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7 *Attorneys for Defendant AVERO, LLC*

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

11 MGM RESORTS INTERNATIONAL
OPERATIONS, INC., a Nevada
corporation,

Case No. 2:12-cv-0472-JCM-PAL

12 Plaintiff,

13 v.

14 AVERO, LLC, a Delaware limited liability
15 company,

16 Defendant.
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1 WHEREAS, the parties have agreed on most of the key terms of settlement, have
2 exchanged two rounds of drafts of the settlement agreement, and believe that agreement on the
3 final changes is imminent;

4 WHEREAS, the parties recently agreed to include a non-party signatory to the agreement
5 (Jonathan Tuzman, a former Averro employee now employed by MGM) and Mr. Tuzman will
6 need time to consult counsel regarding execution of the settlement agreement;

7 WHEREAS, the parties desire to avoid Averro unnecessarily incurring attorneys' fees and
8 to prepare and file an answer or other responsive pleading when settlement is imminent and
9 when such expenditure could negatively impact finalizing settlement;

10 WHEREAS, under the circumstances, the parties request that the Court grant an
11 additional extension of time for Averro to answer or otherwise respond to the First Amended
12 Complaint by fourteen (14) days;

13 NOW, THEREFORE, IT IS HEREBY STIPULATED BY AND AMONG THE
14 PARTIES HERETO AND THEIR COUNSEL OF RECORD THAT Defendant's deadline to
15 answer, move against, or otherwise respond to the First Amended Complaint shall be November
16 14, 2012, and Plaintiff's deadline to respond to Defendant's filing shall be December 14, 2012.

17 DATED: October 26, 2012

LEWIS AND ROCA LLP

18 //s// Michael J. McCue

Michael J. McCue
Jonathan W. Fountain

19
20 Attorneys for Plaintiff MGM Resorts
21 International Operations, Inc.

22 DATED: October 26, 2012

SANTORO WHITMIRE

23 //s// Nicholas J. Santoro

Nicholas J. Santoro
Jason D. Smith

24
25 Attorneys for Defendant AVERO, LLC

26
27 * * * * *

SANTORO WHITMIRE

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IT IS SO ORDERED:

DATED:

Gregg A. Steen

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