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Electronically Filed
Feb 05 2024 03:25 PM
Elizabeth A. Brown
Clerk of Supreme Court

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11 *Attorneys for Western Range Association*

12 IN THE SUPREME COURT OF THE STATE OF NEVADA

13 ABEL CANTARO CASTILLO, No. 85926

14 Appellant,

15 vs.

16 WESTERN RANGE ASSOCIATION,

17 Respondent.

18 _____ /
19 **SUGGESTION OF DEATH UPON THE RECORD**
20 **(NRAP 43)**

21 Respondent/Defendant Western Range Association respectfully submits that the death of sole
22 Appellant/Plaintiff Abel Cántaro Castillo extinguished his alleged wage underpayment claim. Should this Court
23 find that it does not, Respondent/Defendant files the following.

24 Counsel for Respondent/Defendant in the above-referenced action was advised on February 1, 2024
25 that Appellant/Plaintiff died in July of 2023. Pursuant to NRAP 43(a) Respondent/Defendant suggests upon
26 the record that Appellant/Plaintiff Abel Cántaro Castillo died on July 11, 2023. A copy of his Death Certificate
27 is attached as Exhibit A. An official copy of the Death Certificate will be filed under separate cover.
28

1 As is evident from Exhibit A, Appellant/Plaintiff has been deceased since July 11, 2023, yet
2 approximately 18 written pleadings and Orders have been filed in this Court, since then Appellant/Plaintiff's
3 counsel proceeded with Oral Argument in this Court on January 4, 2024 without informing the Court or
4 Defense counsel.

5 A Suggestion of Death on the Record is also filed in the Federal District Court, *Abel Cántaro Castillo*
6 *v. Western Range Association*, Case No. 3:16-cv-00237 from which the Certified Question herein arose, see
7 Exhibit B, attached hereto.


8 Respectfully submitted.

9
10
11 The undersigned does hereby affirm that the preceding document does not contain the social security
12 number of any person.

13 DATED this 5 day of February, 2024.

14
15 Respectfully submitted.

16 WOODBURN and WEDGE

17
18 By: 
19 Ellen Jean Winograd, Esq.
20 Jose Tafoya, Esq.

21 and

22 SIMONS HALL JOHNSTON, P.C.
23 Anthony Hall, Esq.

24 Counsel for Respondent
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INDEX OF EXHIBITS

Exhibit	Number of Pages
Exhibit A Death Certificate Abel Cántaro Castillo	1
Exhibit B Suggestion of Death Upon the Record Filed in the U.S. District Court of Nevada	6

CERTIFICATE OF SERVICE

Pursuant to NRAP 25 (5)(d), I hereby certify that on 2/5/24, a true and correct copy of Suggestion of Death Upon the Record, was served by electronic transmission through the Court's electronic filing program on the following:

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cwebber@cohenmilstein.com

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LAW OFFICE OF MARK WRAY
608 Lander Street
Reno, NV 89509



DENISE EARDLEY
Employee of Woodburn and Wedge

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EXHIBIT A

EXHIBIT A



REPÚBLICA DEL PERÚ

RENIEC
REGISTRO NACIONAL DE IDENTIFICACIÓN Y ESTADO CIVIL

REGISTRO NACIONAL DE IDENTIFICACION Y ESTADO CIVIL
SUWPA SHUTINKUNAKTA KAWSAYNINKUNAKTA CHULALAACHIQ

ACTA DE DEFUNCIÓN
WAÑUQPA AKTAN

FECHA/HORA DE FALLECIMIENTO 11 DE JULIO DE 2023 / 06:05 hrs.

IMAY / URA WAÑUKUSHAN

LOCALIDAD
MALKA

JUNIN / CONCEPCION / CONCEPCION (11 02 01 000)

LUGAR DE OCURRENCIA
MAYCHUMI KALQUN

CENTRO DE SALUD IREN

DATOS / KASHQAN	FALLECIDO / WAÑUSHIQA
Prenombres / Shutinkuna	ABEL
Primer Apellido / Wamaq Shutin	CANTARO
Segundo Apellido / Atiqnin Shutin	CASTILLO
Documento de Identidad Kikin Kashqanta Kamalachiq	DNI/E 19973870
Edad/Watan	54 AÑOS
Nacionalidad / Suyun	PERUANA
Lugar de Nacimiento / Maychu Yallishqan	JUNIN / CHUPACA / SAN JUAN DE JARPA (11 09 07 000)
Padre / Taytan	
Madre / Maman	

FECHA DE REGISTRO/ IMAY SHUTINTA
LACHKASHQAN

12 DE JULIO DE 2023

OFICINA REGISTRAL / SHUTINKUNA CHELAQ WANI JUNIN / HUANCAYO / HUANCAYO (11 01 01 000)

DECLARANTE / WILLAKUQ

JHON FRANKLIN CANTARO BONIFACIO

DOCUMENTO DE IDENTIDAD
KIKIN KASHQANTA KAMALACHIQ

DNI/E 70501007

REGISTRADOR CIVIL / SHUTINKUNAKTA CHELAQ CANTO IBARRA, ALEJANDRO

DNI / DNI

49401491

OBSERVACIONES / LIKAPAYKUNA

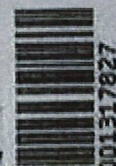
MUNICIPALIDAD PROVINCIAL DE HUANCAYO - JUNIN

ALEJANDRO CANTO IBARRA
DNI N° 40401891

REGISTRADOR CIVIL DE LA OFICINA DE REGISTROS DEL ESTADO CIVIL

Firma del Declarante
Willakuya Lachkayala

Firma del Registrador
Shut Chulaypa Lachkayala



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EXHIBIT B

EXHIBIT B

1 ELLEN JEAN WINOGRAD, ESQ.
Nevada State Bar No. 815
2 JOSE TAFOYA, ESQ.
Nevada State Bar No. 16011
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Tel: (775) 785-0088
10 ahall@shinevada.com
11 *Attorneys for Western Range Association*

12 **IN THE UNITED STATES DISTRICT COURT**
13 **FOR THE DISTRICT OF NEVADA**
14

15 ABEL CÁNTARO CASTILLO,

Case No. 3:16-cv-00237-RCJ-CLB

16 Plaintiff,

17 vs.

