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12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 Aladdin's Eatery Systems, Inc., an Ohio  
 15 corporation,

16 Plaintiff,

17 v.

18 PHWLTV, LLC a Nevada limited liability  
 19 company; and OPBIZ, LLC, Nevada  
 limited liability company,

20 Defendants.  
 21

Case No. 2:18-cv-00412 APG-GWF

**STIPULATION AND [PROPOSED]  
 ORDER TO EXTEND DEADLINE FOR  
 DEFENDANT PHWLTV, LLC TO  
 RESPOND TO AMENDED  
 COMPLAINT FOR DECLARATORY  
 JUDGMENT [ECF 31]**

**(Fourth Request)**

22  
 23 Pursuant to LR IA 6-1, LR IA 6-2, and LR 7-1, Defendant PHWLTV, LLC ("PHWLTV")  
 24 and Plaintiff Aladdin's Eatery Systems, Inc. ("Plaintiff"), by and through their respective  
 25 counsel, hereby stipulate and agree to extend the deadline for Defendant PHWLTV to plead or  
 26 otherwise respond to Plaintiff's Amended Complaint for Declaratory Judgment (Doc. #31)  
 27 ("Amended Complaint") until September 4, 2020, and request that the Court enter an Order

1 approving the same. This is the parties' fourth request for an extension of the deadline to respond  
2 to the Amended Complaint since the entry of the Court's Order on PHWLV's Motion to Dismiss  
3 Amended Complaint on April 20, 2020 (Doc. #48).

4 On March 22, 2019, the Court entered an Order (Doc. #30) granting PHWLV's Motion to  
5 Dismiss Plaintiff's Complaint Pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6) (Doc. #21), and  
6 providing Plaintiff until April 12, 2019 to file an Amended Complaint.

7 On April 12, 2019, Plaintiff timely filed its Amended Complaint (Doc. #31).

8 On June 10, 2019, PHWLV filed a Motion to Dismiss the Amended Complaint (Doc.  
9 #40), which motion was thereafter fully briefed by the parties.

10 On April 20, 2020, the Court entered an Order (Doc. #48) denying PHWLV's Motion to  
11 Dismiss Amended Complaint. On April 29, 2020, the Court entered an Order (Doc. #52)  
12 approving the parties' stipulation to extend the time for PHWLV to respond to Plaintiff's  
13 Amended Complaint to June 4, 2020, in light of ongoing settlement discussions. On June 8,  
14 2020, the Court entered an Order (Doc. #54) approving the parties' stipulation to extend the time  
15 for PHWLV to respond to Plaintiff's Amended Complaint to July 6, 2020, again in light of  
16 ongoing settlement discussions. On July 7, 2020, the Court entered an Order (Doc. #56)  
17 approving the parties' stipulation to extend the time for PHWLV to respond to Plaintiff's  
18 Amended Complaint to August 5, 2020, again in light of ongoing settlement discussions.

19 The parties have now reached a settlement to resolve their dispute and to dismiss this  
20 action. The parties are in the process of obtaining signatures from their respective clients on the  
21 definitive settlement documents and need additional time in order to finalize the same. As a  
22 result, PHWLV has requested an additional extension until September 4, 2020 to enable the  
23 parties to obtain signatures on the settlement and to secure dismissal of this action. This is  
24 PHWLV's fourth request for an extension of its deadline to respond to the Amended Complaint  
25 since the entry of an Order denying PHWLV's Motion to Dismiss Amended Complaint.  
26 Plaintiff has agreed to the requested extension in light of the parties' settlement.

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This Stipulation is entered into in good faith and is not intended to delay these proceedings. The parties will not be prejudiced by this Stipulation and the parties are in agreement with respect to PHWLV's requested extension.

Based on the foregoing, good cause exists to grant PHWLV's request and the parties respectfully request that the Court enter an order extending the deadline for PHWLV to plead or otherwise respond to the Amended Complaint until September 4, 2020.

Dated: August 5, 2020

Dated: August 5, 2020

By: /s/ Christopher R. Miltenberger  
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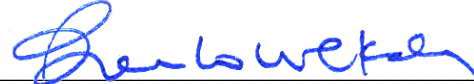
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**IT IS SO ORDERED:**

  
UNITED STATES  
MAGISTRATE/DISTRICT JUDGE

**DATED:** August 6, 2020