

1 merits of the potentially dispositive motion and is convinced that the plaintiff will be unable to state a
2 claim for relief. *See Kor Media Group, LLC v. Green*, 294 F.R.D. 579, 581 (D. Nev. 2013).¹

3 Having reviewed the underlying motion to dismiss, the Court finds that these elements are
4 present in this case and **GRANTS** the motion to stay discovery. If the motion to dismiss is not granted
5 in full, the parties shall file a proposed discovery plan within seven days of the issuance of the order
6 resolving the motion to dismiss.

7 Defendant Siemens' request for an order shortening time is hereby **DENIED** as moot.

8 IT IS SO ORDERED.

9 DATED: November 24, 2015

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12 NANCY J. KOPPE
13 United States Magistrate Judge
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27 ¹ Conducting this preliminary peek puts the undersigned in an awkward position because the
28 assigned district judge who will decide the motion to dismiss may have a different view of its merits. *See Tradebay*, 278 F.R.D. at 603. The undersigned's "preliminary peek" at the merits of that motion is not intended to prejudice its outcome. *See id.*