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8 **IN THE UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 BARBARA D. RICHARDSON, in her capacity
11 as Receiver of Nevada Health Co-Op.,

Case No.: 2:17-cv-00775-JCM-PAL

12 Plaintiff,

13 v.

14 U.S. DEPARTMENT OF HEALTH AND
15 HUMAN SERVICES; CENTERS FOR
MEDICARE & MEDICAID SERVICES;
16 THOMAS E. PRICE, M.D., in his capacity as
the U.S. Secretary of Health and Human
17 Services; and THE UNITED STATES,

18 Defendants.

**STIPULATION [AND ORDER] TO
EXTEND BRIEFING SCHEDULE
REGARDING UNITED STATES'
MOTION TO DISMISS
COMPLAINT [DKT. # 17]
(First Request to Modify Briefing
Schedule)**

20 COME NOW Plaintiff, Barbara D. Richardson, in her capacity as Receiver of Nevada
21 Health Co-Op. ("Receiver"), and Defendants, U.S. Department of Health and Human Services,
22 Centers for Medicare & Medicaid Services, Thomas E. Price, M.D., in his capacity as the U.S.
23 Secretary of Health and Human Services, and the United States ("United States" or "HHS")
24 (together, the "Parties"), by and through their respective counsel of record, and pursuant to LR IA
25 6-1 and in order to comply with Rules 4(i) and 12(a)(2) of the Federal Rules of Civil Procedure, the
26 Parties hereby stipulate to modify the existing briefing schedule in this case with respect to HHS'
27 Motion to Dismiss the Complaint ("Motion"), filed with this Court on June 29, 2017. *See* DKT. #
28 13.

1 In light of the nature of the issues in the case – and to accommodate the Receiver’s
2 counsel’s professional and personal scheduling conflicts, including numerous out-of-state
3 depositions and trial preparations – the Parties stipulate that the Receiver shall have up to and
4 including August 28, 2017 in which to respond to the Motion.

5 HHS shall have up to and including October 4, 2017 to submit a reply brief in support of the
6 Motion.

7 DATED this 8th day of August, 2017.

DATED this 8th day of August, 2017.

9 GREENBERG TRAUERIG, LLP

UNITED STATES DEPARTMENT
OF JUSTICE


11 /s/ Eric W. Swanis

/s/ Frances M. McLaughlin

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United States Department of Justice
Senior Trial Attorney
Counsel for United States

19 **IT IS SO ORDERED.**

21 
22 UNITED STATES DISTRICT JUDGE

23 DATED: August 10, 2017
24 _____