

1 MARIO P. LOVATO
 Nevada Bar No. 7427
 2 LOVATO LAW FIRM, P.C.
 7465 W. Lake Mead Blvd. Ste. 100
 3 Las Vegas, Nevada 89128
 T: (702) 979-9047
 4 mpl@lovatolaw.com
 Attorney for Defendants

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 6 **UNITED STATES DISTRICT COURT**
 7 **DISTRICT OF NEVADA**

8	MICHAEL RENO,)	
)	CASE NO. 2:18-CV-840-APG-NJK
9	Plaintiff,)	
)	
10	vs.)	
)	
11	WESTERN CAB COMPANY, HELEN)	
12	TOBMAN MARTIN, MARILYN)	
	TOBMAN MORAN, JANIE TOBMAN)	
13	MOORE, MARTHA SARVER, and)	
	JASON AWAD,)	
14	Defendants.)	

15 **DEFENDANTS' MOTION FOR TO EXTEND**

16 Defendants, through their current counsel, move to extend the deadline to file the
 17 response to Plaintiffs' "Motion to Supplement ECF 11 and for an Order Confirming Jurisdiction
 18 Over All Related State Law Claims or Suitable Alternative Relief" (#57) by three court days,
 19 such that the new deadline shall be **November 19, 2018**. In support of this motion, Defendants
 20 state the following.

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 22 Defense counsel first entered the case on behalf on behalf of Defendant Jason Awad after
 23 Plaintiffs filed an amended complaint adding him to the case. Plaintiffs' counsel, and prior
 24 counsel for the other Defendants, other have already submitted and filed motion practice
 25 regarding Plaintiff's Motion (#11) regarding circulation of a notice regarding FLSA claims.
 26 Current defense counsel was not involved in such motion practice or the response thereto.

27
 28 Recently, current defense counsel substituted-in (#54) as counsel for the prior party-
 Defendants (i.e. those other than Defendant Jason Awad), to which Plaintiffs and their counsel

1 have recently responded by filing the current “Motion to Supplement” (#57). Such Motion to
2 Supplement requires review of Plaintiffs’ Motion (#11), as well as prior defense counsel’s
3 responsive filings. Plaintiffs’ current Motion to Supplement seeks, inter alia, to expand
4 Plaintiffs’ requested relief for notice so as to include relief on a state-law based class claim basis
5 despite prior state court litigation that resulted in denial of Plaintiffs’ motion for class
6 certification. *See* Motion (#57) (acknowledging same). Plaintiffs do not appear to have filed a
7 motion to certify class and/or a motion for conditional certification of FLSA action in this case
8 despite seeking permission to circulate notices, including the class-wide notices sought by the
9 Motion to Supplement (#57).
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12 Plaintiffs’ current Motion to Supplement (#57) cites numerous cases, which require
13 review. Current defense counsel has litigated prior cases with Plaintiffs’ counsel. Plaintiffs’
14 lengthy case citations in the Motion to Supplement require research and review for purposes of
15 drafting the responsive brief. In addition, the recent Veterans’ Day holiday has reduced the usual
16 period during which to respond. A short extension of only three court days will not unduly, or
17 significantly, prejudice the parties in litigating the motion or the case in general.
18

19 Defendants request an additional three court days to finalize and file their responsive
20 brief. On today’s date, defense counsel drafted and revised a motion brief in another case. An
21 additional three days will allow the issues raised by Plaintiffs’ motion to be heard on the merits
22 and in a manner conducive to orderly litigation of the claims.
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Accordingly, Defendants request a three-day extension of the deadline to file the response to Plaintiffs' Motion to Supplement (#57) such that the deadline shall be **November 19, 2018.**

DATED: November 14, 2018.

LOVATO LAW FIRM, P.C.

Mario Lovato
MARIO P. LOVATO
Nevada Bar No. 7427
Attorney for Defendants

ORDER

IT IS SO ORDERED.

Dated: November 15, 2018.



UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that, on November 14, 2018, a copy of the above and foregoing **DEFENDANTS' MOTION FOR TO EXTEND** was served via the Court's system of electronic service upon all those registered for such service in the above-referenced case, including:

Leon Greenberg
Dana Sniegocki
Leon Greenberg P.C.
2965 S. Jones Blvd. Ste. E3
Las Vegas, NV 89146

/s/ Mario Lovato
An employee of Lovato Law Firm, P.C.