SUGGESTION OF DEATH UPON THE
RECORD

18 WESTERN RANGE ASSOCIATION,

19 Defendant.
20

21 Although Defendant Western Range Association respectfully submits that the death of sole Plaintiff
22 Abel Cántaro Castillo extinguished his alleged wage underpayment claim, should this Court find that it does
23 not, Defendant files the following.

24 Counsel for Defendant in the above-referenced action was advised on February 1, 2024 that Plaintiff
25 died in July of 2023. Pursuant FRCP 25, Defendant suggests upon the record that Plaintiff Abel Cántaro
26 Castillo died on July 11, 2023. A copy of his Death Certificate is attached as Exhibit A. An official copy of the
27 Death Certificate will be filed under separate cover.
28

1 As is evident from Exhibit A, Plaintiff has been deceased since July 11, 2023, yet approximately 18
2 written pleadings and Orders have been filed in the Nevada Supreme Court, since then Plaintiff's counsel
3 proceeded with Oral Argument in the Nevada Supreme Court on January 4, 2024 without informing the Court
4 or Defense counsel.

5 A Suggestion of Death on the Record will also be filed in the Nevada Supreme Court, *Abel Cántaro*
6 *Castillo v. Western Range Association*, Case No. 85936.


7 Respectfully submitted.

8
9 The undersigned does hereby affirm that the preceding document does not contain the social security
10 number of any person.

11 DATED this 5 day of February, 2024.

12
13 Respectfully submitted.

14 WOODBURN and WEDGE

15
16 By: 
17 Ellen Jean Winograd, Esq.
Jose Tafoya, Esq.

18 and

19 SIMONS HALL JOHNSTON, P.C.
20 Anthony Hall, Esq.

21 Counsel for Respondent
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INDEX OF EXHIBITS

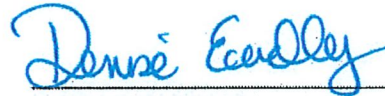
Exhibit	Number of Pages
Exhibit A - Death Certificate of Abel Cántaro Castillo	1

CERTIFICATE OF SERVICE

Pursuant to FRCP 5, I hereby certify that on 2/5/24, a true and correct copy of
Suggestion of Death Upon the Record, was served by electronic transmission through the Court's electronic
filing program on the following:

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DENISE EARDLEY
Employee of Woodburn and Wedge

EXHIBIT A

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EXHIBIT A



REPÚBLICA DEL PERÚ



REGISTRO NACIONAL DE IDENTIFICACION Y ESTADO CIVIL
SUYUPA SHUTINKUNAKTA NAWBAYNINNUKAKTA CHULALACHIQ

ACTA DE DEFUNCIÓN WANUPA ARTAN

FECHA/HORA DE FALLECIMIENTO: 11 DE JULIO DE 2023 / 06:05 h.m.

INAY / LURA WANUKUSTAN

LOCALIDAD
NIALKA

JUNIN / CONCEPCION / CONCEPCION (11 03 01 000)

LUGAR DE OCURRENCIA
NAYCHILU KALQUN

CENTRO DE SALUD IREN

DATOS / KASHQAN	FALLECIDO / WANUSHTQA
Presentes / Kshallakun	ABEL
Primer Apellido / Wamag Shulla	CANTARO
Segundo Apellido / Allqan Shulla	CASTILLO
Documento de Identidad NINA Wamagun Kamaleshig	DNI/E 19973070
Edad / Wam	44 AÑOS
Nacionalidad / Wam	PERUANA
Lugar de Nacimiento / Wamag Yachay	JUNIN / CHUPACA / SAN JUAN DE JARPA (11 03 07 000)
Padre / Tiyta	
Madre / Wamam	

FECHA DE REGISTRO / INAY SHUTINKUNAKTA
LURA WANUKUSTAN

11 DE JULIO DE 2023

OFICINA REGISTRAR / SHUTINKUNAKTA CHULALACHIQ

JUNIN / HUANCAYO / HUANCAYO (11 03 01 000)

DECLARANTE / NIALKA

JHON FRANKLIN CANTARO MONTAÑO

DOCUMENTO DE IDENTIDAD
NINA Wamagun Kamaleshig

DNI/E 710107

REGISTRADOR CIVIL / SHUTINKUNAKTA CHULALACHIQ

CARLO IBARRA ALEJANDRO

DNI / INI

4901491

OBSERVACIONES / KASHQAN

MUNICIPALIDAD / PROVINCIA / HUANCAYO - JUNIN

ALEJANDRO CARLO IBARRA
DNI (N° 401183)

REGISTRADOR CIVIL DE LA OFICINA DE REGISTRO DEL ESTADO CIVIL

Firma del Defunto
/ Wamagun Kamaleshig

Firma del Registrador
/ Wamagun Kamaleshig

