

BROWNSTEIN HYATT FARBER SCHRECK, LLP
5371 Kietzke Lane
Reno, Nevada 89511
Tel. 775-324-4100
Fax. 775-333-8171

1 Michael D. Rounds (NV Bar No. 4734)
2 Ryan Cudnik (NV Bar No. 12948)
3 **BROWNSTEIN HYATT FARBER SCHRECK, LLP**
4 5371 Kietzke Lane
5 Reno, NV 89511
6 Telephone: (775) 324-4100
7 Facsimile: (775) 333-8171
8 Email: mrounds@bhfs.com
9 rcudnik@bhfs.com

7 Emily Ellis (NV Bar No. 11956)
8 **BROWNSTEIN HYATT FARBER SCHRECK, LLP**
9 100 North City Parkway
10 Las Vegas, Nevada 89106-4614
11 Telephone: (702) 382-2101
12 Facsimile: (702) 382-8135
13 Email: eellis@bhfs.com

11 [Additional counsel on signature page]

12 *Counsel for Defendant*
13 *SIMILASAN CORPORATION*

15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 T.R.P. COMPANY, INC.
18 Plaintiff,
19 v.
20 SIMILASAN AG AND SIMILASAN
21 CORPORATION,
22 Defendants.

Case No.: 2:17-cv-02197-JCM-CWH

**JOINT STIPULATION TO AMEND
PLEADINGS AND ~~PROPOSED~~
ORDER**

1 Plaintiff and Counterclaim-Defendant T.R.P. Company, Inc. (“TRP”), Defendant and
2 Counterclaimant Similasan Corporation (“Similasan”) and Defendant Similasan AG (“AG”),
3 jointly stipulate to amend the pleadings as follows:

4 **STIPULATION**

5 WHEREAS, TRP filed its Complaint [ECF No. 1] on August 16, 2017;

6 WHEREAS, Similasan filed its Answer and Counterclaim [ECF No. 19] on
7 September 14, 2017;

8 WHEREAS, TRP filed its Answer to Similasan’s Counterclaim [ECF No. 21] on
9 October 5, 2017;

10 WHEREAS, AG filed its Motion to Dismiss [ECF No. 24] on October 17, 2017;

11 WHEREAS, AG’s Motion to Dismiss has been fully briefed and is currently pending
12 before the Court;

13 WHEREAS, the last day to amend the pleadings pursuant to the Court’s Scheduling Order
14 [ECF No. 38] is April 13, 2017;

15 WHEREAS, both TRP and Similasan desire to amend their claims against the other party;

16 WHEREAS, TRP’s proposed First Amended Complaint is attached as Exhibit A;

17 WHEREAS, Similasan’s proposed First Amended Counterclaim is attached as Exhibit B;

18 IT IS STIPULATED by and between TRP and Similasan through their respective
19 attorneys of record that:

20 1. TRP may file the First Amended Complaint attached as Exhibit A, and it will be
21 deemed filed and served as of the date of the order granting this stipulation.

22 2. Similasan may file the First Amended Counterclaim attached as Exhibit B, and it
23 will be deemed filed and served as of the date of the order granting this stipulation.

24 3. TRP and Similasan will respond to the respective amended pleadings within 30
25 days of the order granting this stipulation.

26 ///

27 ///

28 ///

1 4. AG's previously filed Motion to Dismiss for Lack of Personal Jurisdiction will be
2 deemed responsive to TRP's First Amended Complaint, and no further briefing will be required
3 to allow the existing briefing [Dkt. Nos. 24, 30, 34] to be decided by this Court.

4 DICKINSON WRIGHT PLLC

CROWELL & MORING LLP

5
6 /s/ Michael N. Feder
7 MICHAEL N. FEDER (NV Bar No. 7332)
8 8363 West Sunset Road, Suite 200
9 Las Vegas, Nevada 89113-2210
Email: mfeder@dickinson-wright.com

/s/ Michelle Gillette
Michelle Gillette (*pro hac vice*)
CROWELL & MORING LLP
3 Embarcadero Center, 26th Floor
San Francisco, CA 94111
Telephone: (415) 986-2800
Facsimile: (415) 986-2827
Email: mgillette@crowell.com

10 **VENABLE LLP**
11 Daniel S. Silverman (*Pro Hac Vice*)
12 2049 Century Park East, Suite 2300
13 Los Angeles, California 90067
14 Tel: (310) 229-0373
15 Fax: (310) 229-9901
16 Email: dssilverman@venable.com

Christopher Cole (*pro hac vice*)
CROWELL & MORING LLP
1001 Pennsylvania Avenue, NW
Washington, DC 20004
Telephone: (202) 624-2500
Facsimile: (202) 628-5116
Email: ccole@crowell.com

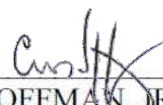
17 **VENABLE LLP**
18 Meaghan H. Kent (*Pro Hac Vice*)
19 600 Massachusetts Avenue., NW
20 Washington, D.C. 20001
21 Tel: (202) 344-4000
22 Fax: (202) 344-8300

Michael D. Rounds (NV Bar No. 4734)
Ryan Cudnik (NV Bar No. 12948)
Brownstein Hyatt Farber Schreck, LLP
5371 Kietzke Lane
Reno, NV 89511
Telephone: (775) 324-4100
Facsimile: (775) 333-8171
Email: mrounds@bhfs.com
rcudnik@bhfs.com

23 *Attorneys for Plaintiff T.R.P. Company, Inc.*

24 IT IS SO ORDERED.

25 DATED: April 19, 2018

26 
27 C.W. HOFFMAN, JR.
28 UNITED STATES MAGISTRATE JUDGE

Emily Ellis (NV Bar No. 11956)
Brownstein Hyatt Farber Schreck, LLP
100 North City Parkway
Las Vegas, Nevada 89106-4614
Telephone: (702) 382-2101
Facsimile: (702) 382-8135
Email: eellis@bhfs.com

Attorneys for Defendant SIMILASAN CORPORATION

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

ORDER

IT IS SO ORDERED.

UNITED STATES MAGISTRATE JUDGE

DATE: _____

BROWNSTEIN HYATT FARBER SCHRECK, LLP
5371 Kietzke Lane
Reno, Nevada 89511
Tel. 775-324-4100
Fax. 775-333-8171

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

CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b), I certify that I am an employee of CROWELL & MORING, LLP, and on this 12th day of April, 2018, I served the document entitled, **JOINT STIPULATION TO AMEND PLEADINGS AND [PROPOSED] ORDER**, on counsel of record through the CM/ECF system.

Lupe Flores
Employee of Crowell & Moring LLP