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10 *Attorneys for Court-Appointed Monitor,*
Thomas W. McNamara

11
 12 UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA
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14 THOMAS W. MCNAMARA, as the Court-
 Appointed Monitor for AMG Capital
 15 Management, LLC; BA Services LLC; Black
 Creek Capital Corporation; Broadmoor Capital
 16 Partners, LLC; Park 269, LLC; C5 Capital
 LLC; DF Services Corp.; DFTW Consolidated
 17 [UC] LLC; Impact BP LLC; Level 5 Apparel
 LLC; Level 5 Capital Partners LLC; Level 5
 18 Eyewear LLC; Level 5 Motorsports, LLC;
 Level 5 Scientific LLC; NM Service Corp.
 19 (f/k/a/ National Money Service); PSB Services
 LLC; Real Estate Capital LLC (f/k/a/ Rehab
 20 Capital I, LLC); Sentient Technologies; ST
 Capital LLC; Westfund LLC; Eclipse
 21 Renewables Holdings LLC; Scott Tucker
 Declaration of Trust, dated February 20, 2015;
 22 West Race Cars, LLC; and Level 5
 Management LLC; and their successors,
 23 assigns, affiliates, and subsidiaries,

24 Plaintiff,

25 v.

26 GARY PATTEN, an individual; PANO
 ADVISORS, INC., a Nevada corporation;
 DOES I-X; and ROE CORPORATIONS I-X,

27 Defendants.
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Case No. 2:17-cv-02968-JCM-NJK

JOINT STATUS REPORT

1 On April 3, 2018, the Court issued its Order requiring the parties “to file, no later than
2 April 10, 2018 either (1) a joint discovery plan; or (2) a status report explaining why a proposed
3 discovery plan should not be filed at this time.” (ECF No. 28.) Plaintiff Thomas W. McNamara
4 in his capacity as court-appointed Monitor (the “Monitor”) and Defendants Gary Patten
5 (“Patten”) and Pano Advisors, Inc. (“Pano”) (collectively, “Defendants” and together with
6 Monitor, the “Parties”), by and through their counsel of record, respectfully submit this Joint
7 Status Report and state as follows:

8 On February 9, 2018, Defendants filed their Motion to Dismiss. (ECF No. 22.) The
9 Monitor filed his Opposition on March 16, 2018. (ECF No. 26.) Defendants’ Reply is due on
10 April 6, 2018. The Parties have been focused on the Motion to Dismiss and apologize to the
11 Court for their failure to submit a stipulated discovery plan in the interim.

12 The parties respectfully request an extension of time, until April 23, 2018, to comply with
13 the Court’s April 3 Order. Defendants’ primary counsel, Christopher M. Ferguson, has a
14 previously scheduled and prepaid family vacation to France from April 6, 2018 to April 13,
15 2018. Additionally, the Monitor’s primary counsel, Logan D. Smith, is currently on a family
16 vacation in Hawaii from March 31, 2018 to April 7, 2018.

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1 Defendants are also considering filing a motion to stay discovery while their Motion to
2 Dismiss is pending. In light of the foregoing, the Parties respectfully request the Court extend
3 the April 10, 2018 deadline to April 23, 2018 to allow the Parties to either file a stipulated
4 discovery plan or for the Defendants to file their motion to stay discovery, which the Monitor
5 will oppose.

6
7 Dated: April 5, 2018

Dated: April 5, 2018

8 McNAMARA SMITH LLP

KOSTELANETZ & FINK, LLP

9 /s/ Edward Chang

/s/ Christopher M. Ferguson

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Pano Advisors, Inc.*

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17 IT IS SO ORDERED:

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20 NANCY J. KOPPE
21 UNITED STATES MAGISTRATE JUDGE

22 DATED: April 6, 2018 _____
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