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7 *Attorneys for Defendants*

8 **UNITED STATES DISTRICT COURT**
 9 **DISTRICT OF NEVADA**

10 GABRIEL DIAZ, individually
 11 Plaintiff,

Case No. 2:18-CV-00798

12 v.

13 MANDALAY BAY, LLC, a domestic
 14 limited liability company; MANDALAY
 CORP., dba MANDALAY BAY RESORT
 15 AND CASINO, a domestic corporation;
 MGM RESORTS INTERNATIONAL, a
 16 foreign corporation; DOES I-X; and ROE
 BUSINESS ENTITIES I-X, inclusive,

**STIPULATION TO DISMISS MANDALAY
 BAY LLC, REVISE THE CAPTION, AND
 EXTEND TIME FOR REMAINING
 DEFENDANTS TO RESPOND TO
 PLAINTIFF’S COMPLAINT**

17 Defendants.
 18

19 Defendants MANDALAY BAY, LLC, MANDALAY CORP., and MGM RESORTS
 20 INTERNATIONAL (“Defendants”), and Plaintiff GABRIEL DIAZ hereby stipulate as follows:

- 21 1. That Defendant MANDALAY BAY LLC be dismissed from this action without
 22 prejudice;
- 23 2. That the caption be revised to reflect the entities identified as "MANDALAY
 24 BAY, LLC, a domestic limited liability company," shall be stricken from the caption; and
- 25 3. The remaining defendants shall have an additional seven (7) days, up to and
 26 including June 11, 2018 to file a response to Plaintiff’s Complaint;

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This stipulation is submitted and based upon the following:

1. Defendant MANDALAY BAY LLC, did not employ Plaintiff and was not involved in any employment related decisions, including but not limited to those involving administration of leave pursuant to the Family Medical Leave Act. As such, there is good cause for dismissing MANDALAY BAY, LLC from this action; and

2. That this request is made in good faith and not for the purpose of delay.

Respectfully submitted this 4th day of June, 2018.

MAIER GUTIERREZ & ASSOCIATES

JACKSON LEWIS P.C.

/s/Danielle J. Barraza

/s/ Lisa A. McClane

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ORDER

IT IS SO ORDERED on June 5, 2018.



RICHARD F. BOULWARE, II
United States District Court