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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Case No.: 2:10-CV-187-LRH-(RJJ)

HAFEN RANCH ESTATES, a Nevada Corporation; NYE COUNTY CONSTRUCTION, LLC, a Nevada Limited-Liability Company; and PAHRUMP UTILITY COMPANY, INC., a Nevada Corporation,

Plaintiffs,

v.

KEVIN MCGINNIS, a Nevada Resident; THE FORD METER BOX COMPANY INC., an Indiana Corporation; A.Y. MCDONALD MFG. CO., an Iowa Corporation; FERGUSON ENTERPRISES, INC., a Virginia Corporation; HD SUPPLY WATERWORKS, LP, a Florida Limited Partnership; U.S. FILTER DISTRIBUTION GROUP, INC., a Georgia Corporation; NATIONAL WATERWORKS, INC., a Texas Corporation; WFX, LLC d/b/a WEFLEX PIPE MANUFACTURING, a California Limited-Liability Company; CHEVRON PHILLIPS CHEMICAL COMPANY LP, a Texas Limited Partnership; DOES I-X; and ROE CORPORATIONS XI-XX,

Defendants.

STIPULATION AND ORDER CONSOLIDATING BRIEFING SCHEDULE
FOR DOCUMENTS #6, 8, 9, 11-12, 14-15, 19, AND 22
(FIRST REQUEST FOR EXTENSION OF TIME)

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1 Plaintiffs, Hafen Ranch Estates, Nye County Construction, LLC, and Pahrump Utility
2 Company, Inc., by and through its counsel of record, Kemp, Jones, & Coulthard, LLP; HD
3 Supply Waterworks, LP and Kevin McGinnis, by and through its counsel of record, Weinburg,
4 Wheeler, Hudgins, Gunn & Dial, LLC; Chevron Phillips Chemical Company, LP, by and
5 through its counsel of record, Snell & Wilmer, LLP; Ferguson Enterprises, Inc., by and through
6 its counsel of record, Olson, Cannon, Gormley & Desruisseaux; and WFX, LLC dba Wesflex
7 Pipe Manufacturing, by and through its counsel of record, Gibbs, Giden, Locher, Turner &
8 Senet, LLP, do hereby agree and stipulate to the following:

- 9 1. Defendant Chevron Phillips Chemical Company, LP filed its Motion for More
10 Definite Statement (Doc. #6) on February 17, 2010.
- 11 2. Defendant HD Supply Waterworks, LP filed its Motion to Dismiss and Motion
12 for More Definite Statement (Doc. #8) on February 18, 2010.
- 13 3. Defendant Kevin McGinnis filed his Motion to Dismiss (Doc. #22) on March 2,
14 2010.
- 15 4. Defendants HD Supply Waterworks, LP and Kevin McGinnis, Ferguson
16 Enterprises, Inc., WFX, LLC dba Wesflex Pipe Manufacturing, and Chevron
17 Phillips Chemical Company, LP, filed various joinders (Doc. #9, 11-12, 14-15,
18 19, and 22) to the motions (Doc. #6, 8, and 22).
- 19 5. Responses and replies to Documents #6 and #8 are currently due on March 8,
20 2010, and March 18, 2010, respectively.
- 21 6. Responses and replies to Document #22 are currently due on March 19, 2010, and
22 March 29, 2010, respectively.
- 23 7. In the interest of efficiency and having all related motions briefed and disposed of
24 together, the parties agree to have Documents #6 and #8 briefed on the same

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schedule as Document #22.

DATED this 5th day of March, 2010.

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| <p>KEMP, JONES & COULTHARD, LLP</p> <p>/s/ Michael J. Gayan</p> <hr/> <p>J. Randall Jones, Esq. Michael J. Gayan, Esq. 3800 Howard Hughes Parkway Seventeenth Floor Las Vegas, Nevada 89169</p> <p>Attorneys for Plaintiff</p> | <p>GIBBS, GIDEN, LOCHER, TURNER & SENET, LLP</p> <p>/s/ Ronald S. Sofen</p> <hr/> <p>Ronald S. Sofen, Esq. Becky A. Pintar, Esq. Gibbs, Giden, Locher, Turner & Senet LLP 3993 Howard Hughes Parkway Suite 530 Las Vegas, Nevada 89169</p> <p>Attorneys for Defendant WFX, LLC, d/b/a Wesflex Pipe Manufacturing</p> |
| <p>SNELL & WILMER, LLP</p> <p>/s/ Jay J. Schutttert</p> <hr/> <p>Daniel S. Rodman, Esq. Jay J. Schutttert, Esq. 3883 Howard Hughes Parkway Suite 1100 Las Vegas, Nevada 89169</p> <p>Attorneys for Defendant Chevron Phillips Chemical Company, LP</p> | <p>OLSON, CANNON, GORMLEY & DESRUISSEAUX</p> <p>/s/ Philip S. Gerson</p> <hr/> <p>Philip S. Gerson, Esq. Olson, Cannon, Gormley & Desruisseaux 9950 West Cheyenne Avenue Las Vegas, Nevada 89129</p> <p>Attorneys for Defendant Ferguson Enterprises, Inc.</p> |
| <p>WEINBERG, WHEELER, HUDGINS, GUNN & DIAL, LLC</p> <p>/s/ Rosemary Missisian</p> <hr/> <p>David J. Larson, Esq. Rosemary Missisian, Esq. 3773 Howard Hughes Parkway Suite 390N Las Vegas, Nevada 89169</p> <p>Attorneys for Defendant HD Supply Water Works, LP and Kevin McGinnis</p> | |

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ORDER

IT IS SO ORDERED.

DATED this 8th day of March, 2010.



DISTRICT COURT JUDGE