

1 James E. Smyth II
 Email: jsmyth@kkbrf.com
 2 Kaempfer Crowell Renshaw
 Gronauer & Fiorentino
 3 3800 Howard Hughes Parkway, Seventh Floor
 Las Vegas, Nevada 89169
 Tel: 702.792.7000
 4 Fax: 702.796.7181

5 Jay Edelson (ARDC No. 6239287) (*Admitted Pro Hac Vice*)
 Email: jedelson@kamberedelson.com
 Rafey Balabanian (ARDC No. 6285687) (*Admitted Pro Hac Vice*)
 6 Email: rbalabanian@kamberedelson.com
 KAMBEREDELSON LLC
 7 350 North LaSalle, Suite 1300
 Chicago, Illinois 60654
 Tel: 312.589.6370
 8 Fax: 312.589.6378

9 *Attorneys for Plaintiff*
 THEODORE TRAPP and the putative class

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

12 THEODORE TRAPP, on his own behalf and
 on behalf of all others similarly situated,
 13
 Plaintiff,
 14
 v.
 15
 16 BIG POPPA’S, LLC, a Nevada limited
 liability company d/b/a BADDA BING
 MEN’S CLUB, *et al.*,
 17
 Defendants.

Case No. 2:09-cv-00995

**PLAINTIFF’S MOTION FOR LEAVE TO
 FILE HIS RESPONSE IN OPPOSITION
 TO THE MOTION TO DISMISS OF
 DEFENDANTS DÉJÀ VU SHOWGIRLS
 OF LAS VEGAS, LLC, LITTLE
 DARLINGS OF LAS VEGAS, LLC, AND
 LAS VEGAS ENTERTAINMENT, LLC
 UNDER RULE 12(b)(6) AND THE
 MOTION TO DISMISS UNDER RULE
 12(b)(6) OR FOR MORE DEFINITE
 STATEMENT UNDER RULE 12(e) OF
 DEFENDANT D.2801 WESTWOOD, INC.
 INSTANTER**

Honorable Lloyd D. George

Magistrate Judge Peggy A. Leen

22
 23
 24

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

Plaintiff Theodore Trapp, respectfully moves the Court to file his response to Defendants Déjà Vu Showgirls of Las Vegas LLC, Little Darlings of Las Vegas, LLC and Las Vegas Entertainments LLC d/b/a Larry Flynt’s Hustler Club’s Motion To Dismiss Under Rule 12(b)(6) (Dkt. No. 77) (“Déjà vu Motion to Dismiss” or “Déjà Vu MTD”); and Defendant D.2801 Westwood, Inc. D/B/A/ Treasures’ Motion To Dismiss Under Rule 12(B)(6) Or For A More Definite Statement Under Rule 12(E), (Dkt. No. 175). Attached hereto is a true and accurate copy of the Plaintiff’s Proposed Response in Opposition to the Motions to dismiss.

Dated: September 24, 2009

THEODORE TRAPP, individually and on behalf of all others similarly situated

By: /s/ Rafey S. Balabanian
Rafey Balabanian (ARDC No. 6285687) (*Pro Hac Vice*)
Email: rbalabanian@kamberedelson.com
KAMBEREDELSON LLC
350 North LaSalle, Suite 1300
Chicago, Illinois 60654
Tel: 312.589.6370
Fax: 312.589.6378

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

CERTIFICATE OF SERVICE

I, Rafey S. Balabanian, an attorney, certify that on September 24, 2009, I served the above and foregoing, ***Plaintiff's Motion for Leave to File Response in Opposition to the Motion to Dismiss Under Rule 12(b)(6) of Defendants Déjà Vu Showgirls of Las Vegas, LLC, Little Darlings of Las Vegas, LLC, and Las Vegas Entertainment, LLC and the Motion to Dismiss Under Rule 12(b)(6) Or For More Definite Statement Under Rule 12(e) of Defendant D.2801 Westwood, Inc. Instantly***, by causing true and accurate copies of such paper to be filed and transmitted to all counsel of record, via the Court's CM/ECF electronic filing system, on this the 24th day of September, 2009.

/s/ Rafey S. Balabanian