DMEAST #15720261 v1

1 Abran E. Vigil, Esq. Nevada Bar No. 7548 Shane J. Young, Esq. Nevada Bar No. 9457 Edward Chang, Esq. Nevada Bar No. 11783 BALLARD SPAHR LLP 100 North City Parkway, Suite 1750 Las Vegas, Nevada 89106 Telephone: (702) 471-7000 6 Facsimile: (702) 471-7070 Attorneys for Defendants PNC Bank, National Association; PNC Mortgage, a division of PNC National Bank 9 UNITED STATES DISTRICT COURT 10 DISTRICT OF NEVADA 11 CASE NO. 2:12-cv-00981-MMD-PAL 12 CARLOS DEARAUJO, an individual; 100 NORTH CITY PARKWAY, SUITE 1750 13 Plaintiff, BALLARD SPAHR LLP .4000 FAX (702) 4 15 PNC BANK, NATIONAL JOINT MOTION TO STAY ASSOCIATION; PNC MORTGAGE, A DISCOVERY 16 DIVISION OF PNC NATIONAL BANK; a foreign entity; DOES I through X 17 inclusive; ROE Corporations I through X, inclusive. 18 Defendants. 19 20 Plaintiff Carlos DeAraujo ("Plaintiff"), by and through his counsel of record, 21COGBURN LAW OFFICES, and defendants PNC Bank and PNC Mortgage (collectively, 22 "PNC" and with Plaintiff, the "Parties"), by and through their counsel of record, 23 BALLARD SPAHR LLP, hereby request that the Court stay discovery until either the 24 completion of PNC's review of Plaintiff's loan modification request or October 30, 25 2012, whichever occurs first. 26 The Parties held a Fed. R. Civ. P. 26(f) conference on August 30, 2012. Plaintiff requested and PNC agreed to review another loan modification request from 27 28 Plaintiff. The Parties agreed that the requirements of Fed. R. Civ. P. 26(f) and

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LR 26-1 should be stayed until either the completion of PNC's review of Plaintiff's loan modification request or October 30, 2012, whichever occurs first.

Plaintiff submitted his loan modification request on September 4, 2012. PNC requested additional documents on September 24, 2012, which Plaintiff submitted on September 25, 2012. Therefore, the Parties respectfully request that the Court stay discovery until either the completion of PNC's review of Plaintiff's loan modification request or October 30, 2012, whichever occurs first.

Dated this \_\_\_ day of September, 2012 COGBURN LAW OFFICES Dated this 27 day of September, 2012
BALLARD SPAHR LLP

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**IT IS SO ORDERED** this 1st day of October, 2012.

Peggy A. Leen

United States Magistrate Judge