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9 Attorneys for Plaintiffs

10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12
13 KEVIN CARTER, and MICHAEL SACCO,
14 BLAKE RECK, individually and on behalf
of all others similarly situated,

15 Plaintiffs,

16 vs.

17 WYNN LAS VEGAS, LLC, a Nevada
domestic limited-liability company,
18 EMPLOYEES(S)/AGENT(S) DOES 1-10;
and ROE CORPORATIONS 11-20,
19 inclusive;

20 Defendant.

Case No: 2:16-cv-02697-APG-CWH

**STIPULATION AND ORDER FOR
DEADLINE TO FILE DISCOVERY
PLAN AND SCHEDULING ORDER**

21 **STIPULATION AND ORDER FOR**
22 **DEADLINE TO FILE DISCOVERY PLAN AND SCHEDULING ORDER**

23 The parties, by and through their respective counsel of record, submit the
24 following Stipulation And Order For Deadline To File Discovery Plan And Scheduling
25 Order

26 1. On January 3, 2017, the Court granted the parties' request to stay the
27 proceedings pending resolution of the Supreme Court of the United States' review of
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the petition for writ of certiorari filed in Wynn Las Vegas, LLC v. Cesarz, Case Number 16-163 (ECF No. 13).

2. Such petition for writ of certiorari was denied by the Supreme Court of the United States. Wynn Las Vegas, LLC v. Cesarz, 138 S. Ct. 2670, 201 L. Ed. 2d 1071 (2018).

3. Following the denial of writ of certiorari in Cesarz, the parties have engaged in discussions regarding the status of litigation and the possibility of resolution.

4. The parties continue to engage in settlement discussions and are exploring the possibility of mediation.

5. The parties request a period of sixty days up to and including April 1, 2019 to file a proposed discovery plan and scheduling order should the parties not achieve resolution nor secure a mediation date in such time period.

6. This request is not sought for any improper purpose or other reason of delay. Rather, it is sought only to conserve expenditures and resources of this litigation while the parties engage in further settlement discussions efforts.

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Wherefore, the parties respectfully request this court extend the current stay for a period of sixty days up to and including April 1, 2019, at which time parties will be required to file a proposed discovery plan and scheduling order.

Dated this 31st day of January 2019.

Dated this 31st day of January 2019.

Respectfully submitted,

Respectfully submitted,

/s/ Christian Gabroy
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Attorneys for Defendant

Attorneys for Plaintiffs

IT IS SO ORDERED.

February 4, 2019

Date


UNITED STATES MAGISTRATE JUDGE