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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

10 UNITED STATES FOR THE USE AND
11 BENEFIT OF AGATE STEEL, INC.;
12 AGATE STEEL, INC., an Arizona
13 Corporation,

14 Plaintiffs,
15 vs.

16 JAYNES CORPORATION, a New Mexico
17 corporation; WESTERN SURETY
18 COMPANY, South Dakota corporation,

19 Defendants.

20 CASE NO. 2:13-cv-01907-APG-NJK

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**NOTICE OF STIPULATED MOTION
AND ~~PROPOSED~~ ORDER FOR
EXTENSION TO RESPOND TO
COMPLAINT**

(SECOND REQUEST)

29 Plaintiffs United States for the Use and Benefit of Agate Steel, Inc. and Agate Steel, Inc.
30 (“Plaintiffs”) and Defendant Jaynes Corporation (“Jaynes”), by and through their respective
31 counsel, hereby move by stipulation, to extend the deadline for Jaynes to respond to Plaintiffs’
32 Complaint filed on October 17, 2013 [Doc. No. 1] from December 3, 2013 to December 12, 2013.

33 Pursuant to Fed. R. Civ. P. 6(b)(1) and Local Rule 6-1, there exists good cause to grant
34 this extension to respond for the following reasons.

35 1. Jaynes was served with the Summons and Complaint on November 13, 2013
36 [Doc. No. 7].

37 2. Due to various internal matters to be resolved, counsel for Jaynes Corporation was
38 just recently retained, and requires additional time to prepare its response.

39 3. Additionally, the Thanksgiving holiday limited the number of days available for
40 counsel to prepare a response.

1 4. On November 26, 2013, the parties agreed to the extension requested herein.

2 5. This same extension request was originally submitted via stipulation and order on

3 November 27, but rejected for failure to comply with Fed. R. Civ. P. 6(b)(1).

4 6. This stipulated extension request is sought in good faith and is not made for the

5 purpose of delay.

6 7. This Notice of Stipulated Motion and Proposed Order for Extension to Respond to

7 Complaint is submitted before the current December 3 deadline to respond.

8 Therefore, the parties jointly request that Jaynes' deadline to respond to Plaintiffs'

9 Complaint be extended until December 12, 2013.

10 Respectfully submitted,

12 Dated: December 2, 2013

13 LAW OFFICES OF TIMOTHY D. DUCAR, SNELL & WILMER L.L.P.

14 PLC

15 By: /s/ Timothy D. Ducar
16 Timothy D. Ducar, Esq.
17 Nevada Bar No. 10572
18 P.O. Box 72645
19 Phoenix, AZ 85050
20 21 *Attorneys for Plaintiffs*

12 Dated: December 2, 2013

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ORDER

IT IS HEREBY ORDERED that the deadline for Jaynes Corporation to respond to Plaintiffs' Complaint filed on October 17, 2013 [Doc. No. 1] is extended to December 12, 2013.

DATED this 2nd day of December, 2013.


United States Magistrate Judge

Snell & Wilmer

L.L.P.

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