

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

JOINTLY SUBMITTED

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

PHASE II CHIN, LLC and LOVE & MONEY, LLC, (formerly dba O.P.M.L.V., LLC,

Plaintiffs,

vs.

FORUM SHOPS, LLC, FORUM DEVELOPERS LIMITED PARTNERSHIP, SIMON PROPERTY GROUP LIMITED PARTNERSHIP, SIMON PROPERTY GROUP, INC., CAESARS PALACE CORP., and CAESARS PALACE REALTY CORP.,

Defendants.

) CASE NO. 2:08-cv-162-JCM-GWF

JOINT STATUS REPORT

Pursuant to the Court's February 7, 2008 Minute Order re Removal (#3), the parties submit the following Joint Status Report:

1. Status of Action. Plaintiffs Phase II Chin, LLC and Love & Money, LLC commenced this action by filing a complaint on January 8, 2008 in the Eighth Judicial District Court for the State of Nevada in and for the County of Clark (Case No. A554875). Service was made on defendants Forum Shops, LLC, Forum Developers Limited Partnership, Simon Property Group Limited Partnership, and Simon Property Group, Inc. (collectively, "Forum/Simon

1 Defendants") on January 17, 2008. Defendants Caesars Palace Corporation, and
2 Caesars Palace Realty Corporation (collectively, "Caesars Defendants") were
3 served January 18, 2008.

4 The Caesars Defendants filed a Notice of Removal (#1) on February
5 7, 2008. The Forum/Simon Defendants filed a Consent to Removal (#5) on
6 February 8, 2008. On February 20, 2008, the Caesars Defendants filed a
7 Statement Concerning Removal (#8) in response to the Court's February 7, 2008
8 Minute Order re Removal (#3) and served a copy of that Order on plaintiffs'
9 counsel (#9).

10 On February 20, 2008, all parties filed a Stipulation and Order for
11 Stay and/or to Extend Deadlines Pending Decision in a Related Action (#7),
12 entitled *Forum Shops LLC, Plaintiff v. Chin-LV, LLC, et al., Defendants*, Superior
13 Court State of Delaware in and for New Castle County, C.A. 076-10-030CLS. The
14 defendants in the Delaware action, plaintiffs here, have filed a Motion to Dismiss
15 or Stay that action, which is pending hearing and decision by the Delaware
16 Court. The parties agreed to a stay of proceedings in this case until July 1, 2008,
17 or a date 30 days after decision by the Delaware court on the Motion to Dismiss
18 or Stay, whichever is earlier. An order approving this stipulation (#10) was
19 signed by Magistrate Judge George Foley Jr. on February 21, 2008. Neither
20 plaintiffs, the Forum/Simon Defendants, nor the Caesars Defendants have taken
21 any other action in this case.
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

2. Action Required by Court. None.

3. Pending Motions. None.

Dated: March 4, 2008
HUNTERTON AND ASSOCIATES
By: /s/
C. Stanley Hunterton, No. 5044
333 South Sixth Street
Las Vegas, Nevada 89101

Attorneys for Plaintiff
Phase II, Chin, LLC

Dated: March 4, 2008
GEWERTER LAW OFFICES
By: /s/
Harold P. Gewerter, No. 499
5440 W. Sahara Avenue
3rd Floor
Las Vegas, Nevada 89146

Attorneys for Plaintiff
Love & Money, LLC

Dated: March 4, 2008
LIONEL SAWYER & COLLINS
By: /s/
Samuel S. Lionel, No. 1766
300 S. Fourth Street, #1700
Las Vegas, Nevada 89101

Attorneys for Defendants
Forum Shops, LLC, Forum
Developers Limited Partnership,
Simon Property Group Limited
Partnership, and Simon Property
Group, Inc.

Dated: March 4, 2008
MORRIS PICKERING & PETERSON
By: *Kristina Pickering*
Kristina Pickering, No. 992
Jean-Paul Hendricks, No. 10079
900 Bank of America Plaza
300 South Fourth Street
Las Vegas, Nevada 89101

Attorneys for Defendants
Caesars Palace Corp. and
Caesars Palace Realty Corp.