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8
 9 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

10 THE HACKETT MILLER COMPANY, INC., a
 11 Nevada corporation,

12 Plaintiff,

13 v.

14 GFOUR PRODUCTIONS, LLC, a Florida limited
 liability company; and SPOTLIGHT RIGHTS,
 15 LLC, a Florida limited liability company,

16 Defendants.

Case No.: 2:16-cv-00418-RFB-NJK

**STIPULATION AND (PROPOSED)
 ORDER FOR (1) EXTENSION OF
 TIME FOR PARTIES TO FILE A
 DISCOVERY PLAN AND
 SCHEDULING ORDER PURSUANT
 TO THE COURT’S ORDER DATED
 MARCH 31, 2017 (Third Request) AND
 (2) EXTENSION OF TIME FOR THE
 PARTIES TO CONDUCT
 JURISDICTIONAL DISCOVERY
 (First Request)**

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 19 Plaintiff THE HACKETT MILLER COMPANY, INC. (“Plaintiff”), and Defendants
 20 GFOUR PRODUCTIONS, LLC and SPOTLIGHT RIGHTS LLC (“Defendants”), by and
 21 through their undersigned counsel, hereby stipulate and agree to a third 21-day extension of time
 22 up to and including May 26, 2017, for the parties to file a Joint Discovery Plan and Scheduling
 23 Order with the Court pursuant to the Court’s Minute Order dated March 31, 2017 (ECF No. 29)
 24 as well as a 30-day extension of time for the parties to conduct the jurisdictional discovery ordered
 25 by the Court in the same Minute Order.

26 On March 30, 2017, the Court denied without prejudice Defendant’s Motion to Dismiss
 27 for (1) Lack of Personal Jurisdiction, (2) Failure to Join a Necessary Party, and (3) Improper
 28 Venue, and (4) Request to Transfer Venue (ECF No. 22) and ordered the parties to engage in

1 jurisdictional discovery for a period of 60 days commencing March 31, 2017, and to submit a
2 joint proposed discovery/scheduling order within one week from March 31, 2017.

3 On April 7, 2017, the parties filed a stipulation to extend the time to file a discovery plan
4 for 14 days (ECF No. 30) because the parties had reached a settlement framework which would
5 dismiss the action entirely and wanted additional time to allow the parties to finalize settlement
6 in the form of a formal written settlement agreement. On April 10, 2017, the Court granted the
7 stipulation of the parties (ECF No. 31).

8 While Plaintiff's counsel diligently prepared a draft written settlement agreement for
9 Defendants' review, Plaintiff's counsel was unable to obtain client approval on the draft due to
10 vacation travel plans by Plaintiff's principals until April 17, 2017. Defendants' counsel provided
11 proposed revisions to the settlement agreement on April 20, 2017.

12 Because Plaintiff's counsel required additional time to review and discuss Defendants'
13 proposed changes prior to the revised deadline to submit a discovery plan, the parties, on April
14 21, 2017, filed a second stipulation to extend the time to file a discovery plan for another 14 days
15 (ECF No. 32) to May 5, 2017, which the Court granted on May 2, 2017 (ECF No. 33).

16 On April 24, 2017, the parties' counsel discussed Defendants' latest revisions to the draft
17 settlement agreement. While Defendants' revisions raised some additional issues from Plaintiff's
18 side, counsel for both parties believed that such issues could be worked out among the parties and
19 agreed to continue trying to work towards a mutually acceptable settlement agreement. While
20 Plaintiff's counsel worked diligently on further revisions to the settlement agreement that would
21 address Plaintiff's concerns, Plaintiff's counsel was again not able to get client approval on the
22 revised draft prior to sending it back to Defendants' counsel. This time, however, it was due to
23 Plaintiff's primary principal, whom Plaintiff's counsel has been working with in connection with
24 these settlement negotiations, falling severely ill and not being in a condition to review carefully
25 an important legal agreement such as the proposed settlement agreement. In addition, Plaintiff's
26 counsel is currently scheduled to be outside the country from May 5th through May 18th on a two-
27 week vacation that was scheduled back in February (and about which Defendants' counsel was
28 informed by Plaintiff's counsel on March 30, 2017).

1 By this Stipulation, the parties request that the deadline to file a joint proposed discovery
2 plan/scheduling order be extended by another 21 days to May 26, 2017. Moreover, while the
3 parties remain optimistic that jurisdictional discovery will be unnecessary in light of the ongoing
4 settlement discussion between the parties, the parties nonetheless respectfully request a 30-day
5 extension of the current jurisdictional discovery period to June 30, 2017, in the event that the
6 parties are unable to reach a complete settlement and must proceed with jurisdictional discovery.

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1 This is the third request for an extension of time by both parties to file the joint proposed
2 discovery/scheduling order and the first request for an extension of time to the jurisdictional
3 discovery period. Good cause exists for these requests because while the parties remain optimistic
4 about the prospects of consummating a settlement, they require additional time due to the reasons
5 described above in order to address the remaining issues that exist between the parties, approve
6 revisions to the settlement agreement with their respective clients, and finalize such settlement.
7 For these reasons, this stipulated request is made for good cause and not for purposes of delay.

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9 Dated: May 3, 2017

Dated: May 3, 2017

10 Respectfully Submitted,

Respectfully Submitted,

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LLC and Spotlight Rights, LLC

22 **IT IS SO ORDERED.**

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24 RICHARD F. BOULWARE, II
25 United States District Judge

26 Dated: May 8, 2017
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