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10 *and CEC Industries, Inc.*

11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA**

13 VANGUARD DEALER SERVICES, LLC
14 and MOTOR DEALER SERVICES GROUP,
15 LLC,

16 Plaintiffs,

17 v.

18 JORGE CERVANTES, CEC INDUSTRIES,
19 INC. d/b/a DEALERS DIRECT SYSTEMS
and/or DEALERS DIRECT
20 CONSULTANTS, and ROBERT KONZEN,

21 Defendants.

Case No. 2:21-cv-01121-JAD-EJY

**PLAINTIFFS AND DEFENDANT
JORGE CERVANTES AND CEC
INDUSTRIES, INC.'S STIPULATION
AND ORDER TO STAY DISCOVERY
PENDING DECISION ON
DEFENDANTS' MOTION TO DISMISS**

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23 Plaintiffs Vanguard Dealer Services, LLC and Motor Dealer Services Group, LLC
24 (together, "Plaintiffs") and Defendants Jorge Cervantes and CEC Industries, Inc. (together,
25 "Defendants") (collectively, the "Parties"), by and through their undersigned counsel of record,
26 hereby stipulate and agree to the following:

27 1. On September 23, 2021, the Court issued a Minute Order directing the Parties to
28 submit a proposed discovery plan and scheduling order in accordance with Local Rule 26-1.

1 2. On October 1, 2021, Defendants filed a Motion to Dismiss Plaintiffs' Amended
2 Complaint. (ECF No. 41.) Upon filing their Motion to Dismiss, Defendants were directed to file
3 a proposed discovery plan and scheduling order on or before November 15, 2021.

4 3. On October 1, 2021, Plaintiffs and Defendant Robert Konzen filed a Joint Motion
5 to Vacate Minute Order in Chambers and to Excuse Compliance with Local Rule 26-1 Pending
6 Decisions on Pending Motions. (ECF No. 39.) The Joint Motion requested a temporary stay of
7 compliance with Local Rule 26.1 until Konzen's Motion to Dismiss was adjudicated. (*Id.*)

8 4. On October 4, 2021, the Court entered an Order granting the Joint Motion,
9 thereby staying compliance with Local Rule 26-1 until ten (10) days after a decision was
10 rendered on Konzen's Motion to Dismiss. (ECF No. 42.)

11 5. Given that Defendants' Motion to Dismiss is also currently pending before the
12 Court, the Parties hereby stipulate and agree that the temporary stay of compliance with Local
13 Rule 26-1 should also apply to Defendants.

14 6. Pursuant to the Court's Order dated November 15, 2021 (ECF No. 51), Plaintiffs
15 state that they still seek resolution of their Motion for Jurisdictional Discovery (ECF No. 38)
16 despite entering into discovery stipulations. Plaintiffs are not asking for a stay of any

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1 jurisdictional discovery the Court might order, and are not withdrawing or declaring moot their
2 Motion for Jurisdictional Discovery. Plaintiffs have stipulated only to a stay of regular discovery
3 while the Court considers the pending motions to dismiss filed by Defendants and Plaintiffs'
4 counter Motion for Jurisdictional Discovery.

5 DATED this 19th day of November, 2021.

DATED this 19th day of November, 2021.

6 SEMENZA KIRCHER RICKARD

AKERMAN LLP

7 /s/ Lawrence J. Semenza, III

/s/ Scott Lachman

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Group, LLC*

15 **IT IS SO ORDERED; provided, however, that discovery that *may* occur once a**
16 **decision on the pending Motion for Jurisdictional Discovery issues, is exempted from**
17 **this Order.**

18 **Dated this 19th day of November 2021.**

19 
20 Raymond J. Zouchak
21 United States Magistrate Judge