

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOE N. BROWN, AN INDIVIDUAL,
Appellant,

vs.

GNL, CORP., A NEVADA
CORPORATION; AND
THYSSENKRUPP ELEVATOR CORP.,
A FOREIGN CORPORATION,

Respondents.

JOE N. BROWN, AN INDIVIDUAL,
Appellant,

vs.

GNL, CORP., A NEVADA
CORPORATION; AND
THYSSENKRUPP ELEVATOR CORP.,
A FOREIGN CORPORATION,

Respondents.

No. 80581

FILED

FEB 17 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

No. 81151

O R D E R

Appellant has moved to consolidate these appeals. Respondents have filed a non-opposition to the motion. We grant the motion and consolidate these appeals for all appellate purposes. *See* NRAP 3(b).

The settlement judge has filed a status report informing this court that appellant recently passed away and appellant's family wishes to proceed with the appeal. The settlement judge has also recommended the appeal be removed from the settlement program. Pursuant to the recommendation of the settlement judge, this appeal is removed from the settlement program. *See* NRAP 16.

Upon the death of a party, an action may not proceed until a personal representative is substituted for the decedent. *Walker v. Burkham*, 68 Nev. 250, 253-54, 229 P.2d 158, 160 (1951). Accordingly, counsel for Joe N. Brown shall have 90 days from the date of this order to:

(1) file a motion for the substitution of a personal representative or (2) inform this court that Mr. Brown has no personal representative. See NRS 7.075(1); NRAP 43(a)(1); *Brass v. State*, 129 Nev. 527, 530, 306 P.3d 393, 394-95 (2013). The briefing of these appeals shall be stayed pending receipt and review of a response to this order. We caution counsel for Mr. Brown that failure to comply with this order may result in the dismissal of this appeal. See *Brass*, 129 Nev. at 530, 306 P.3d at 394-95.

It is so ORDERED.

1. J. J. J. J. J., C.J.

cc: Israel Kunin, Settlement Judge
Iqbal Law, PLLC
Rogers, Mastrangelo, Carvalho & Mitchell, Ltd.
Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC