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20 *Attorneys for Plaintiff*
 21 THEODORE TRAPP and the putative class

22 **UNITED STATES DISTRICT COURT**

23 **DISTRICT OF NEVADA**

24 THEODORE TRAPP, on his own behalf and
 on behalf of all others similarly situated,

Plaintiff,

v.

BIG POPPA'S, LLC, a Nevada limited
 liability company d/b/a BADDA BING
 MEN'S CLUB, *et al.*,

Defendants.

Case No. 2:09-cv-00995

**PLAINTIFF'S MOTION FOR AN
 ENLAREGMENT OF TIME TO
 RESPOND TO THE MOTION OF
 DEFENDANTS DÉJÀ VU SHOWGIRLS
 OF LAS VEGAS, LLC, LITTLE
 DARLINGS OF LAS VEGAS, LLC, AND
 LAS VEGAS ENTERTAINMENT, LLC
 FOR DISMISSAL OF THE COMPLAINT
 AND FOR LEAVE TO FILE A
 CONSOLIDATED RESPONSE IN
 OPPOSITION TO ANY CURRENT AND
 FUTURE MOTIONS TO DISMISS THE
 COMPLAINT**

Honorable Lloyd D. George

Magistrate Judge Peggy A. Leen

Plaintiff Theodore Trapp ("Plaintiff" or "Trapp") respectfully moves the Court for an
 enlargement of time to respond to the motion of defendants Déjà Vu Showgirls of Las Vegas,

1 LLC, Little Darlings of Las Vegas, LLC, and Las Vegas Entertainment, LLC (collectively, “the
2 Defendants”) and for leave to file a consolidated response to any current or future motions to
3 dismiss the Complaint. In support, Plaintiff states as follows:

4 1. This class action seeks redress for the defendants’ alleged involvement in the
5 practice of making illegal cash payments or “kickbacks” to drivers of taxi cabs, limousines, and
6 other car services, for delivering customers to certain adult entertainment clubs (hereinafter
7 referred to as the “Clubs”) located in the vicinity of Las Vegas Boulevard or more commonly
8 known as the “Strip.” This practice has been taking place for some time, and while the
9 kickbacks originally began as “tips” most often in the amount of five dollars, today kickbacks
10 often times reach and exceed \$100 per passenger.

11 2. The lawsuit names 27 separate defendants who are alleged to have been involved
12 in the foregoing practice and all but two of the defendants—Rick’s Las Vegas (an adult
13 entertainment club) and Tony Chong (a natural person)—have been duly served with a copy of
14 the summons and complaint.

15 3. Of the 27 separate defendants named in this action, to date, only defendant Shac,
16 LLC d/b/a Sapphire’s has answered the Complaint. Defendants Déjà Vu Showgirls of Las
17 Vegas, LLC, Little Darlings of Las Vegas, LLC, and Las Vegas Entertainment, LLC have moved
18 for dismissal of the Complaint. Additionally, defendant K-Kel, Inc. d/b/a Spearmint Rhino has
19 indicated that it will be moving for dismissal of the Complaint of the Complaint pursuant to Rule
20 12 of the Federal Rules of Civil Procedure.

21 4. To date, the following pleading deadlines have been entered in this case:

- 22 ■ July 30, 2009 – Deadline for defendant Michael A. Saltman d/b/a Minxx to
- 23 answer or otherwise plead to the complaint;
- 24 ■ August 3, 2009 – Deadline for defendants K-Kel, Inc., Big Poppas, LLC, Bell

1 Trans, and CLS Nevada, LLC to answer or otherwise plead to the complaint;

2 ▪ August 10, 2009 – Deadline for defendant D.2801 Westwood, Inc.

3 ▪ August 24, 2009 – Deadline for defendant La Fuente, Inc., to answer or otherwise
4 plead.

5 4. While Plaintiff believes that he has sufficiently pleaded each causes of action
6 asserted in the Complaint, Plaintiff nonetheless anticipates that several more defendants will
7 move for dismissal of the Complaint rather than file a responsive pleading.

8 5. As a result, Plaintiff seeks the following relief: (1) an enlargement of the period of
9 time in which to respond to the motion of defendants Déjà Vu Showgirls of Las Vegas, LLC,
10 Little Darlings of Las Vegas, LLC, and Las Vegas Entertainment, LLC, until thirty (30) days
11 after all of the defendants have responded, or are required to respond, to the Complaint, (2) leave
12 of Court to file a consolidated response brief to any current and future motions to dismiss filed
13 by the defendants.

14 6. The Court, for good cause shown, may enlarge the time for a party to complete a
15 required act. Fed.R.Civ.P. 6(b)(1)(A).

16 7. Here, Plaintiff has shown good cause for an enlargement of time to respond to the
17 motion to dismiss of defendants Déjà Vu Showgirls of Las Vegas, LLC, Little Darlings of Las
18 Vegas, LLC, and Las Vegas Entertainment, LLC, and to allow for a consolidated response to any
19 current or future motions to dismiss because an enlargement of time for the purpose of filing a
20 consolidated response will avoid duplication, promote judicial economy, and preserve the
21 resources of the litigants.

22 8. This is motion is not being brought for purposes of unduly delaying these
23 proceedings or to prejudice defendants. This is Plaintiff's second request for an enlargement of
24 time to respond to the motion to dismiss of the defendants, but is the first request for leave to file

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the 29th day of July, 2009, I electronically filed the foregoing **PLAINTIFF'S MOTION FOR AN ENLARGMENT OF TIME TO RESPOND TO THE MOTION OF DEFENDANTS DÉJÀ VU SHOWGIRLS OF LAS VEGAS, LLC, LITTLE DARLINGS OF LAS VEGAS, LLC, AND LAS VEGAS ENTERTAINMENT, LLC FOR DISMISSAL OF THE COMPLAINT AND FOR LEAVE TO FILE A CONSOLIDATED RESPONSE IN OPPOSITION TO ANY CURRENT AND FUTURE MOTIONS TO DISMISS THE COMPLAINT** using the court's CM/ECF system which will send notification to the parties in this matter.

DATED this 29th day of July, 2009.



an employee of
Kummer Kaempfer Bonner Renshaw & Ferrario