

17 COMES NOW, Defendant, COBRA THERMOSOLAR PLANTS, INC.
18 ("Defednant"), by and through its counsel of record, Williams J. Wray, Esq., and Donna
19 DiMaggio, Esq., of the law firm of HOLLEY DRIGGS WALCH FINE WRAY PUZEY
20 & THOMPSON, and Plaintiff, THE PRIVATE BANK AND TRUST COMPANY
21 ("Plaintiff"), by and through its counsel of record, Shan Davis, Esq., of the law firm of
22 DAVIS/STIBOR, (Plaintiff and Defendant are hereinafter collectively referred to as
23 "Parties") and hereby agree and stipulate as follows:

Plaintiff filed a Complaint on May 2, 2016. The Parties initially agreed to an
open extension for Defendant to respond to the Complaint. After a status check with the
Court, the Parties agreed to respond to the Complaint by September 16, 2016 or file a
stipulation requesting a further extension if settlement discussions were continuing. The

2 said discussions without incurring the cost of litigation. As such, the Parties agree to allow Defendant a thirty (30) day extension to respond to the Complaint. Defendant shall 3 have until October 17, 2016 to respond to the Complaint. 4 5 The Parties further agree and stipulate that the requirements proscribed in F.R.C.P. 26 and LR 26-1 be tolled. 6 7 The Parties further agree and stipulate that should the Parties fail to resolve this 8 matter, Defendant shall have ten (10) days to file a response to the Complaint. 9 DATED this <u>16</u> day of September, 2016 DATED this <u>16</u> day of September, 2016 10 **DAVIS/STIBOR** HOLLEY DRIGGS WALCH FINE WRAY PUZEY & THOMPSON 11 /s/ Donna DiMaggio /s/ Shan Davis 12 WILLIAM J. WRAY, ESO. SHAN DAVIS, ESO. Nevada Bar No. 5834 Nevada Bar No. 9323 13 DONNA DIMAGGIO, ESO. 410 S. Rampart Blvd., Suite 390 Nevada Bar No. 9794 Las Vegas, Nevada 89145 14 400 South Fourth Street, Third Floor Attorneys for Plaintiff The Private Las Vegas, Nevada 89101 Bank and Trust 15 Attorneys for Defendant Cobra Thermosolar Plants, Inc. 16 17 18 ORDER 19 20 IT IS SO ORDERED. 21 9-16-2016 DATED: \_ Jack 22 23 **U.S. MAGISTRATE** 24 25 26 27

Parties continue to be actively engaged in settlement discussions and wish to continue

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