

IN THE SUPREME COURT OF THE STATE OF NEVADA

TY ALBISU; JOHN ALBISU; ROSIE
ALBISU; AND ANCHOR S-RANCH
AND RENTALS, LLC,
Appellants,
vs.
KIMBLE WILKINSON,
Respondent.

No. 82112

FILED

OCT 13 2021

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

ORDER

In their briefs, the parties indicate appellant John Albisu is deceased, and in appellants' reply brief, appellants state that Rosie Albisu passed away during the pendency of this appeal. Pursuant to NRAP 43(a), the personal representative of a deceased party may be substituted as a party on a motion filed by the representative or by any party. To date, no such motion has been filed. Any judgment entered in this appeal would not be binding upon the legal representatives of John Albisu or Rosie Albisu unless such representative is substituted as a party. *See Walker v. Burkham*, 68 Nev. 250, 256, 229 P.2d 158, 161-62 (1951).

Accordingly, counsel for appellants shall have 21 days from the date of this order to: (1) file a motion for substitution of the personal representatives of John Albisu and Rosie Albisu as appellants in this appeal; (2) inform this court whether additional time is required for the substitution of a personal representative; or (3) inform this court that John

Albisu and/or Rosie Albisu have no personal representatives. See NRAP 43(a).

It is so ORDERED.

Cedric, A.C.J.

cc: Tanner Law & Strategy Group, Ltd.
Greenberg Traurig, LLP/Las Vegas