UNITED STATES DISTRICT COURT 1 2 **DISTRICT OF NEVADA** 3 4 MGM Grand Hotel, LLC, 2:16-cv-02347-JAD-NJK 5 **Plaintiff** Order Granting Motion for Reconsideration 6 v. 7 Kyung Shin aka Kyung S. Shin, et al., [ECF No. 53] 8 **Defendants** 9 MGM Grand Hotel, LLC brings this suit to recover its losses caused when defendant 10 Kyung Shin used a fraudulently issued bank draft for gaming credit and other benefits. In its 11 amended complaint against Shin and the issuing financial institutions Canadian Imperial Bank of 12 Commerce and CIBC Securities, Inc. (collectively, "CIBC"), MGM prays for punitive damages 13 against all defendants. CIBC moved to dismiss this punitive damages "claim" against it, arguing 14 that the amended complaint lacks facts to support such an award.<sup>2</sup> When MGM failed to file a 15 timely opposition, I granted the motion to dismiss under Local Rule 7-2(d).<sup>3</sup> MGM filed its 16 opposition the following day and now moves to vacate my order granting the motion to permit its 17 belated opposition to be considered on its merits.<sup>4</sup> 18 I find that MGM has demonstrated excusable neglect and good cause to grant the 19 extension and request for reconsideration. Accordingly, 20 IT IS HEREBY ORDERED that MGM's Motion for Reconsideration and Extension of 21 Time [ECF No. 53] is GRANTED and the Order Granting the Motion to Dismiss [ECF No. 52] 22 23 24 <sup>1</sup> ECF No. 33. 25 <sup>2</sup> ECF No. 45. 26 <sup>3</sup> Nev. L.R. 7-2(d). 27 28 <sup>4</sup> ECF No. 53

1	is VACATED;
2	IT IS FURTHER ORDERED that MGM's belated opposition to CIBC's Motion to
3	Dismiss [ECF No. 51] is deemed timely; CIBC has until March 29, 2017, to file its reply in
4	support of the Motion to Dismiss [ECF No. 45]. The Clerk of Court is directed to reinstate
5	the Motion to Dismiss at ECF No. 45.
6	DATED: March 22, 2017
7	A total
8	Jennifer A. Dorsey United States District Judge
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