

THE FAUX LAW GROUP
1540 W. WARM SPRINGS ROAD, SUITE 100
HENDERSON, NEVADA 89014
TEL. (702) 458-5790

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

KURT C. FAUX, ESQ.
Nevada Bar No. 003407
JORDAN F. FAUX, ESQ.
Nevada Bar No. 012205
THE FAUX LAW GROUP
1540 W. Warm Springs Road, #100
Henderson, Nevada 89014
Telephone: (702) 458-5790
Facsimile: (702) 458-5794
Email: kfaux@fauxlaw.com
jfaux@fauxlaw.com
Attorneys for Philadelphia Indemnity Insurance Company

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

PHILADELPHIA INDEMNITY INSURANCE
COMPANY, a Pennsylvania Corporation;

Case No.: 2:17-cv-00871-APG-PAL

Plaintiff,

ORDER

vs.

FIVE STAR RESTAURANTS, LLC, a Nevada
limited liability company; WESTBURY
MANOR ENTERPRISES, Inc. a Delaware
foreign business corporation; VINCENT
SCOTTO, an individual; MICHELINA
SCOTTO, an individual; DOE INDIVIDUALS 1
through 10, inclusive; ROE BUSINESS
ENTITIES 11 through 20, inclusive;

Defendants.

This matter came for hearing before the Court based upon the Parties' Joint Status Report (ECF No. 47). Good cause appearing therefore, the Court orders as follows:

1. The Court's Preliminary Injunction (ECF No. 17) remains in place.
2. Philadelphia Indemnity Insurance Company ("Philadelphia") will pay the undisputed amounts identified in the Joint Status Report (ECF No. 47) in exchange for appropriate releases from each claimant and is to coordinate with Five Star Restaurants, LLC, Westbury Manor Enterprises, Inc., Vincent Scotto, and Michelina Scotto (the "Indemnitors") in so doing.
3. The Indemnitors are to replenish the collateral paid beginning with a deposit of \$100,000.00 on or before December 31, 2017. The Court anticipates requiring another deposit in early 2018.

1 4. The Parties will come before the Court for a status check on January 31, 2018 at 9:00
2 A.M. to discuss additional deposits.

3 5. The Parties are to continue to discuss whether they can stipulate to any alteration to
4 the total amount of collateral security required.

5 Dated: October 2, 2017.

6
7 
8 _____
9 ANDREW P. GORDON
10 UNITED STATES DISTRICT JUDGE

11
12 Submitted by:

13 THE FAUX LAW GROUP

14 BY: _____

15 KURT C. FAUX, ESQ.
16 JORDAN F. FAUX, ESQ.
17 1540 W. Warm Springs Rd., Ste. 100
18 Henderson, Nevada 89014
19 *Attorneys for Philadelphia Indemnity Insurance Company*

20 Approved as to form and content:

21 BROWNSTEIN HYATT FARBER SCHRECK, LLP

22 By: _____

23 ADAM K. BULT, ESQ.
24 EMILY A. ELLIS, ESQ.
25 TRAVIS F. CHANCE, ESQ.
26 100 North City Parkway, Suite 1600
27 Las Vegas, NV 89106-4614
28 *Attorneys for Defendants Five Star Restaurants, LLC; Westbury Manor Enterprises, Inc.
Vincent Scotto; and Michelina Scotto*