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8 *Attorneys for Defendants*
 9 *Penn National Gaming, Inc.; Tropicana Las*
 10 *Vegas Hotel and Casino, Inc. and Tropicana*
 11 *Las Vegas, Inc.*

11 UNITED STATES DISTRICT COURT
 12 DISTRICT OF NEVADA

13 ~~JUSTIN~~ CHAPMAN, an individual, on
 14 behalf of himself and all others similarly
 15 situated,

15 Plaintiffs,

16 v.

17 PENN NATIONAL GAMING, INC., a
 Pennsylvania corporation; TROPICANA
 18 LAS VEGAS HOTEL AND CASINO,
 INC.; a Delaware corporation;
 19 TROPICANA LAS VEGAS, INC., a
 Nevada domestic corporation d/b/a
 20 Tropicana Las Vegas,

21 Defendants.

CASE NO. 2:17-cv-2924-GMN-PAL

**STIPULATION AND ORDER TO
 EXTEND TIME FOR PENN NATIONAL
 GAMING, INC., TROPICANA LAS
 VEGAS HOTEL AND CASINO, INC.
 AND TROPICANA LAS VEGAS, INC. TO
 RESPOND TO PLAINTIFF'S
 COMPLAINT AND MOTION TO
 CONSOLIDATE**

(First Request)

Dustin

23 Pursuant to LR IA 6-1, Plaintiff ~~Justin~~ Chapman ("Plaintiff") and Defendants
 24 Penn National Gaming, Inc., Tropicana Las Vegas Hotel and Casino, Inc. and
 25 Tropicana Las Vegas, Inc.'s ("Penn National"), by and through their respective
 26 counsel of record, stipulate as follows:

27 1. Plaintiff filed his Complaint in this matter on or about November 21,
 28 2017;

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2. Plaintiff filed a Motion to Consolidate Cases (ECF No. 5) on or about November 30, 2017, which was prior to service of Penn National;

3. Penn National's responsive pleading to the Complaint is due on or about February 12, 2018;

4. Plaintiff and Penn National agree that Penn National shall have up to and including March 16, 2018 to file and serve a responsive pleading to the Complaint and a Response to the Motion to Consolidate;

5. The purpose of this extension is that this case involves class-wide allegations under the Internet Tax Freedom Act, and additional time is required to fully investigate and respond;

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1 6. This is the first request for such an extension, and it is made in good
2 faith and not for purposes of delay.

3 Dated: February 9, 2018

4 BALLARD SPAHR LLP

WOLF, RIFKIN, SHAPIRO, SCHULMAN &
RABKIN LLP

5 By: /s/ Russell J. Burke

6 By: /s/ Don Springmeyer

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Attorneys for Plaintiffs

17 **ORDER**

18 IT IS SO ORDERED:

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20 DATED this 14 day of February, 2018.


21 Gloria M. Navarro, Chief Judge
22 UNITED STATES DISTRICT JUDGE
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