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

14 BHRAC-AC, LLC d/b/a GOTHAM DREAM CARS, LLC) Case No. 2:16-cv-01813-JCM-PAL
15 Plaintiff,)
16 v.)
17 DREAMDEALERS USA, LLC d/b/a EXOTICS RACING)
18 Defendant.)
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23 COMES NOW, Plaintiff BHRAC-AC, LLC d/b/a GOTHAM DREAM CARS, LLC
24 (“Plaintiff”) and Defendant DREAMDEALERS USA, LLC d/b/a EXOTICS RACING (“Defendant”),
25 (collectively, the “Parties”), by and through their respective, undersigned, counsel of record, and hereby
submit the following Joint Status Report in accordance with the Court’s Order, issued on September
26, 2016. (ECF No. 10.)

27 1. On August 1, 2016, Plaintiff filed a Complaint for Declaratory Judgment in the United
28 States District Court for the District of Nevada (ECF No. 1) (the “Complaint”), seeking declaratory
judgment in regards to Defendant’s allegations of trademark infringement.

27 2. On August 12, 2016, Defendant sent Plaintiff a signed waiver of service of summons of
the Complaint (“Waiver”).

28 3. This Waiver was filed with the Court on August 15, 2016. (ECF No. 8).

1 4. Accordingly, pursuant to Rule 4 of the Federal Rules of Civil Procedure, an answer or
2 responsive pleading to Plaintiff's Complaint is due sixty (60) days from August 12, 2016, which would
3 be October 11, 2016.

4 5. The Parties have engaged in settlement discussions, via written correspondence, and on
5 August 24, 2016, the Parties, and their respective counsel, personally met and conferred in this matter.

6 6. During this settlement conference, the Parties reached a tentative settlement agreement
7 in regards to Plaintiff's Complaint and Defendant's anticipated counterclaims and requests for
8 injunctive relief.

9 7. In order to facilitate the Parties' settlement efforts, as well as to minimize attorneys'
10 fees and other legal expenses, Plaintiff and Defendant agreed that the present civil action should be
11 stayed for sixty (60) days.

12 8. On or about September 6, 2016, the Parties filed a Stipulation and Proposed Order to
13 Stay Proceedings in this Matter (the "Parties' Stipulation"), requesting that the Court enter an Order
14 staying the matter for a period of sixty (60) days from the date an order on this stipulation is entered
15 with the Court; and stipulating that nothing in this delay shall prejudice Defendant's right to seek
16 necessary injunctive relief from this Court and/or to file any relevant counter-claims and/or third-party
17 claims in this matter. (ECF No. 9.)

18 9. On September 26, 2016, this Court entered an Order on the Parties' Stipulation, stating
19 that the Parties shall have until October 11, 2016, to file a stipulation to dismiss if a settlement has been
20 reached, or a joint status report indicating when the stipulation to dismiss will be filed. If a settlement
21 has not been reached, Defendant shall have until October 18, 2016, to file an answer or responsive
22 pleading. See ECF No. 10.

23 10. The Parties have been negotiating the terms of the settlement agreement and require
24 additional time in doing so, due to the certain principals being unavailable for an extended period of
25 time.

26 11. Currently, the Settlement Agreement has been drafted and is undergoing review by the

1 Parties. Accordingly, the Parties respectfully request that this Court allow the instant Stay be permitted
2 to continue for an additional thirty (30) days, until November 10, 2016, in order to allow the Parties to
3 come to an anticipated agreed-upon settlement of the instant matter and file a stipulated dismissal
4 regarding the same.

5 12. If a settlement has not been reached by November 10, 2016, the Parties agree that
6 Defendant shall have until November 18, 2016, to file an answer or responsive pleading to Plaintiff's
7 Complaint.

8 13. As with the Parties' original Stipulation, the Parties agree that nothing in this delay shall
9 prejudice Defendant's right to seek necessary injunctive relief from this Court and/or to file any
10 relevant counter-claims and/or third-party claims in this matter.

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13 RESPECTFULLY SUBMITTED this 11th day of October, 2016.

14 **THE AMIN LAW GROUP NV, LTD.**

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16 **AKERMAN, LLP.**

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IT IS SO ORDERED.

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UNITED STATES MAGISTRATE JUDGE

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Dated: October 12, 2016