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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 MFR HOLDCO, LLC, a foreign limited  
liability company,  
11  
Plaintiff,  
12 v.  
13 ICON RENO PROPERTY OWNER POOL 3  
NEVADA, LLC, a foreign limited liability  
14 company; DOES 1 through 10; and ROE  
CORPORATION 1 through 10,  
15  
Defendants.  
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ICON RENO PROPERTY OWNER POOL 3  
17 NEVADA, LLC, a foreign limited liability  
Company,  
18  
Counter-claimant,  
19 v.  
20 MFR HOLDCO, LLC; ACH FOAM  
21 TECHNOLOGIES, INC.; FRANK  
KIESECKER, JR., individually; RICHARD L.  
22 WALLER, individually; MICHAEL S.  
HUEMPFNER, individually,  
23  
Counter-defendants.  
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Case No. 3:18-cv-00034-MMD-WGC

**STIPULATION TO EXTEND TIME TO  
RESPOND TO COUNTERCLAIM  
[FIRST REQUEST]**

25  
26 Plaintiff/Counter-defendant MFR HOLDCO, LLC and Counter-defendants ACH  
27 FOAM TECHNOLOGIES, INC., FRANK KIESECKER, JR., RICHARD L. WALLER, and  
28 MICHAEL S. HUEMPFNER (collectively, "Counter-defendants"), by and through their counsel

1 of record, and Defendant/Counter-claimant, ICON Reno Property Owner Pool 3 Nevada, LLC  
2 (“ICON”), by and through its counsel of record, hereby submit this Stipulation for an extension  
3 of time to respond to counterclaims asserted in ICON’s Answer to First Amended Complaint  
4 and Counterclaim [ECF 42] (the “Counterclaim”) based on the following:

- 5 1. ICON filed its Counterclaim on January 16, 2019.
- 6 2. MFR HOLDCO, LLC’s response to the Counterclaim is due on or before February  
7 6, 2019.
- 8 3. Counsel for the Counter-defendants has agreed to accept service of process for the  
9 Counterclaim on behalf of his clients. For that reason, the Counter-defendants’ response to the  
10 Counterclaim has not yet been determined.
- 11 4. As consideration for accepting service of process and so that counsel for MFR  
12 HOLDCO, LLC and the Counter-defendants does not have responses to the Counterclaim due  
13 on different days, the parties agree that MFR HOLDCO, LLC and the Counter-defendants shall  
14 have to, and including, February 26, 2019 to file their respective responses to the Counterclaim.
- 15 5. This is the first request for an extension related to the Counterclaim, and this request  
16 is not for the purposes of delay.

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6. The parties agree that nothing in this Stipulation shall submit the Counter-defendants to the jurisdiction of this Court, and that the Counter-defendants do not waive any defenses to this action by submitting this Stipulation to the Court.

DATED this 1st day of February, 2019.

/s/ Matthew B. Hippler  
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**ORDER**

IT IS SO ORDERED.

*William G. Cobb*

UNITED STATES MAGISTRATE JUDGE

DATED: February 4, 2019