

1 **DICKINSON WRIGHT PLLC**  
 KENNETH K. CHING  
 2 Nevada Bar No. 10542  
 Email: [kching@dickinsonwright.com](mailto:kching@dickinsonwright.com)  
 3 100 West Liberty St. Suite 940  
 Reno, NV 89501  
 4 Tel: (775) 343-7500  
 Fax: (844) 670-6009

5 *Attorneys for Plaintiffs*

6  
 7 **UNITED STATES DISTRICT COURT**  
 8 **DISTRICT OF NEVADA**

9 DANIEL HARRINGTON and PAMELLA  
 HARRINGTON, husband and wife,

10 Plaintiffs,

11 vs.

12 DAVID TACKETT, an individual, and  
 DOES 1-10, inclusive,

13 Defendants.  
 14  
 15

Case No.: 3:18-cv-00028-MMD-WGC

**STIPULATION AND ORDER**  
**TO EXTEND TIME TO FILE AMENDED**  
**COMPLAINT AND ANSWER**

16 Plaintiffs Daniel Harrington and Pamella Harrington (“Plaintiffs”), by and through their  
 17 attorneys, Dickinson Wright PLLC, and Defendant David Tackett (“Defendant”), by and through his  
 18 attorneys, Fahrendorf, Viloría, Oliphant & Oster LLP (collectively, the “Parties”), stipulate and agree  
 19 as follows:

20 1. On April 24, 2018, the Parties appeared before this Court on David Tackett’s Motion to  
 21 Set Aside Default. (ECF No. 8).

22 2. On April 27, 2018, this Court entered an Order granting Mr. Tackett’s Motion to Set  
 23 Aside Default, which provided that Mr. Tackett “shall have FOURTEEN DAYS from the date of this  
 24 Order to file an answer or otherwise respond to the complaint.” (ECF No. 16).

25 3. Legal counsel for the Parties have conferred and believe that it may be beneficial for the  
 26 Parties to consider an out of court resolution of this case before proceeding to litigation. Additionally,  
 27 legal counsel for the Plaintiffs has represented that if this case proceeds, the Plaintiffs will seek leave  
 28

1 to file an amended complaint; therefore, it would be more efficient for the Parties and the Court if the  
2 Plaintiffs file their Amended Complaint rather than Defendant responding to the initial Complaint.


3 4. Accordingly, the Parties stipulate and agree that Defendant has no obligation to file an  
4 answer to the current Complaint and the Plaintiffs shall have SIXTY (60) DAYS from the entry of this  
5 proposed Stipulation and Order to file an amended complaint. If the Plaintiffs file an amended  
6 complaint, the Defendant shall have TWENTY-ONE (21) DAYS from the filing of the amended  
7 complaint to answer or otherwise respond to the Plaintiffs' amended complaint.

8 DATED this 9th day of May, 2018.

DATED this 8<sup>th</sup> day of May, 2018.

10 DICKINSON WRIGHT PLLC

FAHRENDORF, VILORIA, OLIPHANT &  
OSTER L.L.P.

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13 KENNETH K. CHING  
Nevada Bar No. 10542  
Email: kching@dickinsonwright.com  
100 West Liberty St. Suite 940  
Reno, NV 89501  
Tel: (775) 343-7500  
Fax: (844) 670-6009

NATHAN J. AMAN  
Nevada Bar No. 8354  
Email: naman@renonvlaw.com  
JEREMY B. CLARKE  
Nevada Bar No. 13849  
Email: jclarke@renonvlaw.com  
327 California Ave.  
Reno, NV 89509

16 *Attorneys for Plaintiffs*

*Attorneys for Defendant*

18 \* \* \*

**ORDER**

20 Counsel are reminded that in the future requests for extension of time must comply with  
21 LR IA 6-1.

22 **IT IS SO ORDERED.**

23 DATED: May 10, 2018.

24 

25 UNITED STATES MAGISTRATE JUDGE