

1 WRIGHT, FINLAY & ZAK, LLP  
2 Darren T. Brenner, Esq.  
3 Nevada Bar No. 8386  
4 Jory C. Garabedian, Esq.  
5 Nevada Bar No. 10352  
6 7785 W. Sahara Ave., Ste. 200  
7 Las Vegas, NV 89117  
8 (702) 475-7964; Fax: (702) 946-1345  
9 [jgarabedian@wrightlegal.net](mailto:jgarabedian@wrightlegal.net)  
10 Attorney for Defendant, *Bank of America, N.A.*

7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

HANIT OHAION,  
Plaintiff,  
v.  
EQUIFAX INFORMATION SERVICES,  
LLC, AND BANK OF AMERICA, N.A.,  
Defendants.

Case No. 2:21-CV-02198-GMN-BNW

**UNOPPOSED MOTION TO EXTEND  
TIME TO RESPOND TO PLAINTIFF'S  
COMPLAINT**  
**(First Request)**

Defendant Bank of America N.A. ("BANA") by and through its undersigned counsel of record, hereby submits the following Unopposed Motion to Extend Time to Respond to Plaintiff's Complaint (First Request):

On December 14, 2021, Plaintiff filed his Complaint [ECF No. 1]. The Summons to Defendant was issued on December 14, 2021 [ECF No. 4] and purportedly served on December 16, 2021. Defendant has 21 days from when the summonses was served to file its response to the Complaint, which made the currently deadline January 6, 2022.

BANA's counsel is still investigating the allegations raised in Plaintiff's Complaint. Further, Plaintiff and BANA have discussed extending the deadline 30-days for BANA to respond to the Complaint, in order to explore early resolution opportunities.

On January 3, 2022, BANA received approval of a 30-day extension to respond to the Complaint from Plaintiff's counsel, which would make the response due February 7, 2022. On

1 January 4, 2022, BANA's counsel circulated a proposed Stipulation to Extend Time to Respond  
2 to Plaintiff's Complaint to file with the Court. However, Plaintiff's counsel has not responded,  
3 which has led to the late filing of this unopposed motion. Despite no formal response to the  
4 proposed stipulation, BANA has no reason to believe that the 30-day extension was rescinded or  
5 suddenly opposed by Plaintiff.

6 Based upon the foregoing, BANA respectfully requests that the Court extend the deadline  
7 for BANA to file its response to Plaintiff's Complaint to February 7, 2022. This is the first request  
8 for extension of time for BANA to respond to Plaintiff's Complaint. The extension is requested in  
9 good faith and is not for purposes of delay or prejudice to any other party. Further, the unopposed  
10 motion is being submitted as a result of excusable neglect because of a communication delay with  
11 Plaintiff's counsel as to the format and procedure for the request for extension.

12

13

Dated this 10<sup>th</sup> day of January, 2022.

14

WRIGHT, FINLAY & ZAK, LLP

15

*/s/ Jory C. Garabedian*

16

Darren T. Brenner, Esq.

17

Nevada Bar No. 8386

18

Jory C. Garabedian, Esq.

19

Nevada Bar No. 10352

20

7785 W. Sahara Ave., Suite 200

21

Las Vegas, Nevada 89117

22

*Attorneys for Bank of America, N.A.*

23

24

**IT IS SO ORDERED:**

25



UNITED STATES MAGISTRATE JUDGE

26

27

DATED: January 11, 2022

28

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on January 10<sup>th</sup> 2022, and pursuant to Fed. R. Civ. P. 5(b), I served via the CM/ECF electronic filing system a true and correct copy of the foregoing **UNOPPOSED MOTION TO EXTEND TIME TO RESPOND TO PLAINTIFF'S COMPLAINT** to the parties below:

Robert M. Tzall  
Nevada Bar No. 13412  
Contemporary Legal Solutions PLLC  
2551 N. Green Valley Parkway  
Building C, Suite 303  
Henderson, NV 89014  
[office@tzalllegal.com](mailto:office@tzalllegal.com)  
*Attorneys for Plaintiff Hanit Ohaion*

/s/ Tonya Sessions  
An employee of Wright Finlay & Zak LLP