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15 **UNITED STATES DISTRICT COURT**
 16 **DISTRICT OF NEVADA**

17 THOMAS DAVIS III, RICK BRUNTON,
 18 LOIS TIGER and EMMANUEL WIEST
 individually and on behalf of all others
 19 similarly situated,

20 Plaintiffs,

21 vs.

23 WESTGATE PLANET HOLLYWOOD LAS
 VEGAS, LLC., WESTGATE RESORTS
 24 INC., WESTGATE RESORTS LTD., CFI
 SALES & MARKETING, LTD., CFI SALES
 25 & MARKETING, LLC., CFI SALES &
 MARKETING, INC., and "John Doe" entities
 26 1 to 25, name and number unknown,

27 Defendants.
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Docket # 08-CV-S-722-RCJ-PAL

**JOINT MOTION TO STAY ALL
 PROCEEDINGS AND DEADLINES**

1 Defendants, Westgate Planet Hollywood Las Vegas, LLC, Westgate Resorts, Inc.,
2 Westgate Resorts, Ltd., CFI Sales & Marketing, Ltd., CFI Sales & Marketing, LLC and CFI
3 Sales & Marketing, Inc. (“Defendants”), and Plaintiffs (collectively “the Parties”), pursuant to
4 Local Rule 6-1, by and through their attorneys of record, file this Joint Motion to: (1) stay all
5 proceedings in this case, including all pretrial deadlines, for 30 days; and (2) cancel the
6 September 30, 2011 oral arguments, because the parties are attempting to finalize a settlement
7 agreement as to the Plaintiffs’ claims. This Joint Motion is supported by good cause, as set
8 forth below:
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11 1. The parties have been engaged in settlement discussions over the last several
12 weeks, and believe that a settlement is likely. If finalized, this settlement would resolve all of
13 the Plaintiffs’ pending claims, and moot any pending motions while also eliminating the need
14 for a trial.

15
16 2. Although not yet finalized, the parties had an obligation to immediately inform
17 the Court of their progress. The parties request that this Court stay all proceedings because any
18 additional work by either side will result in additional fees that could prevent this case from
19 settling.

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21 3. The agreement being discussed is contingent upon approval of a restructuring
22 loan Defendants are currently seeking. This is Defendants’ last hope to survive the financial
23 downturn affecting the company since September 2008.

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25 4. It is estimated that a decision regarding the corporate restructuring loan will be
26 issued within the next 45-60 days. If these efforts are unsuccessful, Defendants will be forced
27 to avail themselves of other legal remedies which will, in turn, directly impact this case.
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