the addressees of the DOCUMENT, and any other recipients, and, where not  
27 apparent, the relationship of the author, addressees, and recipients to each other.  
28

1 In the event that any DOCUMENT called for by these Requests has been destroyed or  
2 discarded, that DOCUMENT is to be identified by stating:

- 3 (i) the date and type of the DOCUMENT, the author(s) and all recipients;
- 4 (ii) the DOCUMENT'S date, subject matter, number of pages, and  
5 attachments or appendices;
- 6 (iii) the date of destruction or discard, manner of destruction or discard, and  
7 reason for destruction or discard;
- 8 (iv) the persons who were authorized to carry out such destruction or discard;
- 9 (v) the persons who have knowledge of the content, origins, distribution and  
10 destruction of the DOCUMENT; and
- 11 (vi) whether any copies of the DOCUMENT exist and, if so, the name of the  
12 custodian of each copy.

13 Whenever necessary to bring within the scope of these Requests any information that  
14 otherwise might be construed to be outside the scope, the present tense shall include the past  
15 tense and future tense, the past tense shall include the present tense and future tense, and the  
16 future tense shall include the past tense and present tense.

17 Electronically stored information shall be produced in the form in which it is stored, with  
18 all metadata intact.

### 19 DOCUMENT REQUESTS

- 20 1. All DOCUMENTS RELATING TO READING prepared after January 1, 2014.
- 21 2. All DOCUMENTS RELATING TO James J. Cotter, Jr. prepared after January 1,  
22 2014.
- 23 3. All bills, invoices, or notes RELATING TO any work YOU completed for  
24 READING after January 1, 2014.
- 25 4. All bills, invoices, or notes RELATING TO any work YOU completed for James  
26 J. Cotter, Jr. after January 1, 2014.
- 27 5. All communications between YOU and James J. Cotter, Jr. after January 1, 2014.
- 28

1           6.       All communications between YOU and HighPoint Associates RELATING TO  
2 James J. Cotter, Jr., including but not limited to YOUR communications with Sumeet Goel.

3           7.       All communications between YOU and any third parties RELATING TO James J.  
4 Cotter, Jr. including but not limited to YOUR communications with Christine Liang, David  
5 Grinberg and/or Roberto Moldes.

STATE OF NEVADA )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

Executed on: \_\_\_\_\_  
(Date) (Signature of Person Making Service)

**NOTARY PUBLIC** in and for the  
County of \_\_\_\_\_, State of \_\_\_\_\_.

Executed on: \_\_\_\_\_  
(Date) (Signature of Person Making Service)



**EXHIBIT "A"**  
**NEVADA RULES OF CIVIL PROCEDURE**

**Rule 45**

**(c) *Protection of persons subject to subpoena.***

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party,

the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

**(d) *Duties in responding to subpoena.***

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

# **EXHIBIT 6**

**Helm, Jessica**

---

**From:** Krum, Mark  
**Sent:** Monday, December 26, 2016 11:43 AM  
**To:** Noah Helpern; Christopher Tayback; Marshall Searcy; ferrariom@gtlaw.com; hendricksk@gtlaw.com  
**Cc:** Ekwan E. Rhow (erhow@birdmarella.com); Shoshana E. Bannett (sbannett@birdmarella.com); Foley, Erik; Story, Kirstin A.; Sodorff, Stephanie  
**Subject:** RE: Secure delivery of package: RDI's 21st Supplemental Production (24th Disclosure)

Noah,

Respectfully, the questions I posed called for factual responses, not self-serving and unsubstantiated conclusions. If you have any facts, or if counsel for the Company has any, we will be pleased to hear them, as I indicated to Mark and Marshall following the hearing last Thursday. If we receive no factual responses by midday tomorrow, the day Mark indicated that his office would respond to my emails below, we will assume there are none and proceed accordingly.

Additionally, as I told Marshall following the hearing last Thursday, this matter has nothing to do with the matter heard by the Court on Thursday regarding the production of advice of counsel documents. As I told Marshall, we are unwilling to make any concessions on that subject in exchange for postponement of the depositions that you in mid-December unilaterally set for early January, notwithstanding the fact that the Company last produced such documents on or about November 2, approximately 6 weeks before you issued purported subpoenas scheduling the depositions for early January.

