JEFFREY F. BARR, ESO. Nevada Bar No. 7269 2 ARMSTRONG TEASDALE LLP 3770 Howard Hughes Parkway, Suite 200 3 Las Vegas, Nevada 89169 Telephone: 702-678-5070 Facsimile: 702-878-9995 4 jbarr@atllp.com 5 Attorneys for Defendant 6 Gravitas Nevada Ltd. d/b/a The Apothecarium 7 8 UNITED STATES DISTRICT COURT 9 DISTRICT OF NEVADA 10 DANIEL DRAPER, individually and on Case No.: 2:20-CV-01423-GMN-VCF 11 behalf of others similarly situated, 12 Plaintiff, UNOPPOSED MOTION 13 V. FOR EXTENSION OF TIME TO 14 ANSWER OR OTHER RESPONSIVE RHMT, LLC. d/b/a THE APOTHECARIUM, PLEADING ON BEHALF OF 15 et al., DEFENDANT GRAVITAS NEVADA LTD. d/b/a THE APOTHECARIUM 16 Defendants. AND [PROPOSED] ORDER 17 18 Defendant Gravitas Nevada Ltd. d/b/a The Apothecarium ("Gravitas"), by and through 19 20 21 22 23 24

- counsel, moves the court for a fourteen-day extension of time to file an Answer or other responsive pleading to Plaintiffs' Amended Complaint for Damages and Injunctive Relief Pursuant to the Telephone Consumer Protection Act, 47 U.S.C. § 227 et seq. ("Amended Complaint") in the above-captioned case. In support of this unopposed Motion, Gravitas states: 1. Gravitas' current deadline to respond to the Amended Complaint is
- November 17, 2020.
  - 2. This is the second extension sought by Gravitas.

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- 3. Gravitas' counsel needs additional time to review and investigate the allegations in the Amended Complaint and attempt to resolve the purported dispute.
  - 4. This motion is not made for purposes of hindrance or delay.
- 5. Plaintiff's counsel was consulted and does not oppose this motion for an additional fourteen-day extension for Gravitas to file an Answer or other responsive pleading to the Amended Complaint. If granted, Gravitas will have up to, and including, December 1, 2020, to file an Answer or other responsive pleading to the Amended Complaint.

WHEREFORE, Defendant Gravitas Nevada Ltd. d/b/a The Apothecarium requests that the Court enter an Order granting this unopposed Motion for an additional fourteen days to file an Answer or other responsive pleading to the Amended Complaint, and for any further relief the Court deems just and proper.

Dated: November 16, 2020.

ARMSTRONG TEASDALE LLP

By: /s/ Jeffrey F. Barr JEFFREY F. BARR, ESQ. NV Bar No. 7269 3770 Howard Hughes Parkway Suite 200 Las Vegas, NV 89169

Attorneys for Defendant Gravitas Nevada Ltd. d/b/a The Apothecarium

## **ORDER**

IT IS SO ORDERED:

UNITED STATES MAGISTRATE JUDGE

DATED: 11-19-2020

**CERTIFICATE OF SERVICE** 1 2 Pursuant to Fed. R. Civ. P. 5 (b), and section IV of District of Nevada Electronic Filing 3 Procedures, I certify that I am an employee of ARMSTRONG TEASDALE LLP, and that the 4 foregoing UNOPPOSED MOTION FOR EXTENSION OF TIME TO ANSWER OR OTHER 5 RESPONSIVE PLEADING ON BEHALF OF DEFENDANT GRAVITAS NEVADA LTD. 6 D/B/A THE APOTHECARIUM AND ORDER was served: 7  $\boxtimes$ via electronic service to the address(es) shown below: 8 Gustavo@kazlg.com 9 10 Counsel for Plaintiff Daniel Draper and the Putative Class 11 12 via the U.S. Postal Service at Las Vegas, Nevada, in a sealed envelope, with first class postage prepaid, on the date and to the address(es) shown below: 13 Gustavo Ponce, Esq. 14 KAZEROUNI LAW GROUP, APC 15 6069 South Fort Apache Road, Suite 100 Las Vegas, Nevada 89148 16 Counsel for Plaintiff Daniel Draper and the 17 Putative Class 18 19 Date: November 16, 2020 /s/Sheila A. Darling An employee of Armstrong Teasdale LLP 20 21 22 23 24 25 26 27 28