IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE PARAMETRIC SOUND CORPORATION SHAREHOLDERS' LITIGATION. PAMTP, LLC,	Case No. 83568 tronically Filed Aug 16 2023 04:44 PM Elizabeth A. Brown Clerk of Supreme Court
Appellant,	
VS.	
KENNETH F. POSTASHNER; VTB HOLDINGS, INC.; STRIPES GROUP, LLC; SG VTB HOLDINGS, LLC; JUERGEN STARK; AND KENNETH FOX,	
Respondents.	
IN RE PARAMETRIC SOUND CORPORATION SHAREHOLDERS' LITIGATION.	Case No. 84971
KENNETH F. POSTASHNER; VTB HOLDINGS, INC.; STRIPES GROUP, LLC; SG VTB HOLDINGS, LLC; JUERGEN STARK; AND KENNETH FOX,	
Appellants,	
VS.	
PAMTP, LLC,	
Respondent.	
IN RE PARAMETRIC SOUND CORPORATION SHAREHOLDERS' LITIGATION.	Case No. 85358

PAMTP, LLC,

Appellant,

vs.

KENNETH F. POSTASHNER; VTB HOLDINGS, INC.; STRIPES GROUP, LLC; SG VTB HOLDINGS, LLC; JUERGEN STARK; AND KENNETH FOX,

Respondents.

APPEAL From the Eighth Judicial District Court The Honorable Susan Johnson, District Judge

ERRATA TO RESPONDENT KENNETH POTASHNER'S MOTION FOR SUBSTITUTION AND DISMISSAL OF PAMTP'S APPEAL IN CASE NO. 83598

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Attorneys for Defendants Kenneth Potashner, Elwood Norris, Seth Putterman, Robert Kaplan, Andrew Wolfe, and James Honoré Respondent Kenneth Potashner, by and through his counsel of record, submits this Errata to his Motion for Substitution and Dismissal of PAMTP's APPEAL in Case No. 83598 filed on Monday August 14, 2023. The Motion was inadvertently filed with an incorrect exhibit. Specifically, Exhibit F to the filed version of the Motion was not the correct Sheriff's Affidavit of Service. Accordingly, attached to this Errata as **Exhibit F** is the correct Sheriff's Affidavit of Service.

DATED: August 16, 2023

HOLLAND & HART LLP

<u>/s/ Robert J. Cassity</u> Robert J. Cassity, Esq. 9555 Hillwood Drive, 2nd Floor Las Vegas, Nevada 89134

John P. Stigi III, Esq. Sheppard, Mullin, Richter & Hampton LLP 1901 Avenue of the Stars, Suite 1600 Los Angeles, California 90067

Attorneys for Defendant Kenneth Potashner

PROOF OF SERVICE

I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On August 16, 2023, I caused to be served a true and correct copy of the foregoing **ERRATA TO RESPONDENT KENNETH POTASHNER'S MOTION FOR SUBSTITUTION AND DISMISSAL OF PAMTP'S APPEAL IN CASE NO. 83598** upon the following by the method indicated:

- **BY E-MAIL:** by transmitting via e-mail the document(s) listed above to the e-mail addresses set forth below and/or included on the Court's Service List for the above-referenced case.
- BY ELECTRONIC SUBMISSION: submitted to the aboveentitled Court for electronic filing and service upon the Court's Service List for the above-referenced case.
- BY U.S. MAIL: by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada addressed as set forth below:

Daniel M. SullivanJohn P. Stigi III, Esq.Scott M. DannerSHEPPARD, MULLIN,Jordan PietzschRICHTER & HAMPTON LLPHOLWELL SHUSTER &1901 Avenue of the Stars,GOLDBERG LLPSuite 1600425 Lexington Ave., 14th Fl.Los Angeles, CA 90067New York, NY 10017Los Angeles, CA 90067

Attorneys for PAMPT LLC

Attorneys for Defendant Kenneth Potashner Joshua D. N. Hess, Esq. **DECHERT L.L.P.** 1900 K Street, NW Washington, DC 20006 David A. Kotler, Esq. Brian C. Raphel, Esq. **DECHERT L.L.P.** 1095 Avenue of the Americas

New York, NY 10036

Attorneys for VTB Holdings, Inc. and Specially Appearing Defendants Stripes Group, LLC and SG VTB Holdings, LLC

Attorneys for VTB Holdings, Inc. and Specially Appearing Defendants Stripes Group, LLC and SG VTB Holdings, LLC

/s/ Valerie Larsen An Employee of Holland & Hart L.L.P.

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EXHIBIT F

EXHIBIT F

Electronically Filed 8/9/2023 12:21 PM Steven D. Grierson CLERK OF THE COUR

OFFICE OF THE SHERIFF CLARK COUNTY DETENTION CIVIL PROCESS SECTION

KEARNEY IRRV TRUST, INDIVIDUALLY AND)	
ON BEHALF OF ALL OTHERS SIMILARLY)	
SITUATED		
PLAINTIFF)	CASE No. A-13-686890-B
Vs)	SHERIFF CIVIL NO.: 23002431
KENNETH F. POTASHNER; ELWOOD G.)	
NORRIS; SETH PUTTERMAN; ROBERT M.)	
KAPLAN; ANDREW L. WOLFE; JAMES L.		
HONORE; PARAMETRIC SOUND		
CORPORATION; PARIS ACQUISITION CORP.;		
AND VTB HOLDINGS, INC.		
DEFENDANT)	AFFIDAVIT OF SERVICE
	-	
STATE OF NEVADA }		

} ss:

ISRAEL CRUZ CAMACHO, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Deputy Sheriff in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on 5/11/2023, at the hour of 10:14 AM. affiant as such Deputy Sheriff served a copy/copies of WRIT OF EXECUTION - PERSONAL PROPERTY, EXCEPTION TO LEVY, EXHIBIT 1 (SECOND AMENDED JUDGMENT), EXHIBIT 2 (CALCULATION OF INTEREST), AND NOTICE OF EXECUTION issued in the above entitled action upon the defendant KENNETH F POTASHNER named therein, by delivering to and leaving with said defendant PAMTP, LLC, personally, at MCDONALD CARANO ATTN: GEORGE OGILVIE 2300 W SAHARA AVENUE #1200 LAS VEGAS, NV 89102 within the County of Clark, State of Nevada, copy/copies of WRIT OF EXECUTION - PERSONAL PROPERTY

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE ON NEVADA THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: August 9, 2023.

COUNTY OF CLARK

Kevin McMahill, Sheriff

By

AEL ORUZ CAMACHO P#18310 Deputy Sheriff

301 E. Clark Ave. #100 Las Vegas, NV 89101 (702) 455-5400