Mark

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

**From:** Noah Helpern <noahhelpern@quinnemanuel.com>  
**Date:** 12/23/16 2:43 PM (GMT-07:00)  
**To:** "Krum, Mark" <MKrum@lrrc.com>, Christopher Tayback <christayback@quinnemanuel.com>, Marshall Searcy <marshallsearcy@quinnemanuel.com>, ferrariom@gtlaw.com, hendricksk@gtlaw.com  
**Cc:** "Ekwan E. Rhow (erhow@birdmarella.com)" <erhow@birdmarella.com>, "Shoshana E. Bannett (sbannett@birdmarella.com)" <sbannett@birdmarella.com>, "Foley, Erik" <EFoley@lrrc.com>, "Story, Kirstin A." <KStory@lrrc.com>, "Sodorff, Stephanie" <SSodorff@lrrc.com>  
**Subject:** RE: Secure delivery of package: RDI's 21st Supplemental Production (24th Disclosure)

Mark:

These subpoenas were served because Plaintiff's use of Highpoint was only recently discovered by Defendants. Plaintiff was not forthright in his written discovery responses and deposition testimony about his use of Highpoint. Further, it appears that Plaintiff, before he was terminated, made efforts to conceal the files regarding his use of Highpoint, which is why they were only recently found by the Company and produced.

At Plaintiff's insistence, discovery has remained ongoing. Defendants need the Highpoint documents in order to complete Plaintiff's deposition. The importance of these documents should be apparent to Plaintiff, and Defendants will oppose any efforts by Plaintiff to quash these subpoenas and further conceal information regarding Highpoint.

With respect to the Highpoint depositions, it is likely that Defendants will not need to proceed with oral depositions after receiving documents from the witnesses. Accordingly, if your concerns relate to additional travel to Los Angeles, such travel may not be necessary.

Best,

Noah

---

**From:** Krum, Mark [mailto:MKrum@lrrc.com]

**Sent:** Wednesday, December 21, 2016 4:05 PM

**To:** Christopher Tayback <christayback@quinnemanuel.com>; Marshall Searcy <marshallsearcy@quinnemanuel.com>; Noah Helpen <noahhelpen@quinnemanuel.com>; ferrariom@gtlaw.com; hendricksk@gtlaw.com

**Cc:** Ekwan E. Rhow (erhow@birdmarella.com) <erhow@birdmarella.com>; Shoshana E. Bannett (sbannett@birdmarella.com) <sbannett@birdmarella.com>; Foley, Erik <EFoley@lrrc.com>; Story, Kirstin A. <KStory@lrrc.com>; Sodorff, Stephanie <SSodorff@lrrc.com>

**Subject:** FW: Secure delivery of package: RDI's 21st Supplemental Production (24th Disclosure)

Counsel,

We have received deposition notices directed at two nonparties, Highpoint Associates and Derek Alderton. Obviously, these follow up on the document production referenced in the email below, to which we received no response. Given that the Company had possessed those documents since the beginning of this case, the production (if any ever was warranted, which we do not acknowledge) was untimely. So too are the deposition notices. This is particularly so given that counsel issuing the subpoena and counsel for the Company have taken the position--repeatedly for months--that such discovery is closed.

Kindly advise on what basis you contend that this discovery is not untimely and ought not be quashed.

Mark

-----Original Message-----

From: Krum, Mark

Sent: Tuesday, November 15, 2016 11:00 AM

To: [ferrariom@gtlaw.com](mailto:ferrariom@gtlaw.com); [hendricksk@gtlaw.com](mailto:hendricksk@gtlaw.com)

Cc: Foley, Erik; Sodorff, Stephanie

Subject: RDI: Secure delivery of package: RDI's 21st Supplemental Production (24th Disclosure)

Mark and Kara,

Please advise why the documents produced on November 2, 2016 pursuant to the email below were produced. Please advise why they were not produced months earlier, when the defendants claimed that their productions were complete. Please advise as to the source of these documents, meaning where they were located or stored. Thank you for your attention to this matter.

Mark

Mark G. Krum  
Partner  
702.949.8217 office  
702.216.6234 fax  
[mkrum@lrrc.com](mailto:mkrum@lrrc.com)

---

Lewis Roca Rothgerber Christie LLP  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, Nevada 89169  
[lrrc.com](http://lrrc.com)

-----Original Message-----

From: Sheffield, Megan (Para-NY-LT) [<mailto:sheffieldm@gtlaw.com>]  
Sent: Wednesday, November 02, 2016 4:37 PM  
To: Krum, Mark  
Subject: Secure delivery of package: RDI's 21st Supplemental Production (24th Disclosure)

Sender : Sheffield, Megan (Para-NY-LT)  
Link : <https://files.gtlaw.com/bds/Login.do?id=A06113473669&p1=dej255ssbhcciefiehhklejkhckj20>

