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6 Attorneys for Defendant  
 7 Officemax North America, Inc.

8 UNITED STATES DISTRICT COURT  
 9 DISTRICT OF NEVADA

11 KEVIN ZIMMERMAN, an individual,  
 12 Plaintiff,  
 13 vs.  
 14 OFFICEMAX NORTH AMERICA, INC.,  
 15 Defendant.

Case No. 2:17-cv-00539-GMN-GWF

**STIPULATION AND  
 ORDER TO EXTEND TIME FOR  
 DEFENDANT TO FILE A RESPONSE TO  
 THE COMPLAINT  
 [THIRD REQUEST]**

17 Plaintiff KEVIN ZIMMERMAN (hereinafter "Plaintiff") and Defendant OFFICEMAX  
 18 NORTH AMERICA, (hereinafter, "Defendant") by and through their undersigned counsel, hereby  
 19 agree and stipulate to extend the time for Defendant to file a response to the Plaintiff's Complaint  
 20 from the current deadline of June 16, 2017 up to and including **July 17, 2017**.

21 The parties' counsel met on June 9, 2017 and reached a settlement, the general terms of  
 22 which have since been confirmed in an email. Currently, Defendant is preparing the formal  
 23 settlement agreement for Plaintiff's review and execution. At this time, a response to the complaint  
 24 is unnecessary because this matter will be dismissed after the settlement is executed. Accordingly,  
 25 the parties request that this stipulation be granted.

26 The parties believe the settlement will be finalized in the next two weeks, but have requested  
 27 this 30 day extension out of an abundance of caution to ensure sufficient time to resolve any  
 28 potential wording issues with the settlement agreement.

1 This is the third request for an extension of time to respond to the Complaint. This request is  
2 made in good faith and not for the purpose of delay.

3  
4 Dated: June 16, 2017

Dated: June 16, 2017

5 Respectfully submitted,

Respectfully submitted,

6  
7 /s/ Whitney C. Wilcher

/s/ Matthew T. Cecil

8 WHITNEY C. WILCHER, ESQ.  
THE WILCHER FIRM

ROGER L. GRANDGENETT II, ESQ.  
MATTHEW T. CECIL, ESQ.  
LITTLER MENDELSON, P.C.

9 Attorney for Plaintiff  
KEVIN ZIMMERMAN

Attorneys for Defendant  
OFFICEMAX NORTH AMERICA, INC.

10  
11 **ORDER**

12 **IT IS SO ORDERED.**

13 Dated: July 19, 2017.

14  
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16 

17 UNITED STATES MAGISTRATE JUDGE

18  
19 Firmwide:148268960.1 999999.6420