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Attorneys for Counter-Defendants

7 UNITED STATES DISTRICT COURT

8 DISTRICT OF NEVADA

9 CLARK COUNTY EDUCATION
10 ASSOCIATION,

11 Plaintiff,

12 v.

13 ALEXANDER ROCHE, an individual;

14 Defendant.

15 ALEXANDER ROCHE, an individual;

16 Counter Claimant

17 v.

18 CLARK COUNTY EDUCATION;
 19 ASSOCIATION, a labor union and employer;
 20 CLARK COUNTY STAFF ORGANIZATION, a
 labor union; DOE BUSINESS ENTITIES 1-10;
 21 JOHN VELLARDITA, Executive Director of
 CCEA, an individual, in his individual and official
 capacities,

22 Counter Defendants.
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Case No.: 2:22-cv-00964-GMN-DJA

**STIPULATION FOR EXTENSION OF TIME
 TO REPLY TO COUNTER-CLAIMANT'S
 OPPOSITION TO PLAINTIFF/COUNTER-
 DEFENDANTS' SPECIAL MOTION TO
 DISMISS AND MOTION TO DISMISS**

1 **STIPULATION FOR EXTENSION OF TIME TO REPLY TO COUNTER-CLAIMANT'S**
2 **OPPOSITION TO PLAINTIFF/COUNTER-DEFENDANTS' SPECIAL MOTION TO**
3 **DISMISS AND MOTION TO DISMISS**

4 Plaintiff/Counter-Defendants CLARK COUNTY EDUCATION, ASSOCIATION (“CCEA”),
5 CLARK COUNTY STAFF ORGANIZATION (“CCSO”), and JOHN VELLARDITA “(Vellardita”)
6 (Collectively referred to herein as “Counter-Defendants”) by and through their attorneys of record,
7 Adam Levine, Esq. and Daniel Marks, Esq. of the Law Office of Daniel Marks and
8 Defendant/Counter-Claimant, ALEXANDER ROCHE (“Roche”) by and through his counsel,
9 ROBERT S. MELICIC, ESQ., hereby stipulate to an extension of time for Counter-Defendants to file a
10 reply to Defendant/Counter-Claimant’s Opposition to Counter-Defendants’ Special Motion to Dismiss
11 and Motion to Dismiss (the “Motions”).

12 The parties have agreed to a two-week extension for Counter-Defendants to reply to the
13 opposition to the Motions which are otherwise due on August 29, 2022.

14 The parties have met and conferred and agree that neither side will suffer prejudice from this
15 Stipulation for Extension of Time. This request is not made to delay the proceedings. Instead, the
16 request is made to accommodate the occurrence of unexpected and significant competing professional
17 obligations of Counter-Defendants’ counsel. In addition, Counter-Defendants’ counsel needs this time
18 to prepare for a major labor arbitration which is going forward on August 31, 2022, and he also has a
19 number of briefs and responses on extension that are due at or about the time that the reply would
20 otherwise be due.

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1 Therefore, the parties respectfully request that Counter-Defendants' deadline to reply to the
2 Motions be extended two weeks from August 29, 2022 to September 12, 2022.

3 DATED this 26th day of August, 2022.

4 LAW OFFICE OF DANIEL MARKS

5 /s/Adam Levine, Esq.
6 ADAM LEVINE, ESQ.
7 Nevada State Bar No. 004673
8 610 South Ninth Street
9 Las Vegas, Nevada 89101
10 Email: office@danielmarks.net
11 *Attorneys for Counter-Defendants*
Clark County Education Association, Clark
County Staff Organization and John Vellardita

/s/Robert S. Melcic, Esq.
ROBERT S. MELCIC, ESQ.
Nevada Bar No.: 14923
3315 E. Russell Road, Suite A4-271
Las Vegas, Nevada 89120
Tel: (702) 526-4235
Clerk: (702)725) 577-8013
Email: robertmelcic@gmail.com
Attorney for Defendant/Counter-Claimant
Alexander Roche

12
13 **IT IS SO ORDERED.**

14 Dated this 29 day of August, 2022

15
16 
17 Gloria M. Navarro, District Judge
18 UNITED STATES DISTRICT COURT
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Joi Harper

From: Robert Melcic <robertmelcic@gmail.com>
Sent: Friday, August 26, 2022 4:09 PM
To: Joi Harper
Cc: Law Clerk
Subject: Re: FW: Request for extension

Ly
Ou have my permission to sign.