Sent To : Amy Bender, [hdv@birdmarella.com](mailto:hdv@birdmarella.com), [jks@birdmarella.com](mailto:jks@birdmarella.com), [kmm@birdmarella.com](mailto:kmm@birdmarella.com),  
[mariogutierrez@quinnemanuel.com](mailto:mariogutierrez@quinnemanuel.com), [marshallsearcy@quinnemanuel.com](mailto:marshallsearcy@quinnemanuel.com), [mkrum@lrrc.com](mailto:mkrum@lrrc.com),  
[noahhelpen@quinnemanuel.com](mailto:noahhelpen@quinnemanuel.com), [seb@birdmarella.com](mailto:seb@birdmarella.com), [ssodorff@lrrc.com](mailto:ssodorff@lrrc.com)  
Cc : Kara Hendricks, Sheffield, Megan (Para-NY-LT)  
Expires : 12/2/16 11:59:59 PM EST

-----  
If you are not an intended recipient of confidential and privileged information in this email, please delete it, notify us immediately at [postmaster@gtlaw.com](mailto:postmaster@gtlaw.com), and do not use or disseminate such information.

---

This message and any attachments are intended only for the use of the individual or entity to which they are addressed. If the reader of this message or an attachment is not the intended recipient or the employee or agent responsible for delivering the message or attachment to the intended recipient you are hereby notified that any dissemination, distribution or copying of this message or any attachment is strictly prohibited. If you have received this communication in error, please notify us immediately by replying to the sender. The information transmitted in this message and any attachments may be privileged, is intended only for the personal and confidential use of the intended recipients, and is covered by the Electronic Communications Privacy Act, 18 U.S.C. §2510-2521.

# **EXHIBIT 7**

**Helm, Jessica**

---

**From:** Krum, Mark  
**Sent:** Tuesday, December 27, 2016 3:04 PM  
**To:** hendricksk@gtlaw.com  
**Cc:** ferrariom@gtlaw.com; marshallsearcy@quinnemanuel.com; christayback@quinnemanuel.com; noahhelpen@quinnemanuel.com; erhow@birdmarella.com; sbannett@birdmarella.com  
**Subject:** RE: RDI Document Production

Kara,

Yes, Mark advised me last Thursday that you were out until today, in response to which I said that he did not need ask you to respond to my email of last week and my email of November 15th prior to today.

As to HighPoint documents, your suggestion that such documents were not identified earlier is erroneous. They were identified earlier and counsel for RDI and the individual defendants were in possession of Plaintiff's computer but did not search it for such documents, whether by design or oversight. The story about documents being hidden to excuse the fact that counsel for RDI and the individual defendants did not search Plaintiff's computer for such documents previously simply does not play. Nor does the misguided claim that these documents are " directly responsive" to a request calling for documents concerning business strategy at RDI.

As to the advice of counsel documents, thank you for the advice that no documents which post date October 2016 have been produced. That artificial cutoff had not been disclosed previously, and it explains why correspondence from Ellen Cotter to the offerors was not produced. Kindly advise what materials Ellen received prior to the board meetings, if any, beyond the single document identified in my email. Likewise, kindly identify any documentation provided to board members regarding the company's value. If the answer to the latter question is simply the board package provided in advance of the November board meeting, please be so kind as to say so. As to our e-mail of December 21, it did not say or imply the straw man position you suggest. However, to be clear, it is our position that any subsequent communications with the offerors, including the referenced in the letter and those recently made public by the offerors, who recently publicly announced an increased offer, should be produced. As I said to Mark last Thursday, these few documents can and should be produced, so that we can proceed with and conclude the depositions presently scheduled for late January. Unless you tell us otherwise, we will understand that the Company and the individual defendants intend to stand on an artificial and self-serving cut off of the end of October 2015.

Mark

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: hendricksk@gtlaw.com  
Date: 12/27/16 4:39 PM (GMT-05:00)  
To: "Krum, Mark" <MKrum@lrrc.com>  
Cc: ferrariom@gtlaw.com, marshallsearcy@quinnemanuel.com, christayback@quinnemanuel.com, noahhelpen@quinnemanuel.com, erhow@birdmarella.com, sbannett@birdmarella.com

Subject: RDI Document Production

Mark,

As you are aware, I took some time off last week. After reviewing the emails and speaking with Mark regarding your discussions, I will do my best to respond to your document related inquiries. In so doing, we are not waiving our prior objections to your requests including but not limited to the relevancy of the same. Specifically, you have inquired regarding documents produced relating to Cotter Jr.'s use of a third party to provide him guidance and direction to be an effective CEO (Highpoint Documents) and you have inquired regarding the completeness of RDI's production regarding the expression of interest.

