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5 UNITED STATES DISTRICT COURT  
6 DISTRICT OF NEVADA

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8 DR. BENJAMIN RODRIGUEZ, *et al.*,  
9 Plaintiffs,

10 v.

11 PACIFIC LIFE INSURANCE COMPANY,  
12 *et al.*,  
13 Defendants.

Case No. 2:12-cv-02071-APG-VCF

**ORDER DENYING MOTION TO REMAND  
WITHOUT PREJUDCE**

14 On January 2, 2013, Plaintiff filed a Motion to Remand [Dkt. #26] this case to  
15 state court. Subsequently, the parties stipulated to delay Defendants' Opposition to that  
16 Motion, while they pursued settlement. On February 25, 2013, the parties stipulated,  
17 and this Court ordered [Dkt. #42], that "all deadlines should be stayed, including the  
18 deadline to respond to plaintiffs' pending motion to remand, and this case should be  
19 referred to a settlement conference before Magistrate Judge Ferenbach as soon as the  
20 Court's calendar can accommodate the parties." That settlement conference has been  
21 repeatedly delayed, and is now set for July 8, 2013. Given this extensive delay, and to  
22 avoid having the Motion to Remand linger on the Court's docket,

23 **IT IS HEREBY ORDERED** that the Motion to Remand [Dkt. #26] is denied without  
24 prejudice to Plaintiff's ability to re-file it should the case not settle.

25 Dated: May 28, 2013

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27 ANDREW P. GORDON  
28 UNITED STATES DISTRICT JUDGE