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5 UNITED STATES DISTRICT COURT  
6 DISTRICT OF NEVADA  
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8 SAMUEL V. AVILA,  
9 Plaintiff,

10 vs.

11 FEDERAL NATIONAL MORTGAGE  
12 ASSOCIATION,  
13 Defendant.

Case No. 2:13-cv-00569-GMN-GWF

**ORDER**

14 This matter is before the Court on Defendant's Motion to Strike Complaint or Alternatively  
15 to Stay Discovery Pending a Ruling on Defendant's Motion to Dismiss (#20), filed on September 9,  
16 2013. Plaintiff did not file a response to this motion. Based on the fact that Defendant's Motion  
17 to Dismiss (#5), which has been fully briefed, is awaiting decision by the Court, Plaintiff's non-  
18 opposition to the instant motion, and good cause appearing therefor,

19 **IT IS HEREBY ORDERED** that Defendant's Motion to Strike Complaint or Alternatively  
20 to Stay Discovery Pending a Ruling on Defendant's Motion to Dismiss (#20) is **granted**, in part, as  
21 follows: Discovery in this action is hereby stayed pending the decision on Defendant's Motion to  
22 Dismiss (#5).

23 **IT IS FURTHER ORDERED** that the hearing in this matter currently set for October 7,  
24 2013 at 10:30 A.M. is hereby **vacated**.

25 DATED this 4th day of October, 2013.

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28 GEORGE FOLEY, JR.  
United States Magistrate Judge