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13 **UNITED STATES DISTRICT COURT**
 14 **FOR THE DISTRICT OF NEVADA**

15 MUSTAFA YOUSIF and SHARONE
 16 WALKER on behalf of themselves and all
 others similarly situated,

17 Plaintiffs,

18 vs.

19 LAS VEGAS SAND CORP.; THE
 20 VENETIAN CASINO RESORT, LLC; and
 DOES 1 through 50, inclusive,

21 Defendants.

Case No.: 2:16-cv-02941-RFB-NJK

**STIPULATION AND ORDER TO EXTEND
 TIME TO RESPOND TO PLAINTIFFS’
 MOTION FOR CLASS CERTIFICATION
 UNDER RULE 23 OF THE FEDERAL
 RULES OF CIVIL PROCEDURE AND
 FOR PLAINTIFFS TO SUBMIT THEIR
 REPLY BRIEF**

(Third Request)

23 Pursuant to Local Rules IA 6-1, IA 6-2 and LR 7-1, Defendant Venetian Casino Resort, LLC
 24 (“Defendant”) and Plaintiffs Mustafa Yousif and Sharone Walker (collectively referred to as
 25 “Plaintiffs”) hereby request an extension of time, up to and including July 31, 2019, for Defendant
 26 to file its Response to Plaintiffs’ Motion for Class Certification (“Motion”).¹ Plaintiffs filed their

27 _____
 28 ¹ Las Vegas Sands Corp. was dismissed from this matter on October 10, 2018. (ECF No. 113.)

1 Motion on April 1, 2019. (ECF No. 126.) The present deadline for Defendant to file its Response
2 to the Motion is June 26, 2019. This is the parties' third request for an extension of time to file
3 Defendant's Response and Plaintiffs' Reply.

4 The first request was made on April 17, 2019 so that the parties could conclude a meet-and-
5 confer regarding evidence submitted by Plaintiffs, namely expert testimony of analyst James R.
6 Toney, in support of their Motion. (ECF No. 127.) Defendant requested the additional time to
7 review and analyze Mr. Toney's expert report, to determine whether a rebuttal expert is necessary
8 at this time, and to explore whether and to what extent a Motion to Strike Mr. Toney was appropriate.
9 (Id.) The request was granted on April 18, 2019. (ECF No. 128.)

10 The second request was made on May 13, 2019 to allow Defendant time to review relevant
11 written discovery limited to Mr. Toney's analysis and testimony and to conduct the deposition of
12 Mr. Toney. (ECF No. 129.) This request was granted on May 15, 2019. (ECF No. 130.)

13 Good cause now exists to extend the briefing schedule a third time, and this request is not
14 intended for purposes of delay. On May 9, 2019, Defendant served Plaintiffs limited Requests for
15 Production of Documents related to Mr. Toney. Defendant also scheduled Mr. Toney's deposition
16 to take place on June 12, 2019. Plaintiffs provided written objections and responses to Defendant's
17 Requests for Production of Documents on June 4, 2019; however, the parties disagreed as to
18 Plaintiffs' objections and responses. As a result, the parties agreed to continue Mr. Toney's
19 deposition. The deposition has been rescheduled for July 17, 2019. Defendant has also served a
20 subpoena duces tecum on Mr. Toney for a complete copy of his expert file. Upon completion of
21 Mr. Toney's deposition, Defendant requests two-weeks' time to finalize its Opposition to Plaintiffs'
22 Motion for Rule 23 Certification.

23 As set forth above, the parties respectfully request an extension of time until July 31, 2019
24 for Defendant to respond to Plaintiffs' Motion to allow for the review of the limited discovery related
25 to Mr. Toney's expert report contained in Plaintiffs' Motion as well as conduct his deposition.

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1 The parties also respectfully request that Plaintiffs' Reply in support of their Motion for Class
2 Certification pursuant to FRCP 23 be extended to a response time of a total of thirty (30) days from
3 the date Defendant files its Response, or August 31, 2019.

4 DATED this 19th day of June, 2019.

DATED this 19th day of June, 2019.

5 THIERMAN BUCK LLP

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P.C.

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16 **ORDER**

17 IT IS SO ORDERED.



18 RICHARD F. BOULWARE, II
19 UNITED STATES DISTRICT JUDGE

20 DATED this 24th day of June, 2019.