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6 *Attorney for Plaintiffs*

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 ***

11 LITO CARBAJAL, an individual; JUAN)
CENTENO, an individual; GERARDO)
12 GAMBOA, an individual; SHERI HOLLIDAY,)
an individual; LORENZO MENESES, an)
13 individual; SAMMY MONJE, an individual;)
RAFAEL PADILLA, an individual; JOSE)
14 RODRIGUEZ, an individual; MARYLNN)
RUSSUM, an individual; VINCENT)
15 SAUCEDO, an individual; ALLAN)
SVENNSON, an individual; SUSAN)
16 SWOGGER, an individual; DANIEL)
VALENZUELA, an individual,)

Case No. 2:15-cv-00657-JCM-PAL

17 Plaintiffs,)

18 vs.)

19 THE MIRAGE CASINO-HOTEL, a Nevada)
20 corporation; MGM RESORTS)
INTERNATIONAL, a Delaware corporation;)
21 CRAFTED HOSPITALITY, an unknown)
business entity; DOES I through X; and ROE)
22 BUSINESS ENTITIES I through X, inclusive,)

23 Defendants.)

24 **STIPULATION TO DISMISS AS TO DEFENDANT, CRAFTED HOSPITALITY,**
25 **AND FOR LEAVE TO FILE FIRST AMENDED COMPLAINT**

26 COMES NOW, Plaintiffs, LITO CARBAJAL; JUAN CENTENO; GERARDO
27 GAMBOA; SHERI HOLLIDAY; LORENZO MENESES; SAMMY MONJE; RAFAEL
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1 PADILLA; JOSE RODRIGUES; MARYLNN RUSSUM; VINCENT SAUCEDO; ALLAN
2 SVENNSON; SUSAN SWOGGER; DANIEL VALENZUELA, and Defendants, THE MIRAGE
3 CASINO-HOTEL and CRAFTED HOSPITALITY, by and through their undersigned counsel,
4 and hereby stipulate and agree as follows:

- 5 1. This action alleges discrimination on the basis of age in the terms, conditions and
6 privileges of employment under state and federal statutes, namely, the Age
7 Discrimination in Employment Act (“*ADEA*”), 29 U.S.C. §621 to §634; and the
8 Nevada anti-discrimination statutes, N.R.S. 613.310 *et seq.*
- 9 2. The action arises out of the Plaintiffs’ employment at that business located at
10 3400 Las Vegas Boulevard South, Las Vegas, Nevada 89109, known as Tom
11 Colicchio’s Heritage Steak (“*Heritage*”).
- 12 3. Defendants have represented that Defendant, Crafted Hospitality, has no
13 involvement with Heritage and that it is thus not a proper party to this action.
- 14 4. Defendants have represented that TC Enterprises, LLC is a party to a Restaurant
15 Management Agreement with Defendant, The Mirage Casino-Hotel, related to
16 Heritage.
- 17 5. The instant action shall be dismissed without prejudice as to Defendant, Crafted
18 Hospitality, only.
- 19 6. Plaintiff shall have leave to file a First Amended Complaint naming TC
20 Enterprises, LLC as a Defendant herein in the place and stead of Crafted
21 Hospitality.

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7. The case caption shall be amended to reflect the dismissal of Crafted Hospitality and the voluntary dismissal of MGM Resorts International, as well as the addition of TC Enterprises, LLC as a Defendant.

Dated this 3rd day of June, 2015.

ROGER P. CROTEAU &
ASSOCIATES, LTD.

LITTLER MENDELSON

/s/ Timothy E. Rhoda
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**THE MIRAGE CASINO-HOTEL AND
CRAFTED HOSPITALITY**

IT IS SO ORDERED.

By: *James C. Mahan*
UNITED STATES DISTRICT JUDGE

Dated: June 4, 2015