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7
 8 **UNITED STATES DISTRICT COURT**
 9 **DISTRICT OF NEVADA**

10 YOLANDA MCAVOY,
 11 Plaintiff,
 12 v.
 13 AMERISTAR CASINOS INC. BENEFIT
 14 PLAN; AMERISTAR CASINOS, INC., a
 Nevada Corporation and administrator of
 15 AMERISTAR CASINOS, INC. BENEFIT
 16 PLAN; SUN LIFE ASSURANCE
 COMPANY OF CANADA, a Delaware
 17 corporation dba SUN LIFE FINANCIAL; and
 DOES 1-10, inclusive,
 18 Defendants.

Case No. 2:09-cv-02074-JCM-LRL

**MOTION TO EXTEND TIME IN
 WHICH TO FILE REPLY**

[FIRST REQUEST]

19 Defendant Ameristar Casinos, Inc. (“Ameristar”) hereby moves for a two week extension,
 20 from September 7, 2010, until September 21, 2010, in which to file its Reply in Support of its
 21 Motion to Dismiss Plaintiff’s First Amended Complaint. This Motion is based on Federal Rule of
 22 Civil Procedure 6(b), Local Rule 6-1 and the Points and Authorities that follow.

23 Dated: September 3, 2010.

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POINTS AND AUTHORITIES

Ameristar’s Reply in support of its Motion to Dismiss Plaintiff’s First Amended Complaint is currently due Tuesday, September 7, 2010. The undersigned requests an extension until September 21, 2010, to file the Reply to accommodate his work load, an out-of-town trip during the Labor Day weekend, and deadlines in other cases during the same time period.

Federal Rule of Civil Procedure 6(b) and Local Rule 6-1 permit the Court to grant this motion, which is made before the expiration of the time to be extended, for good cause. The work load, holiday and other case deadlines set forth above are good cause for this short extension.

Dated: September 3, 2010.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

/s/ Adam P. Segal

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Attorney for Defendant, Ameristar Casinos, Inc.

ORDER

IT IS SO ORDERED.


UNITED STATES DISTRICT JUDGE

Dated: September 7, 2010
Case No. 2:09-cv-02074-JCM-LRL