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5 *Attorneys for Defendants*

6 **UNITED STATES DISTRICT COURT**
 7
 8 **DISTRICT OF NEVADA**

9 FREDERICK A. COOPER, an individual,
 10 and KATHERINE H. COOPER, an
 individual,

CASE NO. 2:13-cv-0036-JCM-GWF

11 Plaintiffs,

JOINT MOTION TO STAY

12
13 v.

14 PHILIPP D. NICK, an individual; ELLEN H.
 15 HARDYMON, an individual; SUZANNE H.
 NICK IRREVOCABLE FAMILY TRUST
 16 ONE, an Ohio trust; Trustee of the
 SUZANNE H. NICK IRREVOCABLE
 17 FAMILY TRUST ONE, an Ohio trust;
 SUZANNE H. NICK IRREVOCABLE
 18 FAMILY TRUST TWO, an Ohio trust;
 Trustee of the SUZANNE H. NICK
 19 IRREVOCABLE FAMILY TRUST TWO, an
 Ohio trust; THOMAS H. HAVENS
 20 IRREVOCABLE FAMILY TRUST ONE, an
 Ohio trust; Trustee of the THOMAS F.
 21 HAVENS IRREVOCABLE FAMILY
 TRUST ONE, an Ohio trust; THOMAS F.
 22 HAVENS IRREVOCABLE FAMILY
 TRUST TWO, an Ohio trust; Trustee of the
 23 THOMAS F. HAVENS IRREVOCABLE
 FAMILY TRUST TWO, an Ohio trust; and
 24 DOES 1-5,

25
26 Defendants.

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The parties entered a Settlement Agreement, dated February 28, 2013. In order to conserve judicial resources while ensuring that the parties fulfill their obligations and retain their rights under the Settlement Agreement, all parties hereby move this Court for an Order staying all proceedings in this matter, which will remain as an inactive case on the Court's docket, pending the full performance of the parties under the Settlement Agreement.

The Settlement Agreement contemplates a sale of some or all of the parties' interests Harbor Structured Finance, LLC not later than October 29, 2013. The parties fully expect the sale of interests to occur by or before that date, in which case they will timely file a dismissal of all claims. In the event that the sale interests does not occur by October 29, 2013, the parties will timely request the Court activate the case and submit a proposed case schedule or request a conference with the

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Court to establish appropriate deadlines.

Dated this 9th day of March, 2013. Dated this 5th day of March, 2013.

MAUPIN, COX & LEGOY

GORDON SILVER

By: 
DONALD A. LATIN, ESQ.

By: /s/ Eric D. Hone


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Attorneys for Defendants

Attorneys for Plaintiffs

IT IS SO ORDERED:


GEORGE FOLEY, JR.
United States Magistrate Judge

DATED: March 6, 2013

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