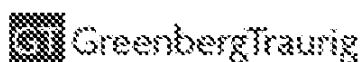
1. **Highpoint Documents-** As detailed in RDI's status report that was filed with the Court on November 28<sup>th</sup>, RDI promptly produced hard copies of documents that appear to have been hidden by Cotter, Jr. before he left RDI. It is my understanding that these documents were stashed in a file cabinet that was not used after Cotter, Jr.'s departure from the company. In preparing for the upcoming move, the documents were located. After locating the hard copies, RDI searched through Cotter Jr.'s emails and located additional documents on the topic which were also produced. As you are aware, RDI's productions in this case were primarily based on predicative coding and documents were identified primarily based on searches and terms proposed by Plaintiff. Thus, it is not surprising such documents were not identified earlier.

Notably, these documents are directly responsive to RDI's Request for Production of Documents No. 10, propounded on Cotter, Jr. on December 15, 2015. RFP 10, specifically requested that Plaintiff produce: "Produce all documents evidencing, referring or relating to any meetings or other efforts to collaborate with any person regarding your business strategy for RDI during your tenure as CEO of RDI." Plaintiff objected to the request and refused to produce such documents. Given Plaintiff's unwillingness to produce such documents, we believe requesting the same from the third parties that have been identified is appropriate.

2. **Unsolicited Expression of Interest-** We have made several supplemental productions in an attempt to satisfy your inquiries even though we believe the scope of what you are requesting is beyond what is reasonably calculated to lead to admissible evidence and is beyond the scope of the allegations in the amended complaint. We have produced correspondence from May 31, 2016 through October 2016. We have produced the materials Ellen reviewed prior to board meetings and documentation provided to board members regarding the company's value. We have also produced board packets and finalized board minutes relating the expression of interest and its evaluation. The email you sent to Mark on December 21<sup>st</sup> purports to seek documents from November of this year and seems to suggest that if there is any expression of interest regarding RDI at any time you are entitled to the same. We disagree and did not agree to continue to burden the company by multiple trips to the well to get new information. You have the information Judge Gonzalez ordered produced and more.

Kara

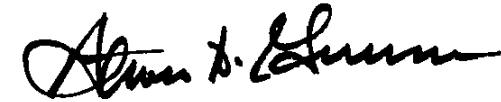
Kara Hendricks  
Shareholder  
Greenberg Traurig, LLP | Suite 400 North  
3773 Howard Hughes Parkway | Las Vegas, Nevada 89169  
Tel 702.938.6856  
[hendricksk@gtlaw.com](mailto:hendricksk@gtlaw.com) | [www.gtlaw.com](http://www.gtlaw.com)



---

If you are not an intended recipient of confidential and privileged information in this email, please delete it, notify us immediately at [postmaster@gtlaw.com](mailto:postmaster@gtlaw.com), and do not use or disseminate such information.





CLERK OF THE COURT

1 **NEOJ**  
Mark G. Krum (SBN 10913)  
2 Erik J. Foley (SBN 14195)  
Lewis Roca Rothgerber Christie LLP  
3 3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996  
4 Tel: 702-949-8200  
Fax: 702-949-8398  
5 E-mail: [mkrum@lrrc.com](mailto:mkrum@lrrc.com)  
E-mail: [efoley@lrrc.com](mailto:efoley@lrrc.com)  
6

7 *Attorneys for Plaintiff*  
8 *James J. Cotter, Jr.*

DISTRICT COURT

CLARK COUNTY, NEVADA

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

12 Plaintiff,

13 vs.

14 MARGARET COTTER, ELLEN COTTER,  
GUY ADAMS, EDWARD KANE, DOUGLAS  
15 McEACHERN, TIMOTHY STOREY,  
WILLIAM GOULD, and DOES 1 through 100,  
16 inclusive,

17 Defendants.

18 and

19 READING INTERNATIONAL, INC., a  
Nevada corporation,

20 Nominal Defendant.  
21

22 T2 PARTNERS MANAGEMENT, LP, a  
Delaware limited partnership, doing business as  
23 KASE CAPITAL MANAGEMENT, et al.,

24 Plaintiffs,

25 vs.

26 MARGARET COTTER, ELLEN COTTER,  
GUY ADAMS, EDWARD KANE, DOUGLAS  
27 McEACHERN, WILLIAM GOULD, JUDY  
CODDING, MICHAEL WROTNIAK, CRAIG  
28 TOMPKINS, and DOES 1 through 100,  
inclusive,

CASE NO.: A-15-719860-B  
DEPT. NO. XI

Coordinated with:

Case No. P-14-082942-E  
Dept. No. XI

Case No. A-16-735305-B  
Dept. No. XI

Jointly Administered

**Business Court**

**NOTICE OF ENTRY OF ORDER**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Defendants.

and

READING INTERNATIONAL, INC., a  
Nevada corporation,

Nominal Defendant.

