

1 Joel E. Tasca  
 Nevada Bar No. 14124  
 2 Lindsay Demaree  
 Nevada Bar No. 11949  
 3 BALLARD SPAHR LLP  
 100 North City Parkway, Suite 1750  
 4 Las Vegas, Nevada 89106-4617  
 Telephone: 702.471.7000  
 5 Facsimile: 702.471.7070  
 tasca@ballardspahr.com  
 6 demareel@ballardspahr.com

7 *Attorneys for Defendant*  
*Department Stores National Bank, incorrectly*  
 8 *named as "Citigroup, Inc. d/b/a Citi"*

9  
 10  
 11 **UNITED STATES DISTRICT COURT**  
 12 **DISTRICT OF NEVADA**

13 CATHERINE LILLY,

14 Plaintiff,

15 v.

16 CITIGROUP, INC. D/B/A CITI;

17 Defendant.

CASE NO. 2:16-cv-02780-JCM-CWH

**STIPULATION AND ORDER TO  
 DISMISS CASE WITHOUT  
 PREJUDICE**

18 Plaintiff Catherine Lilly ("Plaintiff") and Defendant Department Stores  
 19 National Bank, incorrectly named as Citigroup, Inc. d/b/a Citi ("DSNB") (together,  
 20 the "Parties") stipulate and agree as follows:

- 21 1. On December 5, 2016, Plaintiff filed her complaint. (*See* ECF No. 1.)
- 22 2. The complaint asserts violations of the Telephone Consumer Protection  
 23 Act and the Nevada Deceptive Trade Practices Act based on telephone calls made to  
 24 collect on a Macy's branded credit card account (the "Account") issued by DSNB to  
 25 Plaintiff.
- 26 3. On March 30, 2017, the Parties filed a stipulation agreeing to submit  
 27 Plaintiff's claims to arbitration pursuant to the terms of the Parties' arbitration  
 28 agreement and to stay this action pending arbitration. (*See* ECF No. 9.)

