

1 **SAO**
 2 BYRON E. THOMAS, ESQ. (NBN 8906)
 3 E-mail: byronthomaslaw@gmail.com
 4 LAW OFFICES OF BYRON THOMAS
 3275 S. Jones Blvd, Ste 104
 Las Vegas, Nevada 89146
 Telephone: 702 747-3103
Attorneys for Defendants

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF, NEVADA**

8 HILLCREST INVESTMENTS, LTD., a
 9 Canadian Corporation; AMERGOSA
 10 ENTERPRISE, LLC.,
 Plaintiffs,

11 vs.

12 AMERICAN BORATE COMPANY a foreign
 13 corporation; AMERICAN BORATE COMPANY
 14 OF TEXAS a foreign corporation, STATE
 ENGINEER, STATE OF NEVADA,
 15 DEPARTMENT OF CONSERVATION AND
 NATURAL RESOURCES, DIVISION OF
 16 WATER RESOURCES, A Nevada Political
 Subdivision; RAMM Corporation, a Nevada
 17 Corporation; UNITED STATES FISH AND
 WILD SERVICE a division of the UNITED
 18 STATES; NATIONAL PARK SERVICE, a
 division of the UNITED STATES; and DOES I-
 19 V, ROES VI-X,

20 Defendants.
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Case No 2:21-cv-00964-RFB-NJK

**STIPULATION TO EXTEND DEADLINE
 TO FILE RESPONSE TO UNITED
 STATES FISH AND WILDLIFE SERVICE
 AND THE NATIONAL PARK SERVICE
 MOTION TO DISMISS
 (SECOND REQUEST)**

22 **COMES NOW**, Plaintiffs and Defendants United States Fish and Wildlife Service and the
 23 National Park Service (collectively, "Federal Defendants") by and through their respective
 24 attorneys of record hereby stipulate and agree as follows:

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1 On June 21, 2021, the Federal Defendants filed a Motion to Dismiss (“Motion”). *See*
2 (ECF No. 17). Plaintiff’s response to the Motion was due on July 6, 2021. The parties agreed to
3 extend the response deadline to July 14, 2021. *See* (ECF No. 24). The parties also stipulated
4 that the Federal Defendants’ Reply would be due on July 26, 2021. *Id.* The Court
5 granted the stipulation *See* (ECF No. Dkt No 26).

6 The parties make this second request to accommodate workload and scheduling conflicts
7 for Plaintiff’s counsel, which could not be resolved during the first extension. The parties have
8 agreed Plaintiff would have until July 21, 2021 to respond, and the Federal Defendants would have
9 to August 13, 2021 to file a Reply. The additional time for the Reply is needed so as not to
10 prejudice the Federal Defendants as their counsel will be in depositions from July 26, 2021-August
11 6, 2021.

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13 **LAW OFFICES OF BYRON**
14 **THOMAS**

15
16 /s/ David L. Negri

/s/ Byron E. Thomas

17 **CHRISTOPHER CHIOU**
18 Acting United States Attorney
19 District of Nevada
20 **GREG ADDINGTON**
21 Assistant United States Attorney
22 **JEANE E. WILLIAMS**
23 Acting Assistant Attorney General
24 U.S. Department of Justice
25 **DAVID L. NEGRI,**
26 Trial Attorney Environment and
27 Natural Resources Division
28 U.S. Attorney’s Office 1290 West
Myrtle Street, Suite 500 Boise,
Idaho 83702 (208) 334-1936

Byron E. Thomas, Esq.
Bar # 8906
3275 S. Jones Blvd. Ste. 104
Las Vegas, NV 89146

Attorney for Plaintiffs

IT IS SO ORDERED.



UNITED STATES DISTRICT JUDGE

DATED: July 15, 2021