PLEASE TAKE NOTICE that on the 23rd day of January, 2017, an "Order Granting in Part Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part RDI's Motion to Reconsider or Clarify Order Granting Plaintiff's Motion to Compel Production of Documents and Communications Relating to the Advice of Counsel on Order Shortening Time" was entered in the above-entitled action. A copy of said Order is attached hereto.

DATED this 23rd day of January, 2017.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

By: /s/ Erik J. Foley

Mark G. Krum (SBN 10913)

Erik J. Foley (SBN 14195)

3993 Howard Hughes Pkwy, Suite 600

Las Vegas, NV 89169-5958

(702) 949-8200

Attorneys for Plaintiff

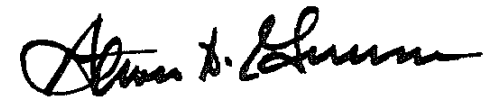
*James J. Cotter, Jr.*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 23rd day of January, 2017, I caused a true and correct copy of the foregoing **NOTICE OF ENTRY OF ORDER** to be electronically served to all parties of record via this Court's electronic filing system to all parties listed on the E-Service Master List.

/s/ Dana K. Provost

An employee of Lewis Roca Rothgerber Christie LLP



CLERK OF THE COURT

**ORDR**

Mark G. Krum (SBN 10913)  
Erik J. Foley (SBN 14195)  
Lewis Roca Rothgerber Christie LLP  
3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996  
Tel: 702-949-8200  
Fax: 702-949-8398  
E-mail:mkrum@lrrc.com

*Attorneys for Plaintiff*  
*James J. Cotter, Jr.*

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

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

Plaintiff,

vs.

MARGARET COTTER, ELLEN COTTER,  
GUY ADAMS, EDWARD KANE, DOUGLAS  
McEACHERN, TIMOTHY STOREY,  
WILLIAM GOULD, JUDY CODDING,  
MICHAEL WROTONIAK, and DOES 1 through  
100, inclusive,

Defendants.

and

READING INTERNATIONAL, INC., a  
Nevada corporation,

Nominal Defendant.

T2 PARTNERS MANAGEMENT, LP, a  
Delaware limited partnership, doing business as  
KASE CAPITAL MANAGEMENT, et al.,

Plaintiffs,

vs.

MARGARET COTTER, ELLEN COTTER,

CASE NO.: A-15-719860-B

DEPT. NO. XI

Coordinated with:

Case No. P-14-082942-E

Dept. No. XI

Case No. A-16-735305-B

Dept. No. XI

Jointly Administered

**Business Court**

**~~PROPOSED~~ ORDER GRANTING IN  
PART PLAINTIFF'S MOTION TO  
RECONSIDER AND/OR CLARIFY ORDER  
GRANTING IN PART RDI'S MOTION TO  
RECONSIDER OR CLARIFY ORDER  
GRANTING PLAINTIFF'S MOTION TO  
COMPEL PRODUCTION OF  
DOCUMENTS AND COMMUNICATIONS  
RELATING TO THE ADVICE OF  
COUNSEL ON ORDER SHORTENING  
TIME**

Date of Hearing: December 22, 2016

Time of Hearing: 8:30 a.m.

3993 Howard Hughes Pkwy, Suite 600  
Las Vegas, NV 89169-5996

**Lewis Roca**  
**ROTHGERBER CHRISTIE**

100309760\_1

1 GUY ADAMS, EDWARD KANE, DOUGLAS  
2 McEACHERN, WILLIAM GOULD, JUDY  
3 CODDING, MICHAEL WROTONIAK, CRAIG  
TOMPKINS, and DOES 1 through 100,  
inclusive,

4 Defendants.

5 and

6 READING INTERNATIONAL, INC., a  
7 Nevada corporation,

8 Nominal Defendant.

9  
10 THIS MATTER HAVING COME BEFORE the Court on December 22, 2016, on  
11 Plaintiff's Motion to Reconsider and/or Clarify Order Granting in Part RDI's Motion to  
12 Reconsider or Clarify Order Granting Plaintiff's Motion to Compel Production of Documents and  
13 Communications Relating to the Advice of Counsel on Order Shortening Time ("the Motion") and  
14 the Court having reviewed the papers filed in support of and in opposition to the Motion, and  
15 having considered the arguments of counsel and such other pleadings on file herein as the Court  
16 saw fit, and good cause appearing therefor, the Court rules as follows:

17 IT IS HEREBY ORDERED THAT the Motion is GRANTED IN PART. The Court will  
18 perform an *in camera* review of certain documents listed on the privilege logs of defendants  
19 Adams and Kane for the purpose of determining whether those documents are subject to the  
20 Court's orders of October 3, 2016 and December 1, 2016. The documents the Court will review *in*  
21 *camera* are the documents numbered 1-115 on the Court's Exhibit 1 (Plaintiff's counsels' January  
22 12, 2017 correspondence to the Court and all counsel of record). Defendants shall provide the  
23 Court with copies of those documents for *in camera* review.

