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18				
	UNITED STATES DISTRICT COURT DISTRICT OF NEVADA			
19		_		
20	JOHN E. ASHCRAFT,	: Case No. 2:16-cv-2978-JAD-NJK		
21	Plaintiff,	: :		
21	V.	STIPULATION TO STAY RULING ON		
22		: MOTION FOR LEAVE TO AMEND AND		
23	WELK RESORT GROUP, CORP. and	: OTHER MATTERS		
	EXPERIAN INFORMATION SOLUTIONS, INC.,	: [FIRST REQUEST]		
24	ive.,			
25	Defendants.	ECF Nos. 24, 28 :		
26				
27	COMES NOW Plaintiff John Ashcraft ("Plaintiff") and Defendant Experian Information			
21	Solutions, Inc. ("Experian"), by and through	gh their undersigned counsel of record, hereby		
28				
NayLor & Braster ATTORNEYS AT LAW 1050 Indigo Drive, Suite 200				
Las Vegas, NV 89145 (702) 420-7000				
		Dockets.Justia.c		

stipulate and agree as follows:

- 1. On May 3, 2017, Plaintiff took the 30(b)(6) deposition of Experian.
- 2. On May 9, 2017, and based in large part on Experian's 30(b)(6) testimony, Plaintiff moved for leave to amend his Complaint to add class allegations against Experian under the Fair Credit Reporting Act, 15 U.S.C. § 1681 *et seq.*, and NRS 598C. **ECF Dkt. 24**.
- 3. On May 23, 2017, Experian filed its response to the motion. **ECF Dkt. 25**.
- 4. On May 30, 2017, Plaintiff filed his reply in support of the motion. **ECF Dkt. 26**.
- 5. On June 14, 2017, Experian submitted a list of proposed changes to the deposition testimony, as well as a list of confidential designations to the transcript itself. *See*Exhibit 1. In that letter, Experian stated that because the revisions to the 30(b)(6) testimony obviated a fact relied on in support of Plaintiff's motion, Experian invited Plaintiff to withdraw the pending motion to dismiss and offered Experian's witness for re-deposition, as well as to extend all relevant case deadlines. ¹
- On June 17, 2017, Plaintiff submitted a letter to Experian's counsel, outlining concerns with the revisions to Experian's 30(b)(6) testimony, the confidential designations made to the transcript, and other discovery-related matters. Exhibit
 Therein, among other things, Plaintiff's counsel indicated that he might be moving to strike many of the revisions to the deposition testimony. *Id*.
- 7. The parties have agreed to meet and confer on several of the issues outlined in his June 17, 2017 letter on Monday, June 26, 2017.
- 8. In the interim, the parties agree that until they are able to meet and confer on matters related to Experian's June 14, 2017 discovery letter and either agree to resolve them among themselves or or seek judicial guidance on the same, they do

¹ Plaintiff believes that the revisions implicate his proposed class claim under the FCRA, but not his proposed class claim under NRS 598C.

1		not wish to burden the	Court's resources with adjudication of the motion for leave
2		to amend.	
3	9.	Therefore, the parties r	request that a ruling on the motion, as well as all relevant
4		case deadlines, be star	yed until such time as the instant dispute regarding the
5		revised deposition testi	mony is reached.
6	10.	If the parties are able to reach a resolution regarding these matters without Court	
7		involvement, the partic	es will submit a stipulation informing the Court to that
8		effect and proposing a	timetable for remaining case deadlines.
9	11.	Good cause exists to gr	ant the stay, because judicial economy is served by staying
10		the motion and conserv	ving judicial resources while the parties attempt to resolve
11		this issue among thems	elves prior to asking the Court to adjudicate the motion.
12	Dated: June 2	22, 2017	
13	Naylor & B	RASTER	KNEPPER & CLARK LLC
14			
15	By: <u>/s/ Andre</u> Jennifer	w J. Sharples L. Braster	By: /s/ Miles N. Clark Matthew I. Knepper (NBN 12796)
16		Bar No. 9982 J. Sharples	Miles N. Clark (NBN 13848) 10040 W. Cheyenne Ave., Suite 170-109
17	Nevada I	Bar No. 12866 ligo Drive, Suite 200	Las Vegas, NV 89129
18		as, NV 89145	David H. Krieger (NBN 9086) HAINES & KRIEGER, LLC
19	Attorneys for Information S	Defendant Experian	8985 S. Eastern Avenue, Suite 350 Henderson, NV 89123
20	Injornation	ottilions, me.	Sean N. Pavne (NBN 13216)
21			PAYNE LAW FIRM LLC 9550 S. Eastern Ave., Suite 253-A213
22			Las Vegas, NV 89123
23			Attorneys for Plaintiff
24			<u>ORDER</u>
25	Based	on the parties' stipulat	tion [ECF No. 28], this court's powers under FRCP 1,
26	and good car	use appearing, IT IS HE	EREBY ORDERED that the stipulation [ECF No. 28] is
27			LINES ARE STAYED until July 14, 2017, to permit ion issues identified in the stipulation; Plaintiff's
28	Motion for L	eave to File First Amer	nded Complaint [ECF No. 24] is DENIED without
R	prejudice to	its refiling by July 14, 2	2017.

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U.S. District Judge Jennifer Dorsey

6-22-17