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*Avison Young (Canada) Inc.; Avison Young*  
*(USA) Inc.; Avison Young-Nevada, LLC;*  
*Mark Rose and Joseph Kupiec*

**UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEVADA**

22 NEWMARK GROUP, INC., G&E ACQUISITION )  
23 COMPANY, LLC, and BGC REAL ESTATE OF )  
24 NEVADA, LLC, )  
25 )  
26 vs. )  
27 )  
28 AVISON YOUNG (CANADA) INC., AVISON )  
YOUNG (USA) INC., AVISON YOUNG )  
NEVADA, LLC, MARK ROSE, THE NEVADA )  
COMMERCIAL GROUP, JOHN PINJUV, and )  
JOSEPH KUPIEC, DOES 1 through 5; and ROE )  
BUSINESS ENTITIES 6 through 10 )

CASE NO.: 2:15-cv-00531-RFB-  
GWF  
**STIPULATION AND PROPOSED  
ORDER REGARDING THE  
BRIEFING SCHEDULE ON  
PLAINTIFFS' MOTION TO  
STRIKE AFFIRMATIVE  
DEFENSES (ECF No. 172)**

1 Pursuant to Local Rules 6-1 and 7-1, Plaintiffs Newmark Group, Inc., G&E Acquisition  
2 Company LLC, and BGC Real Estate of Nevada, LLC (“Plaintiffs”), through their counsel of  
3 record, and Defendants Avison Young (Canada) Inc., Avison Young (USA) Inc., Avison  
4 Young–Nevada LLC, Mark Rose, Joseph Kupiec, John Pinjuv, and The Nevada Commercial  
5 Group (“Defendants”), through their respective counsel of record, hereby respectfully submit the  
6 following Stipulation and Proposed Order Extending the Briefing Schedule on Plaintiffs’ Motion  
7 to Strike Affirmative Defenses.

8 1. On July 26, 2018, Plaintiffs filed their Motion to Strike Affirmative Defenses.  
9 (ECF. No. 172).

10 2. Having conferred and agreed, the parties respectfully request that the Court set the  
11 following briefing deadlines with respect to Plaintiffs’ motion:

12 a. Defendants shall have until **August 21, 2018**, to file a response in  
13 opposition to Plaintiffs’ motion.

14 b. Plaintiffs shall have until **August 28, 2018** to file a reply in support of  
15 their motion.

16 3. The parties further respectfully request that the Court schedule the hearing  
17 currently requested to a date after **August 28, 2018**.

18 DATED: July 31, 2018

DATED: July 31, 2018

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21 /s/ Robert S. Larsen

/s/ Seth A. Horvath

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DATED: July 31, 2018  
RICE REUTHER SULLIVAN  
& CARROL, LLP  
/s/ Anthony J. DiRaimondo  
\_\_\_\_\_  
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LLC and John Pinjuv*

**ORDER**

Having reviewed the foregoing stipulation and finding good cause appearing,  
IT IS HEREBY ORDERED that Defendants shall file their response in opposition to  
Plaintiffs' motion by August 21, 2018, and Plaintiffs shall file their reply by August 28, 2018.

**IT IS SO ORDERED.**



\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE  
DATED: August 1, 2018