24 DATED this 20 day of January, 2017.

25   
26 DISTRICT COURT JUDGE  
27  
28

Jw

and 1/18/17  
File

1 Submitted by:  
2 LEWIS ROCA ROTHGERBER CHRISTIE LLP  
3 By: /s/ Mark G. Krum  
4 MARK G. KRUM (SBN 10913)  
5 ERIK J. FOLEY (SBN 14195)  
6 3993 Howard Hughes Pkwy., Ste. 600  
7 Las Vegas, NV 89169  
8 Attorneys for Plaintiff  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28



CLERK OF THE COURT

**ORDR**  
**COHEN|JOHNSON|PARKER|EDWARDS**

H. Stan Johnson, ESQ.  
Nevada Bar No. 00265  
sjohnson@cohenjohnson.com  
255 East Warm Springs Road, Suite 100  
Las Vegas, Nevada 89119  
Telephone: (702) 823-3500  
Facsimile: (702) 823-3400

**QUINN EMANUEL URQUHART & SULLIVAN, LLP**  
**CHRISTOPHER TAYBACK, ESQ.**

California Bar No. 145532, *pro hac vice*  
christayback@quinnemanuel.com

**MARSHALL M. SEARCY, ESQ.**

California Bar No. 169269, *pro hac vice*  
marshallsearcy@quinnemanuel.com

865 South Figueroa Street, 10<sup>th</sup> Floor

Los Angeles, CA 90017  
Telephone: (213) 443-3000

Attorneys for Defendants Margaret Cotter,  
Ellen Cotter, Douglas McEachern, Guy Adams,  
Edward Kane, Judy Coddington, and Michael Wrotniak

**EIGHTH JUDICIAL 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, TIMOTHY STOREY, WILLIAM  
GOULD, JUDY CODDINGTON, MICHAEL  
WROTHIAK, and DOES 1 through 100, inclusive;

Defendants,

and

READING INTERNATIONAL, INC., a Nevada  
corporation;

Nominal Defendant.

Case No.: A-15-719860-B  
Dept. No.: XI

Case No.: P-14-082942-E  
Dept. No.: XI

Related and Coordinated Cases

**BUSINESS COURT**

**[PROPOSED] ORDER**

1 T2 PARTNERS MANAGEMENT, LP, a Delaware  
2 limited partnership, doing business as KASE  
3 CAPITAL MANAGEMENT, *et al.*;

4 Plaintiffs,

5 v.

6 MARGARET COTTER, ELLEN COTTER, GUY  
7 ADAMS, EDWARD KANE, DOUGLAS  
8 McEACHERN, WILLIAM GOULD, JUDY  
9 CODDING, MICHAEL WROTNIAK, CRAIG  
10 TOMPKINS, and DOES 1 through 100, inclusive;

11 Defendants,

12 and

13 READING INTERNATIONAL, INC., a Nevada  
14 corporation;

15 Nominal Defendant.

16 THIS MATTER HAVING COME TO BE HEARD BEFORE the Court on December 22,  
17 2016, on a Motion to Reconsider and/or Clarify Order Granting in Part RDI's Motion to  
18 Reconsider or Clarify Order Granting Plaintiff's Motion to Compel Production of Documents  
19 and Communications Relating to the Advice of Counsel on Order Shortening Time (the  
20 "Motion"), and the Court having reviewed the papers filed in support of and in opposition to the  
21 Motion, and having considered the arguments of counsel and such other pleadings on file herein  
22 as the Court saw fit, and good cause appearing therefor, the Court rules as follows:

23 IT IS HEREBY ORDERED THAT the Plaintiff and Defendants meet and confer in order  
24 to jointly prepare a list of privilege log entries for the Court to review *in camera* to determine if  
25 they are subject to the Court's October 3, 2016, and December 1, 2016, Orders regarding  
26 production of attorney-client privileged documents.

27 IT IS FURTHER ORDERED THAT in the event Plaintiff and Defendants cannot jointly  
28 produce a single proposed list of privilege log entries, Plaintiff and Defendants are instructed to  
separately submit their proposed list of entries for the Court to review *in camera*.



