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11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 MGM RESORTS INTERNATIONAL,
14 MANDALAY RESORT GROUP, MANDALAY
15 BAY, LLC f/k/a MANDALAY CORP., MGM
16 RESORTS FESTIVAL GROUNDS, LLC, MGM
17 RESORTS VENUE MANAGEMENT, LLC

Case No. 2:18-cv-01288-APG-PAL

**STIPULATION REGARDING STAY
PENDING MEDIATION**

16 Plaintiffs,

17 vs.

18 CARLOS ACOSTA; et al.,

19 Defendants.

ORDER

20 WHEREAS Plaintiffs and Defendants dispute whether Plaintiffs are liable for injuries
21 sustained by Defendants at the Route 91 Harvest Festival;

22 WHEREAS related actions regarding Plaintiffs' potential liability arising from the Route 91
23 Harvest Festival are pending in this and other jurisdictions;

24 WHEREAS counsel for the parties in this action and the related actions have met and
25 conferred, and currently are planning and scheduling a mediation;

26 WHEREAS the parties believe that a stay of all pending litigation would facilitate mediation
27 and make resolution more likely; and

1 WHEREAS the parties are concurrently stipulating to stay this action and related actions,
2 including *Sheppard v. Mandalay Bay*, No. 2-18-cv-01120 (D. Nev.); *Maggiore v. MGM*, No. 2:18-
3 cv-5640 (C.D. Cal.); *Ramirez v. MGM*, No. 2-18-cv-5564 (C.D. Cal.), and the declaratory judgment
4 actions filed by Defendants, *MGM v. Aase*, No. 2:18-cv-06113 (C.D. Cal.); *MGM v. Abner*, No.
5 2:18-cv-06197 (C.D. Cal.); *MGM v. Corbin*, No. 3:18-cv-00168 (D. Alaska); *MGM v. Booth*, No.
6 2:18-cv-02250 (D. Ariz.); *MGM v. Acosta*, No. 2:18-cv-01288 (D. Nev.); *MGM v. Eardley*, No.
7 2:18-cv-00567 (D. Utah); *MGM v. Brasfield*, No. 1:18-cv-22883 (S.D. Fla.); *MGM v. Archembeault*,
8 No. 4:18-cv-02465 (S.D. Tex.); *MGM v. Socci*, No. 1:18-cv-06451 (S.D.N.Y.);

9 IT IS HEREBY STIPULATED AND AGREED THAT:

- 10 1. All proceedings in this action shall be stayed pending mediation;
- 11 2. This stay is conditioned upon the entry of this order and a similar stay order,
12 voluntary dismissal, or other resolution in each of the matters identified above within 30 days, if the
13 conditions of the stay are not satisfied, the parties will advise the Court, and those motions will be
14 set for the next available date or by such agreement of the parties as is acceptable to the Court;
- 15 3. The parties shall report to the Court on the status of the mediation within 60 days of
16 entry of the stay in this action, and then every 60 days thereafter;
- 17 4. Any party may revoke its agreement to stay this action by providing the other parties
18 and the Court 15 days' written notice; and

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1 5. If any party revokes its agreement to stay this action, any currently-pending motions
2 shall be set for the next date that the Court is available as of the time of the revocation of the
3 agreement to a stay.

4 Respectfully submitted on October 26, 2018

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26 RESORTS FESTIVAL GROUNDS, LLC, and
27 MGM RESORTS VENUE MANAGEMENT,
28 LLC

25 **IT IS SO ORDERED.**

26 
27 United States District Judge
28 Dated: November 1, 2018.

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22 **IT IS SO ORDERED.**

23 _____
24 UNITED STATES DISTRICT JUDGE

25 DATED: _____
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