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12 *Attorneys for Relief Defendants*  
13 *Kim C. Tucker and Park 269 LLC*

14 **UNITED STATES DISTRICT COURT**  
15 **DISTRICT OF NEVADA**

16 FEDERAL TRADE COMMISSION,  
17  
18 Plaintiff,

18 vs.

Case No. : 2:12-cv-00536-GMN-VCF

**UNOPPOSED MOTION BY RELIEF  
DEFENDANTS REGARDING FILING OF  
ANSWER AND ORDER THEREON**

19 AMG SERVICES, INC., an Oklahoma Tribal  
Entity; RED CEDAR SERVICES, INC., an  
20 Oklahoma Tribal Entity, also dba 500  
FastCash; SFS, INC., a Nebraska Tribal  
21 Entity, also dba OneClickCash; TRIBAL  
FINANCIAL SERVICES, an Oklahoma  
22 Tribal Entity, also dba Ameriloan,  
UnitedCashLoans, USFastCash, and Miami  
23 Nation Enterprises; AMG CAPITAL  
MANAGEMENT, LLC, a Nevada Limited  
24 Liability Company; LEVEL 5  
MOTORSPORTS, LLC, a Nevada Limited  
25 Liability Company; LEADFLASH  
CONSULTING, LLC, a Nevada Limited  
26 Liability company; PARTNER WEEKLY,  
LLC, a Nevada Limited Liability Company;  
27 BLACK CREEK CAPITAL  
CORPORATION, a Nevada Corporation;  
28 BROADMOOR CAPITAL PARTNERS.

1 LLC, a Nevada Limited Liability Company;  
2 THE MUIR LAW FIRM, LLC, a Kansas  
3 Limited Liability Company; SCOTT A.  
4 TUCKER, in his individual and corporate  
5 capacity; BLAINE A. TUCKER, in his  
6 individual and corporate capacity; TIMOTHY  
7 J. MUIR, in his individual and corporate  
8 capacity; DON E. BRADY, in his individual  
9 and corporate capacity; and TROY L.  
10 LITTLEAXE, in his individual and corporate  
11 capacity,

12 Defendants, and

13 PARK 269 LLC, a Kansas Limited Liability  
14 Company; and KIM C. TUCKER, in her  
15 individual and corporate capacity,

16 Relief Defendants.

17 Relief Defendants Kim C. Tucker and Park 269, LLC (“Relief Defendants”) hereby move  
18 this Court for an order extending their deadline to file an answer in this case until fourteen (14)  
19 days after a finding of liability against any defendant, if any, in Phase I of this lawsuit. The  
20 instant motion is unopposed by Plaintiff Federal Trade Commission (“FTC”). This Motion is  
21 based on the attached Memorandum of Points and Authorities, the papers and pleadings on file in  
22 this action, and any oral argument this Court may allow.

23 DATED this 23rd day of January, 2013.

24 /s/ Patrick J. Reilly

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*Attorneys for Relief Defendants Kim C. Tucker and  
Park 269 LLC*

1                   **MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF**  
2                   **UNOPPOSED MOTION BY RELIEF DEFENDANTS**  
3                   **REGARDING FILING OF ANSWER**

4                   The FTC commenced this action on April 2, 2012, asserting various violations of federal  
5                   law against numerous defendants. Mrs. Tucker and Park 269, LLC are Relief Defendants—by  
6                   their very nature, they have done nothing wrong—they are nominal defendants in a case where it  
7                   is alleged that others have engaged in wrongdoing. *Commodity Futures Trading Comm’n v.*  
8                   *Kimberlyn Creek Ranch, Inc.*, 276 F.3d 187 (4th Cir. 2002).

9                   After filing of the Complaint, various motions to dismiss were filed by various  
10                  defendants, including the Relief Defendants. Said motions have been fully briefed, heard, and  
11                  adjudicated, and the Relief Defendants’ Answer is presently due.

12                  On December 27, 2011, this Court issued an Order Entering Stipulated Preliminary  
13                  Injunction and Bifurcation (the “Bifurcation Order”) (Doc. #296). The Bifurcation Order  
14                  separated this action into two phases. Phase I is a liability phase involving the FTC and the  
15                  Defendants. Phase II involves *inter alia* relief to be sought against Relief Defendants, if any,  
16                  depending on the outcome of Phase I.

17                  Because Phase I does not involve any claims against Relief Defendants, Relief  
18                  Defendants hereby request that they be relieved of the obligation to file an answer until fourteen  
19                  (14) days after a finding of liability against any defendant, if any, in Phase I of this lawsuit.

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The FTC does not oppose this Motion. This is the first request for extension of time requested by Relief Defendants as to the filing of their Answer.

DATED this 23rd day of January, 2013.

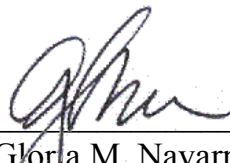
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*Attorneys for Relief Defendants Kim C. Tucker and  
Park 269 LLC*

**ORDER**

**IT IS SO ORDERED** this 24th day of January, 2013.

  
\_\_\_\_\_  
Gloria M. Navarro  
United States District Judge