

MARQUIS AURBACH COFFING

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9

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

12 BEMO USA CORPORATION, et al.,
13 Plaintiff,

14 vs.

15 JAKE'S CRANE, RIGGING &
16 TRANSPORT INTERNATIONAL, INC., et
al.,

17 Defendant.

Case Number: 2:08-cv-00745-JCM-PAL

STIPULATION AND ORDER
REGARDING PLAINTIFF BEMO USA
CORPORATION'S MOTION TO
COMPEL COMPLIANCE WITH
SUBPOENA DUCES TECUM TO RICH
WIGHTMAN & COMPANY

AND

TO VACATE THE HEARING
SCHEDULED FOR DECEMBER 21,
2017, AT 10:00 A.M.

22 Jake's Crane, Rigging & Transport International, Inc. ("Jake's"), Construction
23 Management Co. ("CMC"), Ganesh, LLC ("Ganesh"), Ganesh II, LLC ("Ganesh II"), and
24 Lift Equipment Certification Company, Inc. ("Lift"), by and through its counsel of record,
25 Chad F. Clement, Esq., of the law firm of Marquis Aurbach Coffing, Rich, Wightman &
26 Company, CPAs, LLC ("RWC"), by and through its counsel of record, Frank A. Ellis III,
27 Esq., of Ellis Law P.C., and Bemo USA Corporation ("Bemo"), by and through its counsel

1 of record, Philip T. Varricchio, Esq., and Rachel J. Holzer, Esq., of Varricchio Law Firm,
2 hereby stipulate and agree as follows (following the parties' further meet and confer efforts):

3 1. RWC shall produce the following categories of documents to Bemo's
4 counsel, if it has such responsive documents, relative to Jake's, CMC, Ganesh, Ganesh II,
5 and Lift, within the timeframe of September 7, 2005, to the present:

- 6 a. Tax returns
- 7 b. Bank statements
- 8 c. Income statements
- 9 d. General deposits
- 10 e. Balance sheets
- 11 f. Patents
- 12 g. Patent license agreements
- 13 h. Patent assignments

14 2. Bemo's motion to compel [ECF No. 90] shall be withdrawn as to Jake's,
15 CMC, Ganesh, Ganesh II, and Lift;

16 3. Bemo shall pay the costs associated with RWC's production in response to
17 the subpoena;

18 4. Each party shall bear its own attorney fees and costs relative to the motion to
19 compel [ECF No. 90]; and

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5. The hearing scheduled on the motion to compel [ECF No. 90] for December 21, 2017, at 10:00 a.m., shall be vacated.

IT IS SO STIPULATED.

Dated this 6th day of December, 2017.

Dated this 6th day of December, 2017.

MARQUIS AURBACH COFFING

VARRICCHIO LAW FIRM

/s/ Chad F. Clement
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/s/ Rachel J. Holzer
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Attorneys for Bemo

Dated this 6th day of December, 2107.

ELLIS LAW, P.C.

/s/ Frank A. Ellis
Frank A. Ellis, III, Esq.
510 S. 9th Street
Las Vegas, NV 89101
Attorneys for RWC

ORDER

IT IS SO ORDERED.

Dated this 7th day of December, 2017.


UNITED STATES MAGISTRATE JUDGE