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 9 *Daniel B. Wayson, J. Edward Virtue, Jay L.*
 10 *Johnson, John J. Hagenbuch, Robert J. Miller, Ray*
R. Irani, Patricia Mulroy and Matthew O. Maddox

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

14 JOHN V. FERRIS and JOANN M. FERRIS,)
 Individually and on Behalf of All Others)
 15 Similarly Situated,)
)
 16 Plaintiffs,)

v.)

18 WYNN RESORTS LIMITED, STEPHEN A.)
 WYNN, CRAIG SCOTT BILLINGS,)
 19 STEPHEN COOTEY, MATTHEW O.)
 20 MADDOX, JOHN J. HAGENBUCH,)
 ROBERT J. MILLER, PATRICIA)
 21 MULROY, CLARK T. RANDT JR., ALVIN)
 V. SHOEMAKER, KIMMARIE SINATRA,)
 22 DANIEL B. WAYSON, JAY L. JOHNSON,)
 RAY R. IRANI, and J. EDWARD VIRTUE,)
 23 Defendants.)

Case No. 2:18-CV-00479-APG-DJA

STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING DEFENDANTS'
TIME TO ANSWER OR OTHERWISE
RESPOND TO THE SECOND AMENDED
COMPLAINT AND FOR FILING
DISCOVERY PLAN/SCHEDULING
ORDER

(SECOND REQUEST)

STIPULATION AND [PROPOSED] ORDER EXTENDING DEFENDANTS' TIME TO
ANSWER OR OTHERWISE RESPOND TO THE SECOND AMENDED COMPLAINT AND
FOR FILING DISCOVERY PLAN/SCHEDULING ORDER

1 Pursuant to LR IA 6-1, Lead Plaintiffs JOHN V. FERRIS and JOANN M. FERRIS and
2 additional plaintiff JEFFREY LARSEN (“Plaintiffs”), and Defendants WYNN RESORTS LIMITED,
3 STEPHEN A. WYNN, CRAIG SCOTT BILLINGS, STEPHEN COOTEY, MATTHEW O. MADDOX,
4 JOHN J. HAGENBUCH, ROBERT J. MILLER, PATRICIA MULROY, CLARK T. RANDT JR.,
5 ALVIN V. SHOEMAKER, KIMMARIE SINATRA, DANIEL B. WAYSON, JAY L. JOHNSON, RAY
6 R. IRANI, and J. EDWARD VIRTUE, by and through their respective counsel of record, state as
7 follows:

- 8 1. The Complaint in this matter was filed on February 20, 2018 (ECF No. 1);
- 9 2. The Court appointed Plaintiffs as lead Plaintiffs on December 4, 2018 (ECF No. 45);
- 10 3. Plaintiffs filed their Amended Complaint on March 1, 2019 (ECF No. 52);
- 11 4. Following motion to dismiss briefing, Plaintiffs filed a Second Amended Complaint on July
12 1, 2020 (ECF No. 122);
- 13 5. Following the filing of the Second Amended Complaint, additional motion to dismiss
14 briefing ensued (ECF Nos. 125, 128, 140), with the Court recently granting in part the
15 pending Motions to Dismiss; dismissing Defendants Craig Scott Billings, Alvin Shoemaker,
16 Clark T. Randt, Jr., Daniel B. Wayson, J. Edward Virtue, Jay L. Johnson, John J. Hagenbuch,
17 Robert J. Miller, Ray R. Irani, and Patricia Mulroy (collectively, the “Dismissed
18 Defendants”) from this litigation; and granting Plaintiffs leave to amend the Second
19 Amended Complaint by September 3, 2021 (ECF No. 171); and
- 20 6. Plaintiffs have indicated that they do not intend to amend the Second Amended Complaint by
21 September 3, 2021 as permitted by the Court’s July 28, 2021 Order (ECF No. 171).

22 As such, the Parties now hereby stipulate and agree, and respectfully request that the Court order, as
23 follows:

- 1 1. The remaining Defendants (Wynn Resorts Limited, Stephen A. Wynn, Kimmarie Sinatra,
2 Matthew O. Maddox, and Stephen Cootey) shall have up to and including August 31, 2021 to
3 file their answer to the Second Amended Complaint.¹
- 4 2. Plaintiffs and the remaining Defendants listed in the preceding paragraph shall file a Joint
5 Rule 26(f) Report/Discovery Plan (including a proposed scheduling order), by the later of (i)
6 September 30, 2021, or (ii) thirty (30) days after the filing of Defendants' answer pursuant to
7 ¶1 above.
- 8 3. This stipulation is filed in good faith and not intended to cause delay.
- 9 4. Nothing in this Stipulation is intended in any way to waive or affect any rights, claims,
10 defenses, objections or arguments that any party may have with respect to any matter, other
11 than those expressly addressed and agreed herein.

12 **IT IS SO ORDERED.**

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15 _____
16 UNITED STATES MAGISTRATE JUDGE

17 DATED: August 18, 2021

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27 ¹ As set forth in ¶5 *supra*, the Dismissed Defendants are no longer parties to this litigation, and thus, will not be filing an
28 answer to the Second Amended Complaint.

1 DATED: August 16, 2021

SNELL & WILMER L.L.P.

2
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1 DATED: August 16, 2021

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