

1 **STOEL RIVES LLP**

2 Michael B. Brown, Nevada Bar No. 6577
3 michael.brown@stoel.com
4 10008 SE River Street
5 Truckee, CA 96161
6 Tel: (530) 582-2282
7 Fax: (530) 582-2281

8 Joshua G. Gigger (Pro Hac Vice)
9 josh.gigger@stoel.com
10 Marc T. Rasich (Pro Hac Vice)
11 marc.rasich@stoel.com
12 201 South Main Street, Suite 1100
13 Salt Lake City, UT 84111
14 Tel: (801) 328-3131
15 Fax: (801) 578-6999

16 Hunter O. Ferguson (Pro Hac Vice)
17 hunter.ferguson@stoel.com
18 600 University Street, Suite 3600
19 Seattle, WA 98101
20 Tel: (206) 386-7514
21 Fax: (206) 386-7500

22 *Counsel for Defendant SelectHealth, Inc.*

23 UNITED STATES DISTRICT COURT
24 DISTRICT OF NEVADA

25 MY HEALTH, INC., a Delaware corporation,
26
27 Plaintiff,
28
29 v.
30 SELECTHEALTH, INC., a Utah corporation,
31
32 Defendant.

Case No. 2:15-cv-00105-JAD-GWF

**STIPULATION FOR THIRD
EXTENSION OF TIME TO RESPOND**

**(Third Request for Extension of this
Deadline; Third Overall Extension
Request)**

Current Response Deadline:
April 30, 2015

33 Plaintiff My Health, Inc. (“*My Health*”) and Defendant SelectHealth, Inc.
34 (“*SelectHealth*”) have stipulated to, and respectfully request that the Court enter an order
35 providing for, a 60-day extension of the deadline for SelectHealth to respond to My Health’s
36 complaint from April 30, 2015 to June 29, 2015. This is the third stipulation and request for an
37 extension of this deadline and the third overall request for an extension in this case. The initial
38 response deadline was February 12, 2015. Pursuant to two earlier stipulations of the parties, the

1 Court entered two previous orders extending this deadline, first to March 16, 2015 (Dkt. 11) and
2 then to April 30, 2015 (Dkt. 25).

3 After the Court granted the first and second extensions the parties have actively pursued
4 good-faith negotiations to settle this dispute. Through counsel, the parties have discussed
5 settlement terms in a series of communications and conferences, and the parties are confident that
6 a final settlement can be reached before either party or the Court expends further substantial
7 resources on the litigation of this dispute. But the parties have been unable to finalize an
8 agreement before the existing April 30 response deadline due to scheduling conflicts and the need
9 for individuals within each party to review and approve settlement terms.

10 The parties' agreed-upon third extension promotes judicial economy and ultimately the
11 interests of justice by providing additional time to facilitate settlement before the parties and
12 Court devote additional resources to the litigation of this matter. The agreed-upon extension
13 should not unduly delay the litigation of this matter and, it is expected, should enable the parties
14 to efficiently resolve this matter out of court. Accordingly, a third extension of the deadline for
15 SelectHealth to respond to My Health's complaint to June 29, 2015 is warranted.

16 //
17 //
18 //
19 //
20 //
21 //
22 //
23 //
24 //
25 //
26 //
27 //

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: April 29, 2015

Respectfully Submitted,

**PIA ANDERSON DORIUS REYNARD & MOSS, STOEL RIVES LLP
LLC**

/s/ Joseph Pia
Joseph G. Pia (Pro Hac Vice)
joe.pia@padrm.com
William O. Kimball, NSBN 9301
bkimball@padrm.com
222 South Main Street, Suite 1830
Salt Lake City, Utah 84101
Telephone: (801) 350-9000
Fax: (801) 350-9010

Counsel for Plaintiff My Health, Inc.

/s/ Hunter Ferguson
Hunter O. Ferguson (Pro Hac Vice)
hunter.ferguson@stoel.com
600 University Street, Suite 3600
Seattle, WA 98101
Telephone: (206) 386-7514
Fax: (206) 386-7500

Michael B. Brown, Nevada Bar No. 6577
michael.brown@stoel.com
10008 SE River Street
Truckee, CA 96161
Telephone: (530) 582-2282
Fax: (530) 582-2281

Joshua G. Gigger (Pro Hac Vice)
josh.gigger@stoel.com
Marc T. Rasich (Pro Hac Vice)
marc.rasich@stoel.com
201 South Main Street, Suite 1100
Salt Lake City, UT 84111
Telephone: (801) 328-3131
Fax: (801) 578-6999

Counsel for Defendant SelectHealth, Inc.

IT IS SO ORDERED:



GEORGE FOLEY, JR.

United States Magistrate Judge

DATED: April 30, 2015

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on April 29, 2015, I caused a true and correct copy of the foregoing
STIPULATION FOR THIRD EXTENSION OF TIME TO RESPOND to be served on the parties
to this matter via the Court’s CM/ECF system.

/s/Hunter Ferguson
Hunter O. Ferguson