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## IN THE SUPREME COURT OF THE STATE OF NEVADA

| In re NEWPORT CORPORATION SHAREHOLDER LITIGATION                                                                                                          | Supreme Court No. 80636  Electronically Filed                                                                       |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|
| HUBERT C. PINCON; and LOCALS 302<br>AND 612 OF THE INTERNATIONAL<br>UNION OF OPERATING ENGINEERS-<br>EMPLOYERS CONSTRUCTION<br>INDUSTRY RETIREMENT TRUST, | District Court No. A May 565 2022 11:30 a.m. Elizabeth A. Brown APPELLANTS' NOTECTE SUBSTITUTION OF LIAISON COUNSEL |
| Appellants, v.                                                                                                                                            |                                                                                                                     |
| ROBERT J. PHILLIPPY; KENNETH F. POTASHNER; CHRISTOPHER COX; SIDDHARTHA C. KADIA; OLEG KHAYKIN; and PETER J. SIMONE,                                       |                                                                                                                     |
| Respondents.                                                                                                                                              |                                                                                                                     |
| DV E 4 000 E 4 4 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5                                                                                                        |                                                                                                                     |

PLEASE TAKE NOTICE that Appellants Hubert C. Pincon and Locals 302 and 612 of the International Union of Operating Engineers-Employers

Construction Industry Retirement Trust (together, "Appellants"), do hereby consent to the substitution of Eric D. Hone, Joel Z. Schwarz, and Jamie L.

Zimmerman of the law firm H1 Law Group as their Nevada liaison counsel of

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| •                         | on in the place and stead of The O'Mara Law Firm, P.C.      |
|---------------------------|-------------------------------------------------------------|
| Dated this of day         | y of January, 2022.                                         |
|                           | theter fuer                                                 |
|                           | HUBERT C. PINCON                                            |
| -19                       |                                                             |
|                           | LOCALS 302 AND 612 OF                                       |
|                           | INTERNATIONAL UNION OF                                      |
|                           | OPERATING ENGINEERS-EMPLOYERS                               |
|                           | CONSTRUCTION INDUSTRY                                       |
|                           | RETIREMENT TRUST                                            |
|                           | By:                                                         |
|                           | Its:                                                        |
| Eric D. Hone, Joe         | l Z. Schwarz, and Jamie L. Zimmerman of the law firm H      |
| Law Group hereby accep    | pt substitution as Nevada liaison counsel for said          |
| Appellants for all purpos | ses in the above-entitled action, in the place and stead of |
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| ///                       |                                                             |
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the law firm of The O'Mara Law Firm, P.C.

Dated this 5th day of May, 2022.

H1 LAW GROUP

Eric D. Hone, NV Bar No. 8499

eric@h1lawgroup.com

Joel Z. Schwarz, NV Bar No. 9181

joel@h1lawgroup.com

Jamie L. Zimmerman, NV Bar No. 11749

jamie@h1lawgroup.com

701 N. Green Valley Parkway, Suite 200

Henderson, NV 89074

Tel: (702) 608-3720 Fax: (702) 703-1063

## CONSENT

David C. O'Mara of the law firm of The O'Mara Law Firm, P.C., hereby consents to the substitution of Eric D. Hone, Joel Z. Schwarz, and Jamie L. Zimmerman and the law firm H1 Law Group in the above-titled action in its place and stead.

DATED this day of January, 2022.

THE Q'MARA LAW FIRM, P.C.

David C. O'Mara

311 East Liberty Street

Reno, NV 89501

Tel: (775) 323-1321

Fax: (775) 323-4082

## **CERTIFICATE OF SERVICE**

I hereby certify that on the 5th day of May 2022, I submitted the foregoing APPELLANTS' NOTICE OF SUBSTITUION OF LIAISON COUNSEL for filing via the Court's eFlex electronic filing system to all parties of record.

Candice Ali
An employee of H1 Law Group