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15 **UNITED STATES DISTRICT COURT**16 **DISTRICT OF NEVADA**

17 PAUL LEMUS, individually

18 Plaintiff,

19 vs.

20 NYE COUNTY, a political subdivision of the  
21 State of Nevada; GEORGE WEHRLY,  
22 individually

23 Defendants.

24 Case Number: 2:21-cv-01392-JAD-DJA

25 **STIPULATION AND ORDER TO**  
**WITHDRAW DEFENDANTS' MOTION TO**  
**DISMISS (ECF NO. 10)**

26 ECF Nos. 10, 11

27 IT IS HEREBY STIPULATED and agreed between Plaintiff, by and through his  
28 attorney of record, Andre M. Lagomarsino, Esq. of Lagomarsino Law, and Defendants, by  
and through their attorney of record, Susan E. Gillespie, Esq. of Marquis Aurbach Coffing,  
that the Motion to Dismiss (ECF No. 10) filed with this Court on September 2, 2021 in the  
above-referenced matter be withdrawn from the record.29 IT IS FURTHER STIPULATED that Defendants have up to and including Monday  
30 September 13, 2021 to file their Answer.

31 IT IS HEREBY STIPULATED this 7th day of September, 2021.

32 MARQUIS AURBACH COFFING

33 LAGOMARSINO LAW

34 By: /s/ Susan E. Gillespie

35 Susan E. Gillespie, Esq.

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39 Attorney for Defendants

40 By: /s/ Andre M. Lagomarsino

41 Andre M. Lagomarsino, Esq.

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## **ORDER**

Based on the parties' stipulation [ECF No. 11], **IT IS HEREBY ORDERED** that the motion to dismiss [ECF No. 10] is **DEEMED WITHDRAWN** and defendants have until 9/13/21 to file their answer.

9/7/21

United States District Court Judge

# MARQUIS AURBACH COFFING

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