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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

Case No. 2:16-CV-1664

ZACHARY BROOKE ROBERTS, an
Individual,

Defendant.

STIPULATED MOTION TO STAY PROCEEDINGS

Plaintiff Securities and Exchange Commission (“Commission”), and Defendant Zachary Brooke Roberts (“Roberts”), through their respective counsel, hereby stipulate and agree:

On March 18, 2016, the United States filed a criminal case in the U.S. District Court for the District of Montana entitled United States of America v. Encore Services, LLC, and Zachary Brooke Roberts, Case No. CR 16-19-GF-BMM (“criminal action”). The conduct alleged in U.S. v. Encore is substantially similar to the conduct alleged by the Commission in the instant action. Roberts has proposed, and the Commission has agreed, subject to the Court’s approval, to a stay of this action until the conclusion of the criminal action.

Based upon the foregoing, IT IS HEREBY STIPULATED AND AGREED that, subject to this Court’s approval, the above-captioned action shall be stayed until the resolution of the criminal action against Roberts following the entry of this order. Notice shall be given to the Court upon resolution of criminal proceedings. The Defendant shall have 60 days from the conclusion of the criminal action to file an answer.

DATED: August 18, 2016

Respectfully Submitted,

/s/ Daniel J. Wadley
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James J. Thibodeau
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U.S. Securities and Exchange Commission

/s/ Rachel Hirsch
Attorney for Defendant
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Defendant.

Case No. 2:16-CV-1664

PROPOSED ORDER TO STAY PROCEEDINGS

Based on the foregoing stipulation of the parties, and for good cause shown, the Court hereby orders that these proceedings, and any deadlines herein, shall be stayed and continued until the conclusion of the criminal action against Zachary Brooke Roberts in the U.S. District Court for the District of Montana, Case No. CR 16-19-GF-BMM. Notice shall be given to the

Court upon resolution of criminal proceedings. The Defendant shall have 60 days from the conclusion of the criminal action to file an answer.

IT IS SO ORDERED.



Peggy A. Leen

UNITED STATES MAGISTRATE JUDGE

DATED: September 1, 2016