

## 1 UNITED STATES DISTRICT COURT

## 2 DISTRICT OF NEVADA

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4 NEWMARK GROUP, INC., G&E  
5 ACQUISITION COMPANY, LLC, and BGC  
6 REAL ESTATE OF NEVADA, LLC,

7 Plaintiffs,

8 v.

9 AVISON YOUNG (CANADA) INC.;  
10 AVISON YOUNG (USA) INC.; AVISON  
11 YOUNG-NEVADA, LLC, MARK ROSE,  
12 THE NEVADA COMMERCIAL GROUP,  
13 JOHN PINJUV, and JOSEPH KUPIEC; DOES  
14 1 through 5; and ROE BUSINESS ENTITIES  
15 6 through 10,

16 Defendants.

Case No. 2:15-cv-00531-RFB-EJY

**ORDER**

17 This Order is in furtherance of the Court's hearing held and Order issued on July 28, 2021,  
18 regarding *in camera* review of documents from the Mark Rose G&E Folder. The Court has reviewed  
19 the documents submitted *in camera* and issues this Order setting the go-forward process.

20 1. The Court will return to Defense counsel, by password protected email, the  
21 documents the Court has identified and recommends for production. The documents include  
22 InCamera00000140, 147, 150, 152, 153, 154, 155, 157, 158, 162, 163, 164, 165, 166, 167, 176, 177,  
23 and 800-882.

24 2. Defendants shall have seven (7) court days following the date of this Order to review  
25 the Court's recommendations.

26 3. If Defendants have no objections to the Court's recommendations, Defendants shall  
27 produce the additional documents to Plaintiffs no later than fifteen (15) court days following the date  
28 of this Order.

4. If Defendants object to some or all of the Court's recommendations, Defense counsel  
shall file a motion seeking reconsideration of the Courts recommendations. An unredacted copy of  
the motion may be filed under seal. The motion shall be filed no later than thirty (30) court days

1 following the date of this Order. Defendants shall simultaneously file a redacted copy of their  
2 motion, together with a log identifying the basis for Defendants' objections to the Court's  
3 recommendations. The redacted motion and log shall be served on Plaintiffs. The log shall provide  
4 sufficient information so that Plaintiffs may determine whether to challenge any of the objections  
5 raised. The normal briefing schedule shall apply to the opposition and reply.

6 5. The Court will promptly set a hearing or issue a written order once the motion is fully  
7 briefed. The due date to any Objection shall follow from the Court's ruling on the motion.

8  
9 DATED this 10th day of August, 2021.

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12 ELAYNA J. YOUCHAK  
13 UNITED STATES MAGISTRATE JUDGE  
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