

**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

Electronically Filed  
May 14 2021 04:32 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

No. 81151

**MOTION FOR THE SUBSTITUTION OF A PERSONAL  
REPRESENTATIVE**

COMES NOW the Estate of Appellant Joe N. Brown, by and through counsel of record Mohamed A. Iqbal, Jr., and, pursuant to NRAP 32, NRAP 43, and NRCPC 132.265, respectfully moves this Honorable Court to substitute Special Administrator/Personal Representative Shalonda Mollette in place and stead of Joe N. Brown as the Appellant in this action.

Appellant also requests that the caption be amended to reflect the substitution of the new Appellant in this matter (this “Motion”). In support of this Motion,

Appellant avers as follows:

1. Appellant Joe N. Brown, a Vietnam War Veteran and retired bricklayer, died on January 16, 2021.
2. On February 17, 2021, this Court entered an order requiring Appellant to file within 90 days a motion for the substitution of a personal representative or inform this court that Mr. Brown has no personal representative pursuant to NRAP 43.
3. NRAP 43(a)(1) permits a decedent's personal representative to be substituted as a party while a proceeding is pending in the Nevada Supreme Court or Nevada Court of Appeals.
4. Under Nevada law, a Special Administrator is a Personal Representative. NRS 132.265.
5. Shalonda Mollette, Mr. Brown's daughter, moved in the District Court, case no. P-21-107033-E, via a petition, to be appointed as Special Administrator for her father's estate, seeking general powers and, among other things, to pursue this Appeal.
6. On May 6, 2021, Shalonda Mollette was appointed Special Administrator of Joe N. Brown's Estate, with general powers. Attached hereto as **Exhibit 1** is a May 7, 2021 Notice of Entry of Order Appointing Special Administrator and Order Appointing Special Administrator attached thereto as Exhibit A).
7. In light of Ms. Mollette's appointment as Special Administrator and can, with

leave of this Court, serve as Personal Representative for this Appeal so it may continue.

WHEREFORE, Appellant respectfully requests that this Court enter an Order granting this Motion and appointing Ms. Shalonda Mollette as the Personal Representative for Joe N. Brown's Estate and the Appellant in this Appeal, and allow the caption to reflect the same.

DATED May 14, 2021.

Respectfully Submitted:

**IQBAL LAW PLLC**

By: 

\_\_\_\_\_  
Mohamed A. Iqbal, Jr.  
Nevada Bar No. 10623  
101 Convention Center Dr.,  
Suite 1175  
Las Vegas, Nevada 89109  
*Attorneys for Appellant Joe N. Brown*

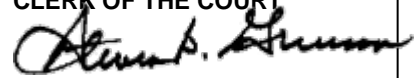
**CERTIFICATE OF SERVICE**

I certify that I am an employee of IQBAL LAW PLLC and that on May 14, 2021, I caused a true and correct copy of the **MOTION FOR THE SUBSTITUTION OF A PERSONAL REPRESENTATIVE** to be served by transmitting it via the Court's electronic filing services to the Counsel on the service list.

/s/ Mohamed A. Iqbal, Jr.  
An Employee of **IQBAL LAW PLLC**

EXHIBIT 1

EXHIBIT 1



NEOJ  
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*Attorneys for Shalonda Mollette*

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

In the Matter of the Estate of:  JOE N. BROWN  Deceased.	Case No.: P-21-107033-E  Dept. No.: 26  <b>NOTICE OF ENTRY OF ORDER APPOINTING SPECIAL ADMINISTRATOR</b>
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PLEASE TAKE NOTICE that the Order Appointing Special Administrator has been entered on May 6, 2021, a copy of which is attached hereto as **Exhibit A**.

Dated May 6, 2021.

Respectfully Submitted,

IQBAL LAW PLLC

By: /s/ Mohamed A. Iqbal, Jr.  
Mohamed A. Iqbal, Jr. (NSB 10623)  
101 Convention Center Dr., Suite 1175  
Las Vegas, Nevada 89109  
*Attorneys for Shalonda Mollette*

**NOTICE OF ENTRY OF ORDER APPOINTING SPECIAL ADMINISTRATOR**

**CERTIFICATE OF SERVICE**

I certify that I served the foregoing **NOTICE OF ENTRY OF ORDER APPOINTING SPECIAL ADMINISTRATOR** on all counsel of record in this matter using the Court's e-file/e-service system on May 6, 2021.

By: /s/ Marie-Claire Alsanjakli  
An employee of IQBAL LAW PLLC

I LAW LV

**EXHIBIT A**

**EXHIBIT A**

OASA  
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*Attorneys for Shalonda Mollette*

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

In the Matter of the Estate of:  
  
JOE N. BROWN  
  
Deceased.

