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9
 10 **UNITED STATES DISTRICT COURT**
 11 **DISTRICT OF NEVADA**

12 HALL CA-NV, LLC, a Texas limited
 liability company,

14 Plaintiff,

15 v.

16 LADERA DEVELOPMENT, LLC, a Nevada
 limited liability company,

17 Defendant.

CASE NO. 3:18-cv-00124-RCJ-CBC

ORDER VACATING
MAGISTRATE JUDGE'S ORDER [ECF
NO. 56] AND ALLOWING
PRESENTATION OF
ADDITIONAL EVIDENCE

18
 19 LADERA DEVELOPMENT, LLC, a Nevada
 limited liability company,

20 Counterclaimant,

21 v.

22 HALL CA-NV, LLC, a Texas limited
 liability company,

24 Counterdefendant.

25
 26 Before the Court is Plaintiff Hall CA-NV, LLC's ("Hall") Objection to Order Denying
 27 Hall's Motion to Modify Subpoena Duces Tecum on Kolesar & Leatham (ECF No. 58),
 28 ("Objection"), and Defendant Ladera Development, LLC's ("Ladera") Limited Response to

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1 Hall's Objection to Order Denying Hall's Motion to Modify Subpoena Duces Tecum On
2 Kolesar & Leatham (ECF No. 69). Hall's Objection asserts that Kolesar & Leatham was
3 deprived its due process rights to appear before the Court to contest the subject Subpoena
4 Duces Tecum, and provide evidence regarding the nature and scope of its representation of
5 Hall and Ladera, which Hall argues would have impacted the conclusions reached by the
6 Court.

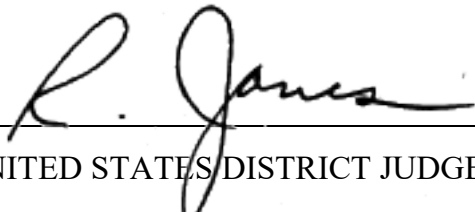
7 Having considered the above referenced documents and oral argument,

8 **IT IS ORDERED** that Hall's Objection is sustained;

9 **IT IS FURTHER ORDERED** that the Magistrate Judge's Order entered November 30,
10 2018, (ECF No. 56) is vacated;

11 **IT IS FURTHER ORDERED** this matter is remanded back to Magistrate Judge Carrey
12 to schedule a hearing to permit Kolesar & Leatham an opportunity to submit additional
13 evidence in support of Hall's Motion to Modify Subpoena Duces Tecum on Kolesar &
14 Leatham, (ECF 40), and as it concerns Kolesar & Leatham's legal representation of Hall in
15 what the parties have commonly referred to as the Hall Nevada Adversary and the Hall
16 California Adversary and Ladera in what the parties have commonly referred to as the Ladera
17 Adversary.

18 DATED this 18th day of March, 2019.

19 
20 _____
21 UNITED STATES DISTRICT JUDGE

22 Respectfully Submitted By:
23 LEWIS ROCA ROTHGERBER CHRISTIE LLP

24
25 By: /s/ David C. McElhinney
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