

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

OLIVER PREISS, an individual; and)
BEATRICE PREISS, an individual,)
)
Plaintiffs,)
)
vs.)
)
S&R PRODUCTION COMPANY, a Nevada)
Corporation; and ROY HORN AKA UWE)
LUDWIG HORN AKA ROY UWE HORN, an)
individual; and DOES and ROES 1-100,)
)
Defendants.)
_____)

Case No.: 2:10-cv-01795-RLH-RJJ

ORDER

(Motion for Stay-#53)

Before the Court is Plaintiffs’ Attorney Mike Meier’s **Motion for Stay** (#53, filed Mar. 9, 2012) of the sanction award against him and his co-counsel Sharon Nelson. The Court has also considered Defendants S&R Production and Roy Horn’s Opposition (#55, filed Mar. 26), and Meier’s Reply (#58, filed Apr. 1).

On September 21, 2011, the Court sanctioned Plaintiffs’ counsel Mike Meier and Sharon Nelson under 28 U.S.C. § 1927. (Dkt. #45.) Since then, Meier and Nelson have appealed that order and the Court’s order dismissing this case. Meier now seeks a stay of Defendants’ efforts to enforce the judgment. Meier bases his request on a “recently discovered letter” from

1 counsel for Defendants (Marvin Putnam) to Nelson. Meier requests that this Court grant a stay
2 pending resolution Plaintiff Oliver Preiss' bar complaint against Putnam or until after limited
3 discovery regarding communications between Nelson and Putnam.

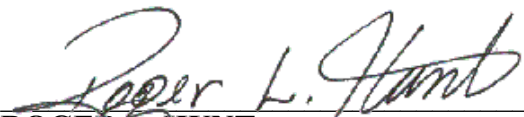
4 The Court denies the motion. The Nevada State Bar dismissed Preiss' grievance
5 against Putnam within weeks of receiving it. (Dkt. #58, Reply Ex. 1, Letter from Asst. Bar
6 Counsel Phillip J. Pattee to Oliver Priess.) Therefore, the grievance has been resolved. Further,
7 the Court refuses to allow discovery into this matter through its own procedures. Accordingly,
8 rather than having Meier withdraw the motion as he claimed he would do if the Court denied the
9 requested discovery, the Court simply denies the motion.

10 **CONCLUSION**

11 Accordingly, and for good cause appearing,

12 IT IS HEREBY ORDERED that Meier's Motion for Stay (#53) is DENIED.

13 Dated: April 2, 2012.

14
15 
16 **ROGER L. HUNT**
17 **United States District Judge**