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17 **UNITED STATES DISTRICT COURT**
18 **DISTRICT OF NEVADA**

19 WESTGATE LVH, LLC,
20 Plaintiff,

21 vs.

22 TRUSTEES OF THE NEVADA RESORT
23 ASSOCIATION, INTERNATIONAL
24 ALLIANCE OF THEATRICAL STAGE
25 EMPLOYEES (I.A.T.S.E.) LOCAL 720
26 PENSION TRUST,
27 Defendants.

CASE NO.: 2:17-cv-01731-RFB-NJK

STIPULATION AND ORDER FOR
ONE-WEEK EXTENSION FOR
PARTIES TO RESPOND TO
RESPECTIVE SUMMARY
JUDGMENT MOTIONS

[FIRST REQUEST]

1 Counsel for Plaintiff Westgate LVH, LLC and NAV-LVH, LLC (“Plaintiffs”) by and through
2 its attorneys of record at Ogletree, Deakins, Nash, Smoak & Stewart, P.C. and Greenspoon Marder,
3 P.A. and Defendants, the Trustees of the Nevada Resort Association – IATSE Retirement Local 720
4 Pension Plan, through counsel at Brownstein Hyatt Farber Schreck, LLP, hereby stipulate and agree
5 to a one-week extension for each party to respond to the other party’s Motion for Summary
6 Judgment filed in this matter. The parties filed their respective Motions for Summary Judgment on
7 January 25, 2019 and currently the respective deadlines to file responses in opposition are set for
8 February 15, 2019. The stipulated joint extensions would take the deadline for each parties’
9 response to February 22, 2019.
10

11 Similarly, the Parties request that the deadline to file their replies in support of their respective
12 motions for summary judgment be extended from March 1, 2019, until March 8, 2019.

13 This is the first joint request to extend the deadline for each party to respond to the opposing
14 party’s summary judgment motion.
15

16 **A. DISPOSITIVE MOTIONS FILED**

17 Plaintiffs and Defendants each filed their respective motions for summary judgment on
18 January 25, 2019 (Dkts. 67, 68).
19

20 **B. REASON EXTENSION IS REQUESTED**

21 The Parties are requesting this extension due to extreme winter weather conditions that have
22 affected Seattle, Washington, where lead Plaintiffs’ counsel is located, that has resulted in office
23 closures for multiple days from the large accumulation of snow. To ensure that both sides have
24 ample time to respond to pending motions for summary judgment, Plaintiffs and Defendants each
25 request a one-week extension to respond.
26

27 The requested extension is not made to delay this matter, but made in the spirit of good faith
28

1 by both parties to ensure all each side has ample opportunity to complete and file responses to
2 motions for summary judgment on file in this matter. Based upon the foregoing, the Parties believe
3 there is good cause for the requested extension.

4 The parties continue to request that the date for filing the joint pretrial order be suspended
5 until 30 days after the Court enters a ruling on the dispositive motion(s), or otherwise by further
6 order of the Court.
7

8
9 **BROWNSTEIN HYATT FARBER
SCHRECK, LLP**

10 s/ Christopher M. Humes

11 _____
12 Adam P. Segal, Esq.
13 Nevada Bar No. 6120
14 Bryce C. Loveland, Esq.
15 Nevada Bar No. 10132
16 Christopher M. Humes, Esq.
17 Nevada Bar No. 12782
18 100 North City Parkway, Suite 1600
19 Las Vegas, Nevada 89106-4614

20 Attorneys for Defendants Trustees of the
21 Nevada Resort Association – IATSE
22 Retirement Local 720 Pension Plan

23 Dated: February 11, 2019

24 IT IS SO ORDERED:

25 

26 _____
27 RICHARD F. BOULWARE, II
28 UNITED STATES DISTRICT JUDGE

DATED this 12th day of February, 2019.

**OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.**

s/ Russell S. Buhite

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Attorneys for Plaintiff Westgate LVH,
LLC

Dated: February 11, 2019

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IT IS SO ORDERED:

UNITED STATES MAGISTRATE JUDGE

DATED: _____

CERTIFICATE OF SERVICE

I hereby certify that I electronically transmitted the foregoing STIPULATION AND ORDER FOR ONE-WEEK EXTENSION FOR PARTIES TO RESPOND TO RESPECTIVE SUMMARY JUDGMENT MOTIONS to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

Adam P. Segal
Bryce C. Loveland
Christopher M. Humes

Pursuant to FRCP 5(b), I hereby further certify that service of foregoing STIPULATION AND ORDER FOR ONE-WEEK EXTENSION FOR PARTIES TO RESPOND TO RESPECTIVE SUMMARY JUDGMENT MOTIONS was also made this day by depositing a true and correct copy of same for mailing, first class mail, postage prepaid thereon, at Seattle, Washington, to the following:

Adam P. Segal, Esq.
Bryce C. Loveland, Esq.
Christopher M. Humes, Esq.
Brownstein Hyatt Farber Schreck LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106
Counsel for Defendant

Dated this 11th day of February, 2019.

/s/ Marissa L. Lock
An Employee of Ogletree, Deakins, Nash, Smoak & Stewart, P.C.