| 1<br>2<br>3<br>4<br>5<br>6<br>7 | Kelly H. Dove Nevada Bar No. 10569 SNELL & WILMER L.L.P. 3883 Howard Hughes Parkway Suite 1100 Las Vegas, Nevada 89169 Telephone: 702.784.5200 Facsimile: 702.784.5252 Email: kdove@swlaw.com  Attorney for Defendant Bank of America, N.A. |  |  |
|---------------------------------|---|--|--|
| 8                               | UNITED STATES DISTRICT COURT DISTRICT OF NEVADA   |  |  |
| 9                               |   |  |  |
| 10                              | TIFFANY YIP, et al.,  | Case No. 2:21-cv-01254-ART-EJY                         |  |
| 11                              | Plaintiffs,   | Consolidated with: 2:21-cv-02149-APG-BNW               |  |
| 12                              | VS.   |  |  |
| 13                              | BANK OF AMERICA, N.A.,  | STIPULATION AND ORDER TO<br>TEMPORARILY STAY DISCOVERY |  |
| 14<br>15                        | Defendant.  | AND CONTINUE DEADLINE FOR DEFENDANT TO FILE DISCOVERY  |  |
| 16                              |   | PLAN TO OCTOBER 24, 2024                               |  |
| 17                              | A.M. HAMILTON, an individual, on behalf of  | (First Request)  |  |
| 18                              | himself and all others similarly situated,  | Case No. 2:22-cv-00374-ART-EJY                         |  |
| 19                              | Plaintiff,  |  |  |
| 20                              | VS.   |  |  |
| 21                              | BANK OF AMERICA, N.A.,  |  |  |
| 22                              | Defendant.  |  |  |
| 23                              | Plaintiffs Tiffany Yip, et al. (the "Individual Plaintiffs") and A.M. Hamilton, et al.  |  |  |
| 24                              | ("Hamilton Plaintiffs") (collectively, "Plaintiffs") and Defendant Bank of America, N.A.  |  |  |
| 25                              | ("BANA," and together with Plaintiffs, the "Parties"), by and through their respective counsel,   |  |  |
| 26                              | hereby submit this stipulation to continue the deadline for BANA to file a discovery plan with the  |  |  |
| 27                              | Court. This is the first request for an extension of this deadline, which was set forth in the  |  |  |
| 28 GOODWIN PROCTER LLP          | Court's September 10, 2024 Minute Order. See Yip, ECF No. 64.   |  |  |

WHEREAS, on September 4, 2024, the Court ordered pursuant to the Parties' Stipulation that Plaintiffs must amend their respective operative Complaints by no later than October 8, 2024 (the "Operative Complaint Deadline"). *Yip*, ECF No. 63.

WHEREAS on September 10, 2024, the Court entered an Order stating that the Parties must, no later than September 24, 2024, file a discovery plan and scheduling order, or a stipulation to temporarily stay discovery. *Yip*, ECF No. 64.

WHEREAS, on September 19, 2024, counsel for the *Hamilton* Plaintiffs and counsel for BANA met and conferred on discovery and agreed to continue the deadline for BANA to submit its proposed Discovery Plan until after the Operative Complaint Deadline, so the Parties could meaningfully meet and confer on the remaining claims and remaining Plaintiffs.

WHEREAS, on September 24, 2024, counsel for the Individual Plaintiffs advised BANA that they intended to file a Motion to Stay Discovery and Motion to Stay Case on September 24, 2024, and stipulated to a stay of discovery until after the Operative Complaint Deadline.

In order to ensure counsel for BANA has sufficient time to review the forthcoming amended complaint(s) to determine which Plaintiffs and claims remain in the litigation and the scope of the Individual Plaintiffs' proposed stay, the Parties have agreed that BANA's deadline to its discovery plan be continued twenty-eight (28) days until October 22, 2024.

IT IS SO STIPULATED.

| 1  |  |  |
|----|--|--|
| 2  | Dated: September 24, 2024  | Dated: September 24, 2024                        |
| 3  | By: /s/ Michael Kind   | By: /s/ Kelly H. Dove                            |
| 4  | Michael Kind (No. 13903)<br>KIND LAW                                 | Kelly H. Dove (No. 10569)<br>SNELL & WILMER LLP  |
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| 16 | josh@swigartlawgroup.com   | Attorneys for Defendant Bank of America, N.A.    |
| 10 | Attorneys for Plaintiff Tiffany Yip, et al.                          |  |
| 17 |  |  |
| 18 | By: /s/ George O. West   |  |
| 19 | George O. West III (No. 7951)  |  |
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|    | Attorneys for Plaintiff A.M. Hamilton, et al.                        |  |
| 27 |  |  |
| 28 |  |  |

GOODWIN PROCTER LLP

## **ORDER** IT IS SO ORDERED this 25th day September, 2024. UNITED STATES MAGISTRATE JUDGE GOODWIN PROCTER LLP