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11 *Attorneys for Defendant*
 12 *AUTOVEST, LLC*

13 **UNITED STATES DISTRICT COURT**
 14 **DISTRICT OF NEVADA**

15 * * *

16 CARLOS EFRAIN LEONEL
 17 GARCIA, an individual, on behalf of
 himself and all those similarly
 18 situated,

19 Plaintiff,

20 vs.

21
 22 AUTOVEST, LLC, a foreign limited
 liability company;

23
 24 Defendant.

CASE NO.: 2:16-cv-00601-JAD-CWH

25
 26 **STIPULATION AND ORDER TO
 EXTEND TIME TO FILE JOINT
 MOTION FOR PRELIMINARY
 APPROVAL OF CLASS
 SETTLEMENT**

27 **(SECOND REQUEST)**

1 Plaintiff Carlos Efrain Leonel Garcia (“Plaintiff”), nonparty Lorraine Belt
2 (“Belt”), and defendant Autovest, L.L.C. (“Autovest”) (collectively, the “Stipulating
3 Parties”), by and through their undersigned counsel, hereby stipulate as follows:

4 1. On November 8, 2016, the parties filed a Stipulation and Order Staying
5 Pending Motions and Setting Date to Submit Joint Motion Re Approval of Class
6 Settlement. The stipulation stated that the parties have reached a class-wide
7 settlement in principle and that a joint motion for approval of the settlement will be
8 filed on or before December 16, 2016.

9 2. On November 14, 2016, the Court entered an Order denying all pending
10 motions without prejudice and, consistent with the parties’ stipulation, requiring the
11 joint motion for preliminary approval of the settlement to be filed on or before
12 December 16, 2016.

13 3. Pursuant to the Stipulating Parties’ request, on December 15, 2016, the
14 Court extended the deadline file the joint motion for approval of the settlement to
15 January 13, 2017, in order to give Defendant additional time to review its records, to
16 identify necessary class information and to review the settlement documents with its
17 counsel, who was out of the office from December 23, 2016 through January 2, 2017.

18 4. On January 4, 2017, Defendant proposed several substantive revisions
19 to the terms of the settlement agreement and class notice.

20 5. On January 10, 2017, Plaintiff and Belt agreed to most of the revisions,
21 however, substantive disagreement remained on at least two remaining issues.

22 6. On January 12, 2017, the Stipulating Parties met and conferred by phone
23 in attempt to solve those issues.

24 7. In light of the ongoing negotiations, the Stipulating Parties have agreed
25 to further extend the deadline to file the joint motion for preliminary approval of the
26 settlement from January 13, 2017 to January 31, 2017.

27 8. The extension is warranted because the Stipulating Parties have been
28 engaged in good faith negotiations in an effort to finalize the settlement and have

1 made substantial progress. The Stipulating Parties believe additional time to
2 consider each side's respective positions as to the final remaining issues will be
3 beneficial and increase the likelihood of reaching a final agreement.

4 9. This is the second stipulation for an extension of time relating to the
5 joint motion for preliminary approval of the settlement.

6 For the reasons stated herein and pursuant to Local Rules IA 6-1, IA 6-2 and
7 7-1, the Stipulating Parties hereby agree that the parties' deadline to file the joint
8 motion for preliminary approval of the class settlement is extended from January 13,
9 2017. to January 31, 2017.

10
11 DATED: January 12, 2017

SIMMONDS & NARITA LLP

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13 /s/R. Travis Campbell
14 R. TRAVIS CAMPBELL (pro hac vice)
15 California Bar #271580
16 Attorneys for Defendant
17 44 Montgomery Street, Suite 3010
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16 DATED: January 12, 2017

LEGAL AID CENTER OF
SOUTHERN NEVADA, INC.

19 /s/Dan L. Wulz
20 DAN L. WULZ
21 Nevada Bar #5557
22 Attorneys for Plaintiff and nonparty
23 Lorraine Belt
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25 Las Vegas, NV 89104

26 IT IS SO ORDERED

27 
28 _____
The Honorable Jennifer Dorsey
United States District Judge

DATED: January 13, 2017