

1 Z. RYAN PAHNKE

Nevada Bar No. 9641

2 **RAY QUINNEY & NEBEKER P.C.**

3 36 South State Street, Suite 1400

Salt Lake City, Utah 84145-0385

4 Telephone: (801) 532-1500

Email: [rpahnke@rqn.com](mailto:rpahnke@rqn.com)

5 David J. Malley

6 Nevada Bar No. 8171

**JOLLEY URG A WOODBURY & HOLTHUS**

7 50 S. Stephanie Street, Suite 202

Henderson, Nevada 89012

8 Telephone: (702) 699-7500

Email: [djm@juwlaw.com](mailto:djm@juwlaw.com)

9 *Designated solely for service pursuant to LR IA 11-1(b)*

10 *Attorneys for Plaintiff Smart Rain Systems, LLC*

11 **UNITED STATES DISTRICT COURT**

12 **IN AND FOR THE DISTRICT OF NEVADA**

13  
14 SMART RAIN SYSTEMS, LLC,

15 Plaintiff,

Case No. 2:22-cv-00232-CDS-EJY

16 vs.

17 ROHREN – UND PUMPENWERK BAUER  
18 GES M.B.H., and BAUER NORTH  
19 AMERICA, INC.,

20 Defendants.

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND THE DEADLINE  
TO RESPOND TO THE COMPLAINT**

**(SEVENTH REQUEST)**

21  
22 IT IS HEREBY STIPULATED AND AGREED, by Plaintiff Smart Rain Systems, LLC  
23 (“Smart Rain”), and Defendant Bauer North America, Inc. (“Bauer NA”), Defendant Rohren -  
24 und Pumpenwerk Bauer Ges.m.b.H. (“Bauer GmbH”) (collectively, “Bauer”), through their  
25 respective counsel, that the time for Bauer to respond to the Complaint be extended up to and  
26 including March 3, 2023. Bauer’s current deadline to respond to the Complaint is January 20,  
27 2023. Plaintiff’s new counsel in this matter is working to get up to speed with Plaintiff and has

28 1626689

communicated with counsel for Defendants about resolving this matter without the need for further litigation. The additional time stipulated to herein will allow the parties to continue to explore a potential early resolution of the claims in this case.

The reason for the extension is not for purposes of delay or to cause prejudice to any party, but to allow the parties to continue to discuss settlement possibilities. This is the parties' seventh request for such an extension from the Court, having had previous extensions granted on June 3, 2022 [Docket 17], August 4, 2022 [Docket 19], September 7, 2022 [Docket 21], October 5, 2022 [Docket 25], November 4, 2022 [Docket 29] and December 6, 2022 [Docket 31]. This request complies with Local Rules IA 6-1, IA 6-2, and 7-1.

DATED this 18th day of January, 2023.

RAY QUINNEY & NEBEKER P.C.

/s/ Z. Ryan Pahnke

Z. Ryan Pahnke

Nevada Bar No. 9641

*Attorney for Plaintiff*

David J. Malley

Nevada Bar No. 8171

*Designated counsel pursuant to LR IA 11-1(b)*

EVANS FEARS & SCHUTTERT LLP

/s/ Chad R. Fears

Chad R. Fears

Nevada Bar No. 6970

Michael S. Golenson, Esq. (*pro hac vice to be filed*)

**MASUDA, FUNAI, EIFERT & MICHELL, LTD.**

203 N. LaSalle Street, Suite 2500

Chicago, Illinois 60601-1262

Telephone: (312) 245-7529

Facsimile: (312) 245-7467

Email: [mgolenson@masudafunai.com](mailto:mgolenson@masudafunai.com)

*Attorneys for Defendants*

### **ORDER**

**IT IS SO ORDERED.**

  
UNITED STATE MAGISTRATE JUDGE

Dated: January 19, 2023