

1 Logan D. Smith
 (admitted pro hac vice)
 2 Edward Chang
 Nevada Bar No. 11783
 3 MCNAMARA SMITH LLP
 655 West Broadway
 4 Suite 1600
 San Diego, CA 92101
 5 619-269-0400
 619-269-0401 (fax)
 6 lsmith@mcnamarallp.com
 echang@mcnamarallp.com

Michael F Lynch
 Nevada Bar No. 8555
 LYNCH LAW PRACTICE, PLLC
 3613 S. Eastern Ave.
 Las Vegas, NV 89169
 (702) 684-6000
 (702) 543-3279 (fax)
 Michael@LynchLawPractice.com

7
 8 Attorneys for Thomas W. McNamara,
 in his capacity as Court-Appointed Monitor

9
 10 **UNITED STATES DISTRICT COURT**
 11 **DISTRICT OF NEVADA**

12 THOMAS W. MCNAMARA, as the Court-
 13 Appointed Monitor,¹
 14 Plaintiff,
 15 vs.
 16 CHARLES M. HALLINAN, an individual;
 HALLINAN CAPITAL CORP., a Delaware
 17 corporation; DOES I-X; and ROE
 CORPORATIONS I-X,
 18 Defendants.
 19

Case No.: 2:17-cv-002966-KJD-NJK
**STIPULATION AND ORDER TO
 EXTEND TIME TO RESPOND TO
 DEFENDANTS' MOTION TO
 DISMISS PLAINTIFF'S
 COMPLAINT OR, IN THE
 ALTERNATIVE, STAY THE
 PROCEEDINGS**
FIRST REQUEST

20 Plaintiff and Defendants stipulate and agree as follows:

21 ///

22 ///

24 ¹ Mr. McNamara is acting in his capacity as the Court-Appointed Monitor for AMG
 25 Capital Management, LLC; BA Services LLC; Black Creek Capital Corporation; Broadmoor Capital
 Partners, LLC; Park 269, LLC; C5 Capital LLC; DF Services Corp.; DFTW Consolidated [UC]
 26 LLC; Impact BP LLC; Level 5 Apparel LLC; Level 5 Capital Partners LLC; Level 5 Eyewear LLC;
 Level 5 Motorsports, LLC; Level 5 Scientific LLC; NM Service Corp. (f/k/a/ National Money
 Service); PSB Services LLC; Real Estate Capital LLC (f/k/a/ Rehab Capital I, LLC); Sentient
 27 Technologies; ST Capital LLC; Westfund LLC; Eclipse Renewables Holdings LLC; Scott Tucker
 Declaration of Trust, dated February 20, 2015; West Race Cars, LLC; and Level 5 Management
 28 LLC; and their successors, assigns, affiliates, and subsidiaries.

1 WHEREAS, Defendants Charles Hallinan and Hallinan Capital Corp.'s Motion to Dismiss
2 Plaintiff's Complaint or, in the Alternative, Stay the Proceedings (the "Motion to Dismiss") was
3 filed on January 29, 2018 (ECF No. 17);

4 WHEREAS, Plaintiff's deadline to file its response to the Motion to Dismiss is currently
5 February 12, 2018; and

6 WHEREAS, the parties stipulate, subject to Court approval, that Plaintiff's deadline to file its
7 response to the Motion to Dismiss shall be extended by 4 weeks, to March 12, 2018.

8 Dated February 9, 2018.

Dated February 9, 2018.

9 SEMENZA KIRCHER RICKARD

LYNCH LAW PRACTICE, PLLC

10
11 /s/ Jarrod L Rickard
12 Lawrence J. Semenza, III, Esq.
13 Nevada Bar No. 7174
14 Jarrod L. Rickard
15 Nevada Bar No. 10203
16 10161 Park Run Drive, Suite 150
17 Las Vegas, NV 89145


18 Attorneys for Charles M. Hallinan
19 and Hallinan Capital Corp.

/s/ Michael F. Lynch
Michael F. Lynch (NV 8555)
3613 S. Eastern Ave.
Las Vegas, Nevada 89169

Logan D. Smith
(admitted pro hac vice)
Edward Chang
Nevada Bar No. 11783
MCNAMARA SMITH LLP
655 West Broadway
Suite 1600
San Diego, CA 92101

Attorneys for Thomas W. McNamara, in his
capacity as Court-Appointed Monitor

20 **IT IS SO ORDERED.**

21 
22 _____
23 UNITED STATES JUDGE

24 Dated:

March 14, 2018