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7 Attorneys for Defendant,  
 8 CAPITAL ONE BANK (USA), N.A.,  
 9 Erroneously Named As “Capital One Bank, N.A.”,

10 **UNITED STATES DISTRICT COURT**  
 11 **DISTRICT OF NEVADA – LAS VEGAS**

12 CATHERINE LILLY,  
 13 Plaintiff,

14 v.

15 CAPITAL ONE BANK, N.A.,  
 16 Defendant.

Case No. 2:16-cv-02668-JCM-GWF

**STIPULATION FOR  
 EXTENSION OF TIME FOR  
 DEFENDANT CAPITAL ONE  
 BANK (USA), N.A. TO FILE A  
 RESPONSIVE PLEADING TO  
 COMPLAINT [FIRST  
 REQUEST]**

*[[Proposed] Order lodged  
 concurrently herewith]*

Complaint Filed: November 19, 2016  
 Trial Date: TBA

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1 Plaintiff Catherine Lilly (collectively “Plaintiff”), by and through her counsel  
2 of record, David Krieger, and Defendant Capital One Bank (USA), N.A., erroneously  
3 named as “Capital One” (“Capital One”), by and through its counsel of record,  
4 Brandon C. Fernald, hereby submit this stipulation to extend Capital One’s time to  
5 file a responsive pleading to the Complaint by three (3) weeks, as follows:

6 **WHEREAS:**

- 7 1. Plaintiff filed the Complaint in this matter on November 19, 2016;  
8 2. The Parties agree that a brief extension of time for Capital One to file its  
9 responsive pleading to the Complaint would benefit both Parties because it will allow  
10 them to continue to gather additional facts and information while continuing to devote  
11 their resources to exploring the potential for early resolution of this matter before  
12 incurring further fees and costs;  
13 3. Capital One and Plaintiff have agreed to extend Capital One’s current  
14 deadline to respond to Plaintiff’s Complaint by three (3) weeks to Wednesday,  
15 February 8, 2017;

16 **NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING,**  
17 **AND FOR GOOD CAUSE, IT IS HEREBY STIPULATED THAT:**

18 Capital One will file its responsive pleading to the Complaint on or before  
19 Wednesday, February 8, 2017;

20 **IT IS SO STIPULATED.**

21 DATED: January 19, 2017

HAINES & KRIEGER, LLC

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24 By: /s/ David Krieger  
25 DAVID KRIEGER  
26 Attorneys for Catherine Lilly  
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1 DATED: January 19, 2017

FERNALD LAW GROUP LLP

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3 By: /s/ Brandon C. Fernald  
BRANDON C. FERNALD

4 Attorneys for Defendant,  
5 CAPITAL ONE BANK (USA), N.A

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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA – LAS VEGAS**

CATHERINE LILLY,  
Plaintiff,  
v.  
CAPITAL ONE BANK, N.A.,  
Defendants.

Case No. 2:16-cv-02688-JCM-GWF

**[PROPOSED] ORDER**

Complaint Filed: Nov. 19, 2016  
Trial Date: TBA

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**ORDER**

The Court has reviewed the Stipulation filed by Plaintiff Catherine Lilly and Defendant Capital One Bank (USA), N.A. (“Capital One”), to extend Capital One’s time to file a responsive pleading to the Complaint by three (3) weeks. The Stipulation is incorporated herein by reference. Good cause appearing thereon, the Court hereby orders as follows:

Capital One’s time to file a responsive pleading to the Complaint is hereby extended. Capital One shall file its responsive pleading to the Complaint on or before February 8, 2017.

**IT IS SO ORDERED.**

DATED: 3/21/2017

  
UNITED STATES MAGISTRATE JUDGE