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Joseph Kupiec, The Nevada Commercial
Group LLC, and John Pinjuv*

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

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

Plaintiffs,

vs.

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,

Defendants.

Case No. 2:15–cv–00531–RFB–EJY

**STIPULATION REGARDING
BRIEFING SCHEDULE ON
DEFENDANTS’ MOTION FOR
SANCTIONS PURSUANT TO FED. R.
CIV. P. 30(d)(2) AND 37(d) AND FOR
CONTINUATION OF 30(b)(6)
DEPOSITIONS (ECF No. 595)**

1 In accordance with LR IA 6–1 and LR 7–1, Plaintiffs Newmark Group Inc., G&E
2 Acquisition Company LLC, and BGC Real Estate of Nevada (together, “Plaintiffs”), through their
3 counsel, 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 (together, “Defendants”), through their counsel, hereby stipulate to, and request the entry
6 of, an order setting a briefing schedule on *Defendants’ Motion for Sanctions Pursuant to Fed. R.*
7 *Civ. P. 30(d)(2) and 37(d) and for Continuation of 30(b)(6) Depositions* (the “Motion for
8 Sanctions”), as set forth below.

9
10 **STIPULATION**

11 1. On August 30, 2022, Defendants filed the Motion for Sanctions. (ECF No. 595,
12 Mot. for Sanctions.)

13 2. Under LR 7–2, the current deadline for Plaintiffs’ response to the Motion for
14 Sanctions is September 13, 2020.

15 3. Under LR 7–2, the current deadline for Defendants’ reply in support of the Motion
16 for Sanctions is September 20, 2020.

17 4. Having conferred and agreed, the parties respectfully request that the Court set the
18 following deadlines with respect to the Motion for Sanctions:

19 a. Plaintiffs shall have until **September 20, 2022**, to file a response in
20 opposition to the Motion for Sanctions.

21 b. Defendants shall have until **September 30, 2022**, to file a reply in support
22 of the Motion for Sanctions.

23 5. The parties further agree that (a) any extension of the briefing schedule on the
24 Motion for Sanctions does not render the Motion for Sanctions untimely, and (b) any extension of
25 the briefing schedule will not extend the overall discovery period, and will not be used to extend
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1 the overall case schedule, subject to any decision by the Court to extend either of the foregoing on
2 its own accord.

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4 IT IS SO ORDERED:

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6 Hon. Elayna J. Youchak
7 United Magistrate Judge

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DATED: September 6, 2022

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Dated: September 2, 2022

Respectfully submitted by:

NIXON PEABODY LLP

By: /s/ Tina B. Solis

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