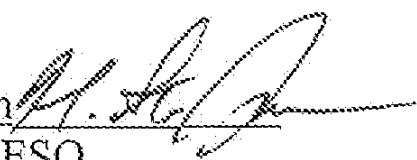
1 IT IS FURTHER ORDERED THAT the parties will jointly decide on and propose to the  
2 Court a date to set a status conference addressing the issues set forth herein.

3 DATED this 20 day of JAN., 2017.

4  
5   
DISTRICT COURT JUDGE

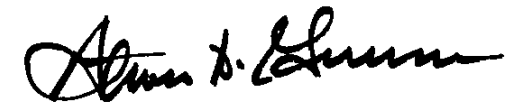
6 PREPARED AND SUBMITTED BY:

7 **COHEN|JOHNSON|PARKER|EDWARDS**

8  
9 By: /s/ H. Stan Johnson   
H. STAN JOHNSON, ESQ.  
10 Nevada Bar No. 00265  
sjohnson@cohenjohnson.com  
11 255 East Warm Springs Road, Suite 100  
12 Las Vegas, Nevada 89119  
13 Telephone: (702) 823-3500  
Facsimile: (702) 823-3400

14 **QUINN EMANUEL URQUHART & SULLIVAN, LLP**  
CHRISTOPHER TAYBACK, ESQ.  
15 California Bar No. 145532, *pro hac vice*  
christayback@quinnemanuel.com  
16 MARSHALL M. SEARCY, ESQ.  
17 California Bar No. 169269, *pro hac vice*  
marshallsearcy@quinnemanuel.com  
18 865 South Figueroa Street, 10<sup>th</sup> Floor  
Los Angeles, CA 90017  
19 Telephone: (213) 443-3000

20 *Attorneys for Defendants Margaret Cotter,*  
21 *Ellen Cotter, Douglas McEachern, Guy Adams,*  
22 *Edward Kane, Judy Coddling, and Michael Wrotniak*  
23  
24  
25  
26  
27  
28



CLERK OF THE COURT

1 NEOJ  
2 MARK E. FERRARIO, ESQ.  
3 (NV Bar No. 1625)  
4 KARA B. HENDRICKS, ESQ.  
5 (NV Bar No. 7743)  
6 TAMI D. COWDEN, ESQ.  
7 (NV Bar No. 8994)  
8 GREENBERG TRAUIG, LLP  
9 3773 Howard Hughes Parkway  
10 Suite 400 North  
11 Las Vegas, Nevada 89169  
12 Telephone: (702) 792-3773  
13 Facsimile: (702) 792-9002  
14 [ferrariom@gtlaw.com](mailto:ferrariom@gtlaw.com)  
15 [hendricksk@gtlaw.com](mailto:hendricksk@gtlaw.com)  
16 [cowdent@gtlaw.com](mailto:cowdent@gtlaw.com)

17 *Counsel for Reading International, Inc.*

18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

DISTRICT COURT

CLARK COUNTY, NEVADA

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

Plaintiff,

v.

MARGARET COTTER, et al,

Defendants.

In the Matter of the Estate of

JAMES J. COTTER,

Deceased.

JAMES J. COTTER, JR.,

Plaintiff,

v.

READING INTERNATIONAL, INC., a  
Nevada corporation; DOES 1-100, and  
ROE ENTITIES, 1-100, inclusive,

Defendants.

Case No. A-15-719860-B  
Dept. No. XI

Coordinated with:

Case No. P 14-082942-E  
Dept. XI

Case No. A-16-735305-B  
Dept. XI

NOTICE OF ENTRY OF ORDER

TO: All parties and their counsel of record:

YOU AND EACH OF YOU will please take notice that on February 9, 2017, the Court entered the *Order Staying This Court's October 3, 2016, December 1, 2016 and January 20, 2017 Orders Regarding Privilege Issues*. A copy of said order is attached hereto.

DATED: this 10<sup>th</sup> day of February, 2017.

GREENBERG TRAURIG, LLP

/s/ Kara B. Hendricks

MARK E. FERRARIO (NV Bar No. 1625)  
KARA B. HENDRICKS (NV Bar No. 7743)  
TAMID. COWDEN (NV Bar No. 8994)  
3773 Howard Hughes Parkway, Suite 400 N.  
Las Vegas, Nevada 89169  
[FerrarioM@gtlaw.com](mailto:FerrarioM@gtlaw.com)  
[HendricksK@gtlaw.com](mailto:HendricksK@gtlaw.com)  
[CowdenT@gtlaw.com](mailto:CowdenT@gtlaw.com)

*Counsel for Reading International, Inc.*

**CERTIFICATE OF SERVICE**

Pursuant to Nev. R. Civ. P. 5(b)(2)(D) and E.D.C.R. 8.05, I certify that on this day, I caused a true and correct copy of the forgoing *Notice of Entry of Order* to be filed and served via the Court's Wiznet E-Filing system. The date and time of the electronic proof of service is in place of the date and place of deposit in the mail.

