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10 UNITED STATES DISTRICT COURT  
 11 DISTRICT OF NEVADA

13 SARKIS K. SEMERDJIAN, an individual,  
 14  
 Plaintiff,  
 15  
 v.  
 16 GEICO CASUALTY COMPANY, a  
 17 corporation; DOES I through X; and ROE  
 18 CORPORATIONS I through X, inclusive,  
 19  
 Defendants.

Case No. 2:18-cv-00692-JAD-VCF

**STIPULATION TO WITHDRAW  
 DEFENDANT’S MOTION TO DISMISS,  
 MOTION TO STAY AND MOTION TO  
 STRIKE AND VACATE HEARING  
 REGARDING SAME**

20 COME NOW, Plaintiff Sarkis K. Semerdjian (“Semerdjian”) and Defendant, GEICO Casualty  
 21 Company (“GEICO”) by and through their respective counsel of record and hereby stipulate to  
 22 withdraw Defendant’s Motion to Dismiss, Motion to Stay and Motion to Strike and vacate the Hearing  
 23 regarding same.

24 GEICO filed a Motion to Dismiss (Doc. 5) or in the Alternative to Sever/Bifurcate and Stay  
 25 (Doc. 6) Plaintiff’s extra-contractual claims, and a Motion to Strike (Doc. 7), on April 16, 2018. The  
 26 parties have agreed to place this matter into binding arbitration and therefore, Defendant’s Motions  
 27 should be withdrawn and the hearing regarding same should be vacated.

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1 IT IS RESPECTFULLY SUBMITTED, AGREED AND STIPULATED.

2 DATED this 14<sup>th</sup> day of August, 2018

3 MAIER, GUTIERREZ & ASSOCIATES

4  
5 By           /s/ Joseph A. Gutierrez            
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10 Tel. (702) 629-7900  
11 Attorneys for SARKIS K. SEMERDJIAN

12 DATED this 14<sup>th</sup> day of August, 2018

13 McCORMICK, BARSTOW, SHEPPARD,  
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23 **ORDER**

24 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendant GEICO  
25 CASUALTY COMPANY’s Motion to Dismiss (Doc. 5) or in the Alternative to Sever/Bifurcate and  
26 Stay (Doc. 6) Plaintiff’s extra-contractual claims, and Motion to Strike (Doc. 7) are withdrawn and the  
27 hearing currently scheduled for Monday, August 20, 2018 at 3 p.m. is vacated.

28 DATED: 8/17/2018

29   
30 \_\_\_\_\_  
31 UNITED STATES DISTRICT COURT JUDGE

32 5285674.1