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Attorneys for Intervenors

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

MATTHEW WADE BEASLEY; BEASLEY
 LAW GROUP PC; JEFFREY J. JUDD;
 CHRISTOPHER R. HUMPHRIES; J&J
 CONSULTING SERVICES, INC., an Alaska
 Corporation; J&J CONSULTING SERVICES,
 INC., a Nevada Corporation; J AND J
 PURCHASING LLC; SHANE M. JAGER;
 JASON M. JONGEWARD; DENNY
 SEYBERT; ROLAND TANNER; LARRY
 JEFFERY; JASON A. JENNE; SETH
 JOHNSON; CHRISTOPHER M. MADSEN;
 RICHARD R. MADSEN; MARK A.
 MURPHY; CAMERON ROHNER; AND
 WARREN ROSEGREEN,

Defendants.

THE JUDD IRREVOCABLE TRUST; PAJ
 CONSULTING INC.; BJ HOLDINGS LLC;
 STIRLING CONSULTING, L.L.C.; CJ
 INVESTMENTS, LLC; JL2 INVESTMENTS,
 LLC; ROCKING HORSE PROPERTIES,
 LLC; TRIPLE THREAT BASKETBALL,
 LLC; ACAC LLC; ANTHONY MICHAEL
 ALBERTO, JR.; and MONTY CREW LLC,

Relief Defendants.

CASE NO.: 2:22-cv-00612-CDS-EJY

**UNOPPOSED MOTION FOR 7-DAY
EXTENSIONS OF TIME TO REPLY TO
THE SEC’S AND RECEIVER’S
RESPONSES TO KRISTIE YOUNG’S
AND OMID SHAHABE’S JOINT
MOTION TO INTERVENE**

(FIRST REQUEST)

[Declaration of George W. Cochran submitted
concurrently herewith]

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1 Pursuant to LR IA 6-1, LR 1A 6-2, LR II 7-2 and LR II 7-3, non-parties Kristie Young
2 and Omid Shahabe (“Proposed Intervenors”) hereby move this Honorable Court for 7-day
3 extensions of time to reply to Receiver Goeff Winkler’s opposition (ECF No. 300) and the
4 Securities and Exchange Commission’s response (ECF No. 303) to the motion to intervene filed
5 on August 31, 2022 (ECF No. 281). This is Proposed Intervenors’ first motion to extend time to
6 reply to the Receiver’s and SEC’s response to the Proposed Intervenors’ Motion to Intervene.
7

8 For cause, Proposed Intervenors state that:

- 9 1. The attorney who drafted the motion to intervene has tested positive for COVID-19 and is
10 experiencing debilitating symptoms that affect his ability to prepare the reply;
- 11 2. The responses to Proposed Intervenors’ motion raise substantively distinct arguments that
12 require more time to address adequately.

13 The responding parties do not oppose their motion.

14 DATED this 14th day of September, 2022.

15 JOLLEY URGA WOODBURY & HOLTHUS

16 By: /s/ William R. Urga, Esq.
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MEMORANDUM OF POINTS AND AUTHORITIES

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2 Fed.R.Civ.P. 6(b)(1), like all the Federal Rules of Civil Procedure, “[is] to be liberally
3 construed to effectuate the general purpose of seeing that cases are tried on the merits.”
4 *Rodgers v. Watt*, 722 F.2d 456, 459 (9th Cir.1983) (quoting *Staren v. American Nat’l Bank &*
5 *Trust Co. of Chicago*, 529 F.2d 1257, 1263 (7th Cir.1976)); see also Fed.R.Civ.P. 1 (“[The
6 Federal Rules] should be construed, administered, and employed by the Court and the parties to
7 secure the just, speedy, and inexpensive determination of every action and proceeding.”).
8 Consequently, requests for extensions of time made before the applicable deadline has passed
9 should “normally [] be granted in the absence of bad faith on the part of the party seeking relief
10 or prejudice to the adverse party.” 4B Charles Alan Wright & Arthur R. Miller, *Federal Practice*
11 *and Procedure* § 1165 (3d ed. 2004).

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14 Even if Proposed Intervenors filed their motion after the deadline, the circumstances
15 clearly demonstrate “good cause” under Rule 6(b)(1). *Ahanchian v. Xenon Pictures, Inc.*, 624
16 F.3d 1253, 1259 (9th Cir. 2010) (“Good cause” is a non-rigorous standard that has been
17 construed broadly across procedural and statutory contexts.) Here, the principal drafter of
18 Proposed Intervenors’ reply has declared he is cognitively impaired due to COVID-19. See
19 Declaration of George W. Cochran filed concurrently herewith. In addition, the response briefs
20 raise substantively distinct arguments that require more time to address than currently permitted.
21 Since there is no indication of bad faith or prejudice and the extension is limited to 7 days,

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1 Proposed Intervenors respectfully submit the motion should be granted. *Ahanchian*, 624
2 F.3d at 1259.

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4 JOLLEY URGA WOODBURY & HOLTHUS

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23 (*Admitted pro hac vice*)

24 *Attorneys for Intervenors*

25 **IT IS SO ORDERED:**

26 
27 _____
28 UNITED STATES MAGISTRATE JUDGE

DATED: September 14, 2022

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