Case No.: P-21-107033-E  
  
Dept. No.: 26

**ORDER APPOINTING SPECIAL ADMINISTRATOR**

Upon submission of a verified Ex Parte Petition for Appointment of Special Administrator and for Issuance of Letters of Special Administration, representing as follows:

1. That decedent JOE N. BROWN ("Decedent"), died intestate on the 16<sup>th</sup> day of January 2021, in the County of Clark, State of Nevada.
2. That Decedent was a resident of Clark County, Nevada at the time of his death.

**NOW, THEREFORE, IT IS HEREBY ORDERED**

(A) That SHALONDA MOLLETTE, Decedent's daughter ("Petitioner"), be appointed as Special Administrator of the Estate of JOE N. BROWN and that Letters of Special Administration be issued to Petitioner upon her taking of the oath required by law and for the purpose of administering the estate in accordance with NRS 140.040, which provides as follows:

**NRS 140.040 Powers, duties and immunity from liability for certain claims.**

1. A special administrator shall:
  - (a) Collect and preserve for the executor or administrator when appointed all the goods, chattels and receivables of the decedent, and all incomes, rents, issues, profits, claims and demands of the estate.
  - (b) Take charge and management of the real property and enter upon and preserve it from damage, waste and injury.

**ORDER APPOINTING SPECIAL ADMINISTRATOR**



2. A special administrator may:
- (a) For all necessary purposes, commence, maintain or defend actions and other legal proceedings as a personal representative.
  - (b) Without prior order of the court, sell any perishable property of the estate, as provided in NRS 148.170.
  - (c) Exercise such other powers as have been conferred by the order of appointment.
  - (d) Obtain leave of the court to borrow money or to lease or mortgage real property in the same manner as an executor or administrator.
3. A special administrator is not liable:
- (a) To any creditor on any claim against the estate; or
  - (b) For any claim against the decedent except a claim involving wrongful death, personal injury or property damage if the estate contains no assets other than a policy of liability insurance.

(B) That no bond be required to secure Petitioner's faithful execution of the duties as Special Administrator and legal representative of the Estate of Decedent ("Estate");

(C) That all monies or securities received by the Estate shall be placed in the Clark County Public Administrators Client Trust Account pending further order of this Court;

(D) That Petitioner be charged and allowed to determine, garner, and protect all Estate assets of Decedent pending further order of the Court;

(E) That Petitioner be granted Letters of Special Administration with the following powers:

- (i) to take possession of and obtain all records and information on Decedent's personal property;
- (ii) to secure and sell all personal property located in Decedent's residence; (iii) to obtain full access to all historical and current financial information for Decedent; (iv) to communicate with any and all financial institutions that Decedent has funds on hand and to facilitate a determination as to the extent of any additional personal property of Decedent that may be subject to probate, including to marshal and safeguard the assets of the Estate; (v) to gain access to any and all safe deposit box(es), or other secured boxes bearing the name of Decedent; (vi) to request and receive information from any other person or agency which is currently or had previously been obligated to pay money or other benefits to Decedent; (vii) to perform all actions necessary to locate, secure and preserve the assets of Decedent's Estate, including, but not limited to, bank accounts and personal property located in Clark County, Nevada; (viii) to publish and provide notice to creditors of Decedent and to otherwise ascertain the same; and (ix)

1 to hold all liquid assets of the Estate pursuant to this Order and pending further order of the  
2 Court; and

3 (E) That Petitioner is authorized, charged, and allowed to commence, maintain, or defend  
4 actions and other legal proceedings as a Personal Representative of Decedent's Estate with the  
5 authority to litigate and settle such actions and proceedings; and that Petitioner is specifically  
6 authorized to serve as the Personal Representative of Decedent's Estate in case nos. A-16-  
7 739887-C and (NVSC) 80581-COA (consolidated with 81151). The value of any such claims is  
8 presently unknown.

9 **IT IS FURTHER ORDERED** that any settlements of any lawsuits affecting the  
10 Decedent's Estate are subject to this Court's approval.

11 Dated this \_\_\_\_\_ day of May 2021.

Dated this 6th day of May, 2021



DISTRICT COURT JUDGE


85A F5F 362B 6683

Gloria Sturman

District Court Judge

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13  
14  
15  
16 Respectfully Submitted By:

17 IQBAL LAW PLLC

18  
19 By:   
20 Mohamed A. Iqbal, Jr. (NSB 10623)  
21 101 Convention Center Dr., Suite 1175  
22 Las Vegas, Nevada 89109  
23 *Attorneys for Shalonda Mollette*  
24  
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1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 In the Matter of:

CASE NO: P-21-107033-E

7 Joe Brown, Deceased

DEPT. NO. Department 26

8  
9 **AUTOMATED CERTIFICATE OF SERVICE**

10 This automated certificate of service was generated by the Eighth Judicial District  
11 Court. The foregoing Order Appointing Special Administrator was served via the court's  
12 electronic eFile system to all recipients registered for e-Service on the above entitled case as  
listed below:

13 Service Date: 5/6/2021

14 Iqbal Law PLLC

info@ilawlv.com

15 Mohamed Iqbal, Jr.

mai@ilawlv.com

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