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

16 BASKIM HOLDINGS, INC., a Louisiana
 17 corporation,

18 Plaintiff

19 v.

20 TWO M, INC. d/b/a BABE’S CABARET

21 Defendant

Case No.: 2:16-cv-01898-APG-GWF

**STIPULATION AND ORDER TO
 RESCHEDULE DEPOSITIONS**

22 Defendants, Two M, Inc. and Omar Aldabbagh, and plaintiff, Baskim Holdings, Inc. (the
 23 “Parties”), respectfully request that the Court extend the time for the Parties to take depositions
 24

1 previously ordered to be completed by June 12, 2017 (ECF 50). In support of this request, the
2 Parties state:

3 1. The Parties previously stipulated to, and the Court ordered (ECF 50), the following
4 depositions take place in the following manner:

5 a. Defendants will make the following witnesses available for deposition at plaintiff's
6 counsel's office over a three-day period of June 7, 8, and 9, 2017: Hilary Rush, Sara
7 Bebee, Sarah Ruttenberg, Kelly Jones, Larry Wexler and Omar Aldabbagh.

8 b. Plaintiff will reschedule the depositions of Peter Feinstein, Danny Romine and Ken
9 Bowman, during the three-day period of June 7, 8, and 9, 2017.

10 c. Plaintiff will make Dr. Michael Einhorn available for deposition at defense
11 counsel's office on June 12, 2017.

12 d. Defendant may issue a deposition subpoena to plaintiff's New Orleans, Louisiana
13 licensee's landlord, scheduling the deposition on or before June 12, 2017. (the
14 "Prior Depositions").

15 2. On May 18, 2017, the Court held a hearing on Defendants' Emergency Motion to
16 Extend Time and Alter Discovery Deadlines (ECF 45); the Court ordered a forty-five (45) day
17 extension of the following pre-trial deadlines: (1) discovery deadline extended until July 27, 2017;
18 (2) the dispositive motion deadline extended to August 28, 2017; and (3) the joint pre-trial deadline
19 extended until September 28, 2017 (ECF 53).

20 3. In light of the depositions necessary to complete discovery prior to trial, and given
21 the additional time allowed to finish discovery, the Parties believe it is in their best interest to
22 attempt to resolve this matter prior to incurring the expenses associated with taking the previously
23 scheduled Prior Depositions. Indeed, the parties have agreed to participate in a joint settlement
24 conference with the magistrate judge in the coming months.

4. Accordingly, the Parties request that the Court order the remaining Prior
Depositions below be reset and taken based on the following agreed-upon schedule:

- 1
2 a. Defendants will make the following witnesses available for deposition at plaintiff's
3 counsel's office:

Hilary Rush	July 12, 2017 at 9:00 a.m. (PST)
Sarah Ruttenberg	July 12, 2017 at 1:00 p.m. (PST)
Sara Bebee	July 12, 2017 at 3:00 p.m. (PST)
Kelly Jones	July 13, 2017 at 3:00 p.m. (PST)
Larry Wexler	July 14, 2017 at 1:00 p.m. (PST)
Omar Aldabbagh ¹	July 14, 2017 at 9:00 a.m. (PST)

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9 b. Plaintiff will make the following witnesses available for deposition at defense
10 counsel's office in Florham Park, New Jersey:

Dr. Michael Einhorn	July 21, 2017 at 9:00 a.m. (EST)
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- 11 c. Plaintiff will reschedule the depositions of Danny Romine and Richard Gradillas²,
12 during the three-day period of July 12, 13, and 14, 2017. If either of these witnesses
13 are unavailable during that time period, the parties will work together in good faith
14 to schedule the deposition on or before July 14, 2017.

15 WHEREFORE, in an effort to allow the Parties to conduct meaningful settlement negotiations
16 without incurring the additional costs of taking several depositions, the Parties respectfully request
17 that the Court enter an Order to allow for the above-described depositions to occur on the dates set
18 forth above.

19 _____
20 ¹ Defendants specifically reserve the right to seek a protective order quashing or limiting the
21 deposition of Omar Aldabbagh. Mr. Aldabbagh was previously produced for deposition as the
22 corporate representative for Two M, Inc. Defendants question whether Mr. Aldabbagh is required
23 to appear individually for deposition without plaintiff seeking leave of court. Nonetheless, absent
24 an Order from the Court quashing or limiting Mr. Aldabbagh's deposition, defendants will produce
him for deposition on July 14, 2017.

² Richard Gradillas was not identified in the Court's prior order because he was not yet identified
as a witness. Mr. Gradillas was only recently named as a witness for the defense in their fifth
supplement to initial disclosures dated May 22, 2017.

