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19 UNITED STATES DISTRICT COURT

20 DISTRICT OF NEVADA

21 ON DEMAND DIRECT RESPONSE, LLC
22 AND ON DEMAND DIRECT RESPONSE
23 III, LLC,

24 Plaintiff,
25 v.

26 SHANA LEE MCCART-POLLAK D/B/A
27 LOL BUDDIES ENTERPRISES,

28 Defendant.

Case No. 02:15-cv-01576-MMD-VCF

**FIRST JOINT INTERIM STATUS
REPORT**

1 Plaintiffs, On Demand Direct Response, LLC and On Demand Direct Response III, LLC
2 (collectively, the "Plaintiffs") and Defendant Shana Lee McCart-Pollak d/b/a LOL Buddies
3 Enterprises (the "Defendant") hereby submit this interim status report (1) to apprise the Court of
4 the status of the Parties ongoing settlement discussions; and (2) to request that the Court allow
5 the Parties up to and including January 29, 2016, to comply with their obligations under Fed. R.
6 Civ. P. 26(f).
7

8 On October 14, 2015, the Court held a hearing regarding Plaintiffs' Motion for
9 Preliminary Injunction. The Court made findings and extended the Injunction to March 4, 2016.
10 In addition, the Court directed the parties to confer related to the Injunction. The Parties
11 conferred and entered into a Letter Agreement dated November 11, 2015.
12

13 In addition, since the hearing on October 14, 2015, Mark Meyers, the CEO of Spiral Toys
14 LLC, who is Plaintiffs' partner, has been communicating with Defendant regarding the
15 possibility of settlement. These communications resulted in a settlement call on Friday,
16 November 13, 2015, including Defendant, Mr. Meyers, and the representative of the Plaintiffs.
17 The Parties advised that they had a productive call and decided to continue to engage in
18 settlement discussions to attempt to seek an amicable resolution to this dispute. However,
19 because of Mr. Meyers' wedding plans and honeymoon, the Parties are unable to speak until the
20 beginning of December 2015. Knowing the difficulty in scheduling conference calls in
21 December with travel and unavailability because of the holidays, the Parties anticipate that these
22 settlement discussions will continue into January 2016.
23

24 The Parties would like to discuss the possible resolution of this matter unencumbered by
25 the litigation process and discovery under Rule 26, and therefore, request that the Court allow the
26 Parties up to and including January 29, 2016, to comply with their obligations under Rule 26(f).
27
28

1 DATED this 9th day of December, 2015.

2

3 /s/Thomas J. Mango

4 Thomas J. Mango*

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16 *Attorneys for Plaintiffs*

17

18 IT IS HEREBY ORDERED that the Discovery Plan and Scheduling Order must
be filed on or before January 15, 2016.

20 **IT IS SO ORDERED.**

Carla Gaddis

23 **UNITED STATES MAGISTRATE JUDGE**

24 DATED: December 14, 2015

CERTIFICATE OF SERVICE

Pursuant to Fed. R. Civ. P. 5(b), I hereby certify that on December 11, 2015, a copy of the foregoing document titled FIRST JOINT INTERIM STATUS REPORT was filed electronically with the Court's electronic filing system and was served by electronic and first class mail on the following:

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/s/Thomas J. Mango

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