DATED: this 10<sup>th</sup> day of February, 2017.

/s/ Andrea Lee Rosehill  
AN EMPLOYEE OF GREENBERG TRAURIG, LLP



CLERK OF THE COURT

1 ORDR  
2 MARK E. FERRARIO, ESQ.  
(NV Bar No. 1625)  
3 KARA B. HENDRICKS, ESQ.  
(NV Bar No. 7743)  
4 TAMI D. COWDEN, ESQ.  
(NV Bar No. 8994)  
5 GREENBERG TRAURIG, LLP  
3773 Howard Hughes Parkway  
Suite 400 North  
6 Las Vegas, Nevada 89169  
Telephone: (702) 792-3773  
7 Facsimile: (702) 792-9002  
Email: ferrariom@gtlaw.com  
8 hendricksk@gtlaw.com  
cowdent@gtlaw.com

9 *Counsel for Reading International, Inc.*

10 **DISTRICT COURT**  
11  
12 **CLARK COUNTY, NEVADA**

13 JAMES J. COTTER, JR.,

14 Plaintiff,

15 v.

16 READING INTERNATIONAL, INC., a  
Nevada corporation; DOES 1-100, and  
17 ROE ENTITIES, 1-100, inclusive,

18 Defendants.

19 In the Matter of the Estate of

20 JAMES J. COTTER,

21 Deceased.

22 JAMES J. COTTER, JR., individually and  
derivatively on behalf of Reading  
23 International, Inc.

24 Plaintiff,

25 v.

26 MARGARET COTTER, et al,

27 Defendants.

Case No. A-15-719860-B  
Dept. XI

Coordinated with:

Case No. P 14-082942-E  
Dept. XI

Case No. A-16-735305-B  
Dept. No. XI

**ORDER STAYING THIS COURT'S  
OCTOBER 3, 2016, DECEMBER 1, 2016  
AND JANUARY 20, 2017 ORDERS  
REGARDING PRIVILEGE ISSUES**

28 THIS COURT having convened a telephonic hearing on January 18, 2017 at the request

1 of the parties to discuss orders relating to the advice of counsel defense, counsel for all interested  
2 parties having appeared at the same, the Court having been informed by counsel for Defendants  
3 that they intend to challenge various orders regarding the advice of counsel issue via filing a writ  
4 petition with the Nevada Supreme Court and having made an oral motion for a stay of such  
5 orders, and for good cause appearing,

6 IT IS HEREBY ORDERED that enforcement of and obligations under the following  
7 orders are stayed for a period of 30 days from the date of the January 18, 2017 hearing or until  
8 February 17, 2017:

- 9 1) Order entered on October 3, 2016 regarding "Plaintiff James J. Cotter, Jr.'s Motion to  
10 Compel Production of Documents and Communications Relating to the Advice Of  
11 Counsel Defense on Order Shortening Time" (the "Motion");
- 12 2) Order entered on December 1, 2016 regarding "RDI's Motion to Reconsider or  
13 Clarify Order Granting James J. Cotter, Jr.'s Motion to Compel Production of  
14 Documents and Communications Relating to the Advice of Counsel Defense"; and
- 15 3) Order dated January 20, 2017 relating to "Plaintiff's Motion to Reconsider and/or  
16 Clarify Order Granting in Part RDI's Motion to Reconsider or Clarify Order  
17 Granting James J. Cotter, Jr.'s Motion to Compel Production of Documents and  
18 Communications Relating to the Advice of Counsel Defense on Order Shortening  
19 Time."

20 DATED this 8th day of February 2017.

21   
22 DISTRICT COURT JUDGE  
23  
24  
25  
26  
27  
28

1 Respectfully submitted by:

2 GREENBERG TRAURIG, LLP

3  
4 /s/ Kara B. Hendricks

Mark E. Ferrario (NV Bar No. 1625)

Kara B. Hendricks (NV Bar No. 7743)

3773 Howard Hughes Parkway, Suite 400 N.

Las Vegas, Nevada 89169

FerrarioM@gtlaw.com

HendricksK@gtlaw.com

8 *Counsel for Reading International, Inc.*