

1 J Christopher Jorgensen
 Nevada Bar No. 5382
 2 LEWIS ROCA ROTHGERBER CHRISTIE LLP
 3993 Howard Hughes Parkway, Suite 600
 3 Las Vegas, NV 89169
 Phone: (702) 474-2642
 4 Email: cjorgensen@lrrc.com

5 *Attorneys for Defendant*
Seterus, Inc.

7 David H. Krieger, Esq.
 Nevada Bar No. 9086
 8 HAINES & KRIEGER, LLC
 8985 S. Eastern Ave., Suite 350
 9 Henderson, NV 89123
 Phone: (702) 880-5554
 10 Email: dkrieger@hainesandkrieger.com

11 *Attorneys for Plaintiff*
James Birkan

12
 13 **IN THE UNITED STATES DISTRICT COURT**
 14 **DISTRICT OF NEVADA**

15 JAMES BIRKAN,

16 Plaintiff,

17 vs.

18 SETERUS, INC.; TOYOTA FINANCIAL
 19 SERVICES; FEDERAL NATIONAL
 MORTGAGE ASSOCIATION A/K/A
 20 FANNIE MAE; EQUIFAX
 INFORMATION SERVICES, LLC;
 21 INNOVIS DATA SOLUTIONS, INC.,

22 Defendants.

Case No.: 2:16-cv-02060-APG-PAL

**STIPULATION TO EXTEND
 DEFENDANT SETERUS, INC.'S
 TIME TO RESPOND TO
 COMPLAINT**

(SECOND REQUEST)

Compl. Filed: August 30, 2016

Hon. Judge Andrew P. Gordon
 Hon. Mag. Judge Peggy A. Leen

1 This is the second Stipulated Request to Extend Time to Respond to Complaint
2 made by and between Plaintiff James Birkan (“Plaintiff”) and Defendant Seterus, Inc.
3 (“Seterus”) through their respective counsel. This Request is made in light of the
4 following facts:

5 RECITALS

- 6 A. Plaintiff filed the Complaint (“Complaint”) against Seterus on or about
7 August 30, 2016.
- 8 B. Seterus was served with the Complaint on September 19, 2016.
- 9 C. The parties stipulated to extend Seterus’ time to respond to the Complaint
10 through October 21, 2016, in order to give Seterus time to investigate Plaintiff’s claims
11 and prepare a proper response, and for the parties to discuss a potential resolution of
12 this matter. Dkt. 8.
- 13 D. On October 7, 2016, the Court granted the parties stipulation. Dkt. 9.
- 14 E. Upon Seterus’ request, the parties agreed to further extend Seterus’ time to
15 respond to the Complaint through November 4, 2016, in order to give Seterus the
16 additional time necessary to investigate Plaintiff’s claims and prepare a proper
17 response, and for the parties to discuss a potential resolution of this matter.
- 18 F. There is good cause to grant this stipulation because Seterus requires
19 additional time to investigate Plaintiff’s claims and prepare a proper response, and the
20 parties require additional time to consider a resolution of this matter.
- 21 G. Pursuant to LR IA 6-1, Plaintiff and Seterus respectfully request that the
22 Court extend Seterus’ time to respond to Plaintiff’s Complaint through November 4,
23 2016.

24 ///

25 ///

26 ///

27 ///

28

STIPULATION

NOW, THEREFORE, Plaintiff and Seterus hereby stipulate and agree that Seterus has up to and including November 4, 2016, to file a response to Plaintiff's Complaint.

IT IS SO STIPULATED

DATED: October 18, 2016 LEWIS ROCA ROTHGERBER CHRISTIE LLP

By: /s/ J Christopher Jorgensen
J Christopher Jorgensen
Attorneys for Defendant
Seterus, Inc.

DATED: October 18, 2016 HAINES & KRIEGER, LLC

By: /s/ David H. Krieger
David H. Krieger, Esq.
Attorneys for Plaintiff
James Birkan

IT IS SO ORDERED


United States Magistrate Judge

Dated: October 20, 2016