On Fri, Aug 26, 2022, 2:13 PM Joi Harper <JHarper@danielmarks.net> wrote:

Good afternoon Gigi,

Sorry I forgot to include you in this email.

Thank you,

Joi E. Harper, Paralegal

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JHarper@danielmarks.net

From: Joi Harper
Sent: Friday, August 26, 2022 12:09 PM

To: 'Law Clerk' <rsmlawclerk@gmail.com>; Adam Levine <ALevine@danielmarks.net>
Cc: Office <office@danielmarks.net>; Robert Melcic <robertmelcic@gmail.com>; Steve Sorensen <ssorensen@ccea-nv.org>
Subject: RE: Request for extension

Good morning,

Attached please find the Stipulation for Extension of Time to Reply to Counter-Claimant's Opposition to Plaintiff/Counter-Defendants' Special Motion to Dismiss and Motion to Dismiss for your review. Please let me know if you would like to make any changes and if not, please either sign it or give me permission to esign it and return it to me so I can get it on file with the court today.

Thank you,

Joi E. Harper, *Paralegal*

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JHarper@danielmarks.net

From: Law Clerk [<mailto:rsmlawclerk@gmail.com>]
Sent: Thursday, August 25, 2022 11:53 AM
To: Adam Levine <ALevine@danielmarks.net>

Cc: Joi Harper <JHarper@danielmarks.net>; Office <office@danielmarks.net>; Robert Melcic <robertmelcic@gmail.com>; Steve Sorensen <ssorensen@ccea-nv.org>

Subject: Re: Request for extension

Good morning, Mr. Levine,

That extension is fine with Mr. Melcic. Please prepare the SAO for him to review.

Thank you,

Gigi

On Thu, Aug 25, 2022 at 10:24 AM Adam Levine <ALevine@danielmarks.net> wrote:

Hi Robert:

I believe I gave you a 2 week extension on your Opposition. I am likewise requesting a 2 week extension on the Reply which is otherwise due on August 29.

I have a hearing tomorrow (August 26) and the not available to work on the Reply over the weekend as I will be using it to prepare for a major labor arbitration against Las Vegas Metropolitan Police Department which is going forward on the 31st. If the extension is acceptable, I will have my assistant Joi prepare the Stipulation.

Adam Levine, Esq.

Law Office of Daniel Marks

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(702) 386-0536: Office

(702) 386-6812: Fax

alevine@danielmarks.net

From: Law Clerk <rsmlawclerk@gmail.com>
Sent: Friday, July 29, 2022 5:40 PM
To: Office <office@danielmarks.net>; Adam Levine <ALevine@danielmarks.net>; Joi Harper <JHarper@danielmarks.net>
Cc: Steve Sorensen <ssorensen@ccea-nv.org>; Robert Melcic <robertmelcic@gmail.com>
Subject: Request for extension

Good evening,

Mr. Melcic has asked me to write for an extension of time to reply to Counter Defendant's *Special Motion to Dismiss and Motion to Dismiss*.

We have calendared that our *Opposition* is due on Friday, August 5. Mr. Melcic is requesting until Friday, August 19.

I am having surgery on August 8 with an expected one week recovery time.

Secondly, we are wondering: We notice that the *Special Motion to Dismiss and Motion to Dismiss* was filed both as ECF 14 and as ECF 15, each with four exhibits attached. The Certificate of Service on each document appears to be identical. We do not see any filing asking to strike ECF 14.

The exhibits are slightly different, however. For instance, Exhibit 14-2 is 30 pages whereas 15-2 is 32 pages, and Exhibit 14-4 is 6 pages whereas 15-4 is 9 pages.

Can you please tell us which of these ECFs is the one that you intended for us to reply to?

Thank you,

Gigi

Ms. Generaux

Law Clerk

Robert S. Melcic, Esq.

rsmlawclerk@gmail.com

725.577.8013

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Ms. Generaux

Law Clerk

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