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 9 *ATM Merchant Systems*

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

12 JB CARTER ENTERPRISES, LLC DBA
 13 ATM MERCHANT SYSTEMS, a Nevada
 14 limited-liability company

Case No.: 2:18-cv-00394-JAD-NJK

15 Plaintiff,

16 vs.

17 ELAVON, INC., a Georgia Corporation; DOE
 18 DEFENDANTS 1 through 10; and ROE DOE
 DEFENDANTS 1 through 10;

19 Defendants.
 20

21 **STIPULATION AND ORDER TO EXTEND BRIEFING SCHEDULE FOR ONE DAY**
 22 **(SECOND REQUEST)**

23 Plaintiff, JB Carter Enterprises, LLC d/b/a ATM Merchant Systems, (“ATMMS” or
 24 “Plaintiff”), by and through its attorneys of record, Michael R. Mushkin, Esq. and L. Joe
 25 Coppedge, Esq., of the law firm Mushkin Cica Coppedge, and Defendant Elavon (“Defendant”),
 26 by and through its attorneys of record, Joseph G. Went and Sydney R. Gambie of the law firm
 27 of Holland & Hart stipulate and agree to extend the deadline for the parties to respond to the
 28 respective Motions for Summary Judgment (“Motions”) filed herein.

1 In support of this stipulation, the parties state that on March 28, 2019, Defendant filed its
2 Motion for Summary Judgment (Doc. 59) and Plaintiff filed its Motion for Partial Summary
3 Judgment (Doc. 64). After the filing of the Motions, the parties agreed to extend the deadlines
4 for both parties to respond to the Motions for a period of two (2) weeks (Doc. 65). Since then,
5 lead counsel for the Plaintiff has been in a trial all week and has been unable review or
6 comment on the opposition to Defendant's Motion for Summary Judgment. The parties have
7 agreed to extend the deadline for both parties to respond to the Motions for one (1) day so
8 Plaintiff's lead counsel can review and provide meaningful comment to Plaintiff's opposition.

9 IT IS HEREBY STIPULATED that the deadline for Defendant to respond to Plaintiff's
10 Motion for Partial Summary Judgment (Doc. 64), currently due on May 2, 2019 shall be
11 extended for one day to May 3, 2019.

12 IT IS FURTHER STIPULATED that the deadline for Plaintiff to respond to Defendant's
13 Motion for Summary Judgment (Doc. 59), currently due on May 2, 2019 shall be extended for
14 one day to May 3, 2019.

15 Dated this 2nd day of May, 2019

Dated this 2nd day of May, 2019

16 MUSHKIN • CICA • COPPEDGE

HOLLAND & HART

17 /s/L. Joe Coppedge

/s/ Sydney R. Gambia

18 MICHAEL R. MUSHKIN

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24 Attorneys for Plaintiff

Attorneys for Defendant

ATM Merchant Systems

Elavon

25
26 IT IS SO ORDERED.

27 
28 _____
UNITED STATES DISTRICT JUDGE

Dated: May 3, 2019.