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 8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE DISTRICT OF NEVADA

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 11 TRAVELERS CASUALTY INSURANCE
 12 COMPANY OF AMERICA,

Case No. 2:15-cv-01420-APG-CWH

13 Plaintiff,

14 v.

15 AMICA MUTUAL INSURANCE
 16 COMPANY,

17 Defendant.

18 Whereas Plaintiff Travelers Casualty Insurance Company of America (“Travelers”) filed its
 19 Complaint [Dkt. No. 1] against Defendant Amica Mutual Insurance Company (“Amica”) seeking
 20 a declaration of rights various insurance policies and other agreements, and for contribution from
 21 Amica for a proportional share of the amount Travelers paid towards a settlement in underlying
 22 litigation.

23 Whereas Amica filed its Motion to Dismiss Pursuant to FRCP 12(b)(6) for Failure to State
 24 a Claim [Dkt. No. 8] (“Motion to Dismiss”) in which it argues (1) Travelers’ claims are barred by
 25 the applicable statute of limitation and (2) Travelers is not entitled to contribution pursuant to the
 26 terms of the various contracts among the parties.

27 Whereas a resolution of Amica’s Motion to Dismiss will likely resolve this matter either in
 28 favor of Amica or in favor of Travelers without the need for substantive discovery.

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Whereas the Motion to Dismiss is fully briefed and remains pending before the Court.

Whereas Travelers and Amica agree that any further discovery should be stayed pending resolution of the Motion to Dismiss.

Whereas Travelers and Amica further agree to submit a discovery plan and proposed scheduling order within 30 days after entry of a decision on the Motion to Dismiss in the event this matter is not resolved.

DATED this <u>1st</u> day of March, 2016.	DATED this <u>1st</u> day of March, 2016.
FORAN GLENNON PALANDECH PONZI & RUDLOFF	PATTON & KIRALY, P.C.

By: <u>/s/ Justin S. Hepworth</u> Amy M. Samberg, Esq. Nevada Bar No. 10212 Justin S. Hepworth, Esq. Nevada Bar No. 10080 7455 Arroyo Crossing, Suite 220 Las Vegas, Nevada 89113 <i>Attorneys for Travelers Property Casualty Company of America</i>	By: <u>/s/ W. Randolph Patton</u> W. Randolph Patton, Esq. Nevada Bar No. 000365 3016 West Charleston Blvd., Ste 195 Las Vegas, NV 89101 <i>Attorney for Amica Mutual Insurance Company</i>
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ORDER

IT HEREBY ORDERED that any further discovery should be stayed pending resolution of the Motion to Dismiss.

IT IS FURTHER ORDERED that the parties shall submit a discovery plan and proposed scheduling order within 30 days after entry of a decision on the Motion to Dismiss in the event this matter is not resolved in its entirety.

DATED March 2, 2016



UNITED STATES MAGISTRATE JUDGE