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and Andrew Boggeri*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

JUSTOURS, INC., a Delaware corporation; PUERTO VALLARTA ACQUISITIONS, INC., a Delaware corporation;

v. Plaintiffs,

BOGENIUS GROUP, LLC, a California limited liability company; ANDREW BOGGERI, an individual; DOES I through X; and ROE CORPORATIONS I through X,

## Defendants.

CASE NO.: 2:17-cv-00078-GMN-CWH

**STIPULATION AND [PROPOSED]  
ORDER TO EXTEND TIME TO HOLD  
FED. R. CIV. P. 26(f) CONFERENCE AND  
SUBMIT DISCOVERY PLAN PENDING  
THE RESOLUTION OF THE MOTION TO  
COMPEL ARBITRATION**

### **(First Request)**

Defendants Bogenius Group, LLC and Andrew Boggeri (collectively, the "Defendants"), by and through their counsel of record, the law firm of Peterson Baker, PLLC, and Plaintiffs JusTours, Inc. and Puerto Vallarta Acquisitions, Inc. (collectively, the "Plaintiffs"), by and through their counsel of record, the law firm of Hogan Hulet PLLC, hereby state as follows:

1. On November 30, 2016, Plaintiffs filed their Complaint in the Eighth Judicial District Court, Clark County, Nevada (Case No. A-16-7674390-C).

2. On January 9, 2017, Defendants filed their Notice of Removal Pursuant to 28 U.S.C. §§ 1332, 1441, and 1445 [ECF No. 1];

3. On January 17, 2017, Defendants filed their Motion to Compel Arbitration [ECF No. 5];

1           4.     On January 24, 2017, Defendants filed their Statement Regarding Removal [ECF  
2     No. 6];

3           5.     On January 31, 2017, Plaintiffs filed their Response to Defendants Bogenius Group,  
4     LLC and Andrew Boggeri's Motion to Compel Arbitration [ECF No. 7];

5           6.     On February 7, 2017, Defendants filed their Reply in Support of Motion to Compel  
6     Arbitration [ECF No. 9];

7           7.     On February 8, 2017, the Parties filed a Joint Status Report [ECF No. 10];

8           8.     Pursuant to LR 26-1, the Rule 26(f) Conference must be held within thirty (30) days  
9     after the first defendant answers or otherwise appears, and fourteen (14) after the conference, the  
10    Parties must submit a stipulated discovery plan and scheduling order;

11          9.     Because it is in the best interest of all parties to await the Court's ruling on the  
12    Motion to Compel Arbitration prior to setting discovery deadlines and incurring the time and  
13    expense of disclosing documents in the event the Court does compel this matter to arbitration, the  
14    parties have agreed to stay discovery in this action pending a ruling on the Motion to Compel  
15    Arbitration [ECF No. 7].

16          THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the  
17    parties, subject to the Court's approval, as follows:

18           a.     The parties will meet and confer pursuant to Federal Rule of Civil Procedure  
19                   26(f) within 30 days of the Court order on Defendants' Motion to Compel  
20                   Arbitration [ECF No. 7]; and

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b. The parties will file a stipulated Discovery Plan and Scheduling Order within fourteen (14) days after any such Rule 26(f) conference.

DATED this 7<sup>th</sup> day of March, 2017.

## PETERSON BAKER, PLLC

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IT IS SO ORDERED.

DATED: March 8, 2017

C.W. HOFFMAN, JR.

UNITED STATES MAGISTRATE JUDGE