

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 Chester County Employees' Retirement  
4 Fund, Derivatively on Behalf of Nominal  
Defendant, EchoStar Corp.,

5 Plaintiff

6 v.

7 Charles W. Ergen, et al.,

8 Defendants

Case No.: 2:13-cv-0325-JAD-GWF

**Order Directing Status Report**

9  
10 This shareholder-derivative suit challenges actions taken by the EchoStar Corp. board of  
11 directors and is related to the earlier-filed action, *Jacobi v. Ergen et al.*, 2:12-cv-02075-JAD-GWF.  
12 In April 2014, with a motion to dismiss *Jacobi* pending, the parties stipulated to stay this case until  
13 the *Jacobi* motions were resolved.<sup>1</sup> They further agreed "to meet and confer and submit for the  
14 Court's consideration a proposed schedule for further proceedings within 60 days after the issuance  
15 of an order ruling on the motion to dismiss" in *Jacobi*.

16 Today I dismissed the claims in *Jacobi* for the second time and without leave to amend.  
17 Because the purpose for the stay no longer exists, IT IS HEREBY ORDERED that the temporary  
18 stay [ECF 58] is LIFTED. The parties must file a joint status report by **May 16, 2016**, advising  
19 how or if they intend to proceed with this action.

20 DATED March 17, 2016.

21  
22   
23 \_\_\_\_\_  
Jennifer A. Dorsey  
United States District Judge

24  
25  
26  
27 \_\_\_\_\_  
28 <sup>1</sup> ECF 58.