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 7 **Attorneys for Plaintiff**
DITECH FINANCIAL LLC

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

11 DITECH FINANCIAL LLC,
 12 Plaintiff,
 13 v.
 14 T-SHACK, INC.; SUNDANCE HOMEOWNERS
 ASSOCIATION, INC.,
 15 Defendants.
 16

CASE NO. 2:16-cv-02615-RFB-VCF

**STIPULATION AND ORDER
 WITHDRAWING T-SHACK, INC.'S
 RESPONSE TO DITECH FINANCIAL
 LLC'S MOTION FOR SUMMARY
 JUDGMENT AND EXTENDING
 DEADLINE FOR REPLY**



17
 18 Plaintiff DITECH FINANCIAL LLC (“Ditech”) and Defendant T-SHACK, INC. (“T-
 19 Shack”) (collectively, “Parties”), by and through their undersigned counsel, hereby stipulate the
 20 withdrawal of T-Shack’s Response to Ditech’s Motion for Summary Judgment filed on June 7, 2019
 21 (ECF 53) and extend the deadline to reply.

22 **Local Rule 26-4 Statement**

23 On April 10, 2019, this Court issued a minute order outlining the following deadlines:

24 Dispositive Motions	May 17, 2019
Responses	May 27, 2019
25 Replies	June 3, 2019

26 (ECF 37)

27 Ditech filed its Motion for Summary Judgment on May 17, 2019 (ECF 38), followed by an
 28 Errata on May 20, 2019 (ECF 41). T-Shack did not file its response until June 4, 2019 (ECF 51). T-

1 Shack then filed a second response on June 7, 2019 (ECF 53). T-Shack did not withdraw its initial
2 response, nor did it reference it in the second response. Thus, it is impossible for Ditech to reply
3 because Ditech cannot know which brief is operative. Additionally, because both responses filed by
4 T-Shack were untimely, there is no way to comply with the Court's original June 3, 2019 deadline.
5 Consequently, the Parties stipulate as follows:

6 IT IS STIPULATED THAT T-Shack, Inc. shall withdraw its Response filed on June 7, 2019
7 (ECF 53).

8 IT IS FURTHER STIPULATED THAT Ditech Financial LLC shall have two weeks from
9 the date of the execution of this Stipulation to file its Reply.

10 IT IS SO STIPULATED.

11 DATED: June 12, 2019

DATED: June 12, 2019

12 WOLFE & WYMAN LLP

AYON LAW, PLLC

14 By: /s/ Andrew A. Bao

By: /s/ Steven H. Burke

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Attorneys Defendant
T-SHACK, INC.

21 IT IS SO ORDERED.

22 
23 RICHARD F. BOULWARE, II
24 UNITED STATES DISTRICT JUDGE

25 Dated: _____

DATED this 13th day of June, 2019.

1 **CERTIFICATE OF SERVICE**

2 June 12, 2019, I served the **STIPULATION AND ORDER WITHDRAWING T-SHACK,**
3 **INC.'S RESPONSE TO DITECH FINANCIAL LLC'S MOTION FOR SUMMARY**
4 **JUDGMENT AND EXTENDING DEADLINE FOR REPLY** by the following means to the
5 persons as listed below:

6 X a. ECF System (you must attach the "Notice of Electronic Filing", or list
7 all persons and addresses and attach additional paper if necessary):

8 Allison R. Schmidt allisonschmidtesq@gmail.com, allison@nevadaslawyers.com,
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14 _____ b. United States Mail, postage fully pre-paid (List persons and addresses.
15 Attach additional paper if necessary):

16 By: /s/ Jamie Soquena _____
17 Jamie Soquena
18 An employee of Wolfe & Wyman LL



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