

1 D. NEAL TOMLINSON  
Nevada Bar No. 06851  
2 neal@hyperionlegal.com  
KRISTINA R. KLEIST  
3 Nevada Bar No. 13520  
kristina@hyperionlegal.com  
4 Hyperion Advisors  
3960 Howard Hughes Parkway, Suite 500  
5 Las Vegas, Nevada 89169  
Telephone: (702) 990-3901  
6 Fax: (702) 999-3501

7 Attorneys for Defendants

8  
9 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

10  
11 FEDERAL TRADE COMMISSION,

12 Plaintiff,

13 v.

14 OMICS GROUP INC., et al.,

15 Defendants.

Case No. 2:16-cv-02022-GMN-VCF

STIPULATION AND [PROPOSED]  
ORDER TO EXTEND RESPONSE  
DEADLINE

16  
17 Defendants, OMICS GROUP INC., IMEDPUB LLC, CONFERENCE SERIES LLC,  
18 and SRINUBABU GEDELA, by and through counsel of record, D. Neal Tomlinson and  
19 Kristina R. Kleist, and Plaintiff, FEDERAL TRADE COMMISSION, by and through counsel of  
20 record, Gregory A. Ashe and Michael E. Tankersley, hereby agree and stipulate as follows:

- 21 1. On May 1, 2018, Plaintiff filed its Motion to for Summary Judgment, (Dkt. No. 86).
- 22 2. Defendants also filed their Motion for Summary Judgment on May 1, 2018 (Dkt. No.  
23 89).
- 24 3. Plaintiff's Motion for Summary Judgment is quite extensive, being over 50 pages  
25 itself and referencing 27 exhibits, including a declaration with exhibits of over 1,000  
26 pages.
- 27 4. Plaintiff filed their Opposition to Defendants' Motion for Summary Judgment on  
28 May 22, 2018 (Dkt. No. 97).

- 1 5. Plaintiff also filed a Motion to Strike the Declaration of Kishore Vattikoti, part of  
2 Defendants' Motion for Summary Judgment, on May 22, 2018 (Dkt. No. 96).
- 3 6. This Court granted a stipulation for extension of time for the parties to respond to the  
4 respective Motions for Summary Judgment (Dkt. No. 98).
- 5 7. Currently, responses to the Motions for Summary Judgment are due on June 1, 2018  
6 and Defendants' response to the Motion to Strike the Declaration of Kishore Vattikoti  
7 is due on June 5, 2018.
- 8 8. Additionally, because Plaintiff has already filed their Opposition to Defendants'  
9 Motion for Summary Judgment, Defendants' Reply is due June 5, 2018.
- 10 9. Defense counsel has still been dealing with pressing family medical issues which has  
11 continued to require counsel to be out of the office, and additional time is needed to  
12 confer with Defendants and respond to the pending filings.
- 13 10. Plaintiff's counsel has agreed to extend the June 1, 2018 response date to the Motion  
14 for Summary Judgment and the June 5, 2018 response date for the Motion to Strike  
15 and the Reply to Plaintiff's Opposition to Defendants' Motion for Summary  
16 Judgment to June 8, 2018.
- 17 11. This Stipulation is being made in good faith between and at the request of both  
18 parties, and not for purposes of delay.

19 HYPERION ADVISORS

FEDERAL TRADE COMMISSION

20 Dated this 31<sup>st</sup> day of May, 2018.

Dated this 31<sup>st</sup> day of May, 2018.

21 /s/ D. Neal Tomlinson

/s/ Gregory A. Ashe

22 D. NEAL TOMLINSON  
Nevada Bar No. 06851  
23 KRISTINA R. KLEIST  
Nevada Bar No. 13520  
24 3960 Howard Hughes Parkway, Suite 500  
Las Vegas, Nevada 89169

ALDEN F. ABBOTT  
General Counsel  
GREGORY A. ASHE  
MICHAEL E. TANKERSLEY  
Federal Trade Commission  
600 Pennsylvania Avenue NW  
Washington, DC 20850

25 Attorneys for Defendants

Attorneys for Plaintiff

26  
27  
28


1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ORDER**

Pursuant to the stipulation of the parties, the deadline for Defendants to file their response to Plaintiff’s Motion for Summary Judgment, their reply to Plaintiff’s Opposition to Defendants’ Motion for Summary Judgment, and their response to Plaintiff’s Motion to Strike is hereby extended to June 8, 2018.

**IT IS SO ORDERED.**

Dated this 14 day of June, 2018.

  
\_\_\_\_\_  
Gloria M. Navarro, Chief Judge  
UNITED STATES DISTRICT COURT

**CERTIFICATE OF SERVICE**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

The undersigned hereby certifies that on May 31, 2018, a true and correct copy of the foregoing **STIPULATION AND [PROPOSED] ORDER TO EXTEND RESPONSE DEADLINE** was filed electronically with the United States District Court for the District of Nevada using the CM/ECF system, which sent notification to all parties of interest participating in the CM/ECF system.

/s/ D. Neal Tomlinson  
Attorney for Defendants