

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES J. COTTER, JR., derivatively
on behalf of READING
INTERNATIONAL, INC.,

Appellant,

vs.

EDWARD KANE; DOUGLAS
MCEACHERN; WILLIAM GOULD;
JUDY CODDING; MICHAEL
WROTNIAK; and READING
INTERNATIONAL, a Nevada
corporation,

Respondents.

Supreme Court Case No. 75053

Electronically Filed
Aug 30 2019 09:07 a.m.

District Court Case No. A-15-71980-B
Elizabeth A. Brown
Clerk of Supreme Court
Coordinated with:
Case No. P-14-082942-E

**MOTION FOR SUBSTITUTION OF
PERSONAL REPRESENTATIVE OF PARTY**

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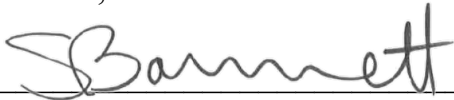
**Admitted Pro Hac Vice*

Attorneys for Respondent William Gould

Pursuant to this Court's Orders of April 18, 2019, and August 12, 2019, Respondent William Gould, by and through his undersigned counsel, hereby moves this Court for an Order substituting Mary Ann Gould as the Personal Representative of the Estate of William Gould, as the proper party in light of the death of Respondent William Gould. As previously noted by this Court, a suggestion of death has been filed informing the Court that Mr. Gould passed away on August 6, 2018. April 18, 2019 Order at 2. On August 13, 2019, Mr. Gould's wife, Mary Ann Gould, was appointed executor of Mr. Gould's estate. *See* Exhibit 1, attached. Based on this information, counsel for Defendant William Gould request an Order from this Court substituting Mary Ann Gould as the Personal Representative of the Estate of William Gould for William Gould, as the proper party to this lawsuit. *See* NRAP 43(a).

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EXHIBIT 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address):
 John M. Carmack (SBN 034932)
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FOR COURT USE ONLY

FILED
 Superior Court of California
 County of Los Angeles

AUG 20 2019

Sherrri K. Carter, Executive Officer/Clerk
 By Tonya Quinn, Deputy

ATTORNEY FOR (Name): Petitioner, Mary Ann Gould

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

STREET ADDRESS: 111 North Hill Street
 MAILING ADDRESS:
 CITY AND ZIP CODE: Los Angeles, CA 90012
 BRANCH NAME: Stanley Mosk Courthouse - Probate

ESTATE OF (Name):
 WILLIAM D. GOULD
 DECEDENT

LETTERS

TESTAMENTARY OF ADMINISTRATION
 OF ADMINISTRATION WITH WILL ANNEXED SPECIAL ADMINISTRATION

CASE NUMBER:
 18STPB11239

- LETTERS**
- The last will of the decedent named above having been proved, the court appoints (name):
 Mary Ann Gould
 - executor.
 - administrator with will annexed.
 - The court appoints (name):
 - administrator of the decedent's estate.
 - special administrator of decedent's estate
 - with the special powers specified in the Order for Probate.
 - with the powers of a general administrator.
 - letters will expire on (date):
 - The personal representative is authorized to administer the estate under the Independent Administration of Estates Act with full authority with limited authority (no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).
 - The personal representative is not authorized to take possession of money or any other property without a specific court order.

WITNESS, clerk of the court, with seal of the court affixed.

Date: **AUG 20 2019**
 Clerk, by **SHERRI R. CARTER**
Tonya Quinn
 (DEPUTY)
 Tonya Quinn

- AFFIRMATION**
- PUBLIC ADMINISTRATOR: No affirmation required (Prob. Code, § 7621(c)).
 - INDIVIDUAL: I solemnly affirm that I will perform the duties of personal representative according to law.
 - INSTITUTIONAL FIDUCIARY (name):
 I solemnly affirm that the institution will perform the duties of personal representative according to law. I make this affirmation for myself as an individual and on behalf of the institution as an officer.
 (Name and title):
4. Executed on (date): August 13, 2019
 at (place): Los Angeles, California.

Mary Ann Gould
 Mary Ann Gould (SIGNATURE)

CERTIFICATION

I certify that this document is a correct copy of the original on file in my office and the letters issued the personal representative appointed above have not been revoked, annulled, or set aside, and are still in full force and effect.

(SEAL)

Date: **AUG 20 2019**
 Clerk, by **SHERRI R. CARTER**
Tonya Quinn
 (DEPUTY)
 Tonya Quinn



CERTIFICATE OF SERVICE

I certify that on August 30, 2019, I served a copy of the foregoing “MOTION FOR SUBSTITUTION OF PERSONAL REPRESENTATIVE OF PARTY” upon all counsel of record:

Via through the court’s Electronic Filing System:

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<i>Attorneys for Margaret Cotter, Ellen Cotter, Guy Adams, Edward Kane Douglas McEachern, Judy Codding and Michael Wrotniak</i>	
Steve Morris, Esq. Akke Levin, Esq. Morris Law Group 411 E. Bonneville Ave., Ste. 360 Las Vegas, NV 89101	Mark E. Ferrarion, Esq. Kara B. Hendrick, Esq. Greenberg Traurig, LLP 3773 Howard Hughes Pkwy. Suite 400 N Las Vegas, NV 89169
<i>Attorneys for Appellant, James J. Cotter, Jr.</i>	<i>Attorneys for Reading International, Inc.</i>


An Employee of Maupin, Cox & LeGoy