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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**
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6 RAYMOND CHARLES DOMANSKI,)
7 *et al.*,)

8 Plaintiffs,)

9 vs.)

10 ALPHATEC SPINE, INC., *et al.*,)

11 Defendants.)

Case No. 2:12-cv-01505-LRH-CWH

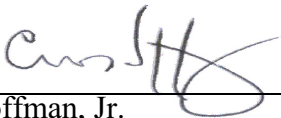
ORDER

12 This matter is before the Court on the parties' Stipulation and Order to Continue Deadline
13 to Submit Proposed Discovery Plan and Scheduling Order (#11), filed September 17, 2012. By
14 way of this stipulation, the parties request an extension of the time to submit a proposed discovery
15 plan and scheduling order under LR 26-1 until thirty (30) days after the Court enters a written
16 decision on Plaintiff's pending motion to remand (#10). Although styled as a request for an
17 extension to submit the proposed discovery plan and scheduling order, the parties actually request a
18 stay of discovery pending resolution of the identified motion. Parties seeking a stay of discovery
19 carry "the heavy burden of making a strong showing why discovery should be denied." *Tradebay,*
20 *LLC v. eBay, Inc.*, 278 F.R.D. 597, 601 (D. Nev. 2011) (citing *Turner Broadcasting System, Inc. v.*
21 *Tracinda Corp.*, 175 F.R.D. 554, 556 (D. Nev. 1997)). The Court finds that the parties have not
22 met that heavy burden at this time. Indeed, the parties failed to bring a motion to stay discovery
23 and did not provide any facts and arguments regarding why a stay of discovery is warranted in light
24 of the pending motion to remand.

25 Based on the foregoing and good cause appearing therefore,

26 **IT IS HEREBY ORDERED** that parties' Stipulation and Order to Continue Deadline to
27 Submit Proposed Discovery Plan and Scheduling Order (#11) is **denied**.
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DATED this 18th day of September, 2012.



C.W. Hoffman, Jr.
United States Magistrate Judge

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