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COUNSEL/PARTIES OF RECORD	
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CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY

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

18 STEVEN KERN)

19 Plaintiff,)

20 v.)

21 PRUDENTIAL INSURANCE COMPANY OF)
 22 AMERICA, a foreign corporation; PRUDENTIAL)
 23 FINANCIAL, INC., a foreign corporation;)
 24 SECURITRON MAGNALOCK CORPORATION,)
 25 a foreign corporation; DOES I-X; ROE)
 26 Corporations, I-X, inclusive,)

27 Defendants.)

CASE NO.: 3:13-cv-00037-RCJ-VPC

Judge Robert C. Jones

JOINT MOTION TO STAY PROCEEDING

28 Plaintiff Steven Kern (“Plaintiff”) and Defendants The Prudential Insurance Company of America, Prudential Financial, Inc., and Securitron Magnalock (“Defendants”) (together “the parties”) hereby move this Court for a 45-day stay of the proceedings in this case. In support of their motion, the parties state as follows:

1. Plaintiff filed his Complaint on November 13, 2012 in the Second Judicial District Court for the State of Nevada in and for the County of Washoe. Defendant The Prudential Insurance Company

1 of America and Defendant Prudential Financial, Inc. timely removed to this Court on January 25, 2013.

2 All Defendants have timely answered or otherwise responded to the Complaint.

3 2. Pursuant to the Court's April 8, 2013 Case Management Conference, Plaintiff filed a
4 Motion to Take Discovery on April 29, 2013. Defendants filed their response on May 15, 2013, and
5 Plaintiff filed his reply on May 24, 2013. A hearing on this motion is scheduled for Monday, June 10,
6 2013.

7 3. The parties seek to engage in mediation and do not wish to incur the costs of litigation if
8 mediation will result in a resolution of the case.

9 4. Therefore, the parties jointly request that the Court stay the hearing scheduled for June
10 10, 2013 and stay all pending deadlines for 45 days from the date on which this motion was filed. The
11 "power to stay proceedings is incidental to the power inherent in every court to control the disposition of
12 the causes on its docket with economy of time and effort for itself, for counsel, and for litigants."

13 *Landis v. North America Co.*, 299 U.S. 248, 254-55 (1936); *Regional Local Union No. 846 v. Gulf Coast*
14 *Rebar, Inc.*, No. 3:11-cv-658-AC, 2012 WL 5208485 (D. Or. Oct. 22, 2012).

15 5. When the stay expires, and if the parties have not resolved the case, the parties would
16 request the Court reset all deadlines.

17 6. If the parties reach a settlement while the stay is in effect, they will inform the Court of
18 such settlement.

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1 WHEREFORE, the parties respectfully request that their motion be granted.

2 Respectfully submitted,

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4 By: /s/ Bryan J. Carpenter

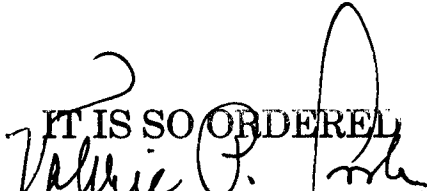
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Attorney for Defendants

IT IS SO ORDERED

U.S. MAGISTRATE JUDGE
DATED: June 6, 2013

CERTIFICATE OF SERVICE

I do hereby certify that on June 5, 2013, I have caused a true and correct copy of the foregoing
JOINT MOTION TO STAY to be served upon the following via the Court's CM/ECF system:

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