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11
 12 **UNITED STATES DISTRICT COURT**
 13 **DISTRICT OF NEVADA**
 14

15 HENRY A. WHITFIELD,
 16 Plaintiff,

17 v.

18 PICK UP STIX, INC., a California corporation,
 et al.
 19 Defendants.

Case No. 2:10-CV-00099-ECR (PAL)

**DEFENDANTS' CONSENT MOTION FOR
 AN EXCEPTION TO THE ATTENDANCE
 REQUIREMENT FOR THE APRIL 12,
 2013 SETTLEMENT CONFERENCE AND
 PROPOSED ORDER**

20
 21 Defendants, Pick Up Stix, Inc. and Pick Up Stix, Nevada, Inc., respectfully request that
 22 one of its counsel, Arch Stokes, Esq., be granted leave to not attend the settlement conference
 23 scheduled in the above action for April 12, 2013. As grounds for this Motion, the defendants
 24 show as follows:

- 25
 26 1. A settlement conference with the Court is scheduled for April 12, 2013. (Dkt. No.
 27 78).
 28

- 1 2. Defendants have been represented in this case by John Hunt, Esq. and Arch Stokes,
2 Esq., of the firm of Stokes, Roberts & Wagner.
3
4 3. Mr. Hunt will attend the settlement conference on behalf of Pick Up Stix.
5
6 4. A representative of Pick Up Stix also will attend pursuant to the Court's instruction.
7
8 5. Mr. Stokes, however, cannot attend due to commitments in other cases and
9 respectfully requests that he be granted leave to not attend.
10
11 6. Prior to filing this Motion, defendants' counsel conferred with plaintiff's counsel who
12 stated that plaintiff consented to this request.

13 WHEREFORE, the defendant respectfully requests that this Motion be granted and that
14 Mr. Stokes be excused from attending the April 12, 2013 settlement conference in this case.

15 This 4th day of April, 2013.

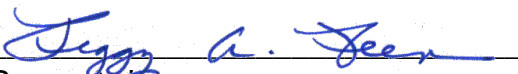
LAW OFFICES OF JOHN BENEDICT

16 John Benedict
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18 2190 E. Pebble Road, Suite 260
19 Las Vegas, NV 89123
20 Local Counsel for Defendants

STOKES ROBERTS & WAGNER

21 s/s Arch Stokes
22 Admitted Pro Hac Vice
23 John R. Hunt
24 Admitted Pro Hac Vice
25 Ronald R. Giusso
26 Admitted Pro Hac Vice
27 Attorneys for Defendants

28 IT IS SO ORDERED this 5th day of April, 2013.


Peggy A. Leen
United States Magistrate Judge

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CERTIFICATE OF SERVICE

I hereby certify that on the date below I electronically filed the above with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to all attorneys of record:

Matthew Beasley
Beasley Law Group
3090 West Durango Drive, Suite 200
Las Vegas, NV 89117

This 4th day of April, 2013.

s/s John R. Hunt