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21 *Attorneys for Defendants*

22  
13 UNITED STATES DISTRICT COURT

14 DISTRICT OF NEVADA

15  
16 Switch, Ltd., a Nevada limited  
17 liability company,

18 Plaintiff,

19 vs.

20 Naniwa Energy, LLC; Naniwa  
21 Terminal, LLC; Morgan Stanley; and  
22 Does 1 through 10; Roe Entities 11  
through 20, inclusive,

23 Defendants.

24 Case No.: 3:21-cv-00090-MMD-CLB

25 **STIPULATION AND ORDER TO  
WITHDRAW MOTION TO REMAND  
AND TO REMAND REMOVED ACTION**

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28 IT IS HEREBY STIPULATED AND AGREED by and between the undersigned  
counsel for the respective parties, that based upon the representations of Switch, Ltd.  
in its Motion to Remand to State Court (ECF No. 28) as to the citizenship of its  
members, demonstrating that complete diversity is lacking, the above-captioned  
action should be remanded to the Eighth Judicial District Court of the State of  
Nevada, County of Clark;

1 IT IS FURTHER STIPULATED AND AGREED that Plaintiff withdraws its  
2 Motion to Remand to State Court (ECF No. 28); and

3 IT IS FURTHER STIPULATED AND AGREED that each party shall bear its  
4 own attorneys' fees and costs.

5  
6 Dated this 31st day of March, 2021. Dated this 31st day of March, 2021.

7 **SWITCH, LTD.**

8 By: /s/ Lynnel M. Reyes

9 Samuel Castor, Esq.  
Nevada Bar No. 11532  
10 Lynnel M. Reyes, Esq.  
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**BALLARD SPAHR LLP**

By: /s/ Maria A. Gall

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15 *Attorneys for Plaintiff*

*Attorneys for Defendants*

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18 IT IS SO ORDERED.

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21   
UNITED STATES DISTRICT JUDGE

22  
23 DATED: March 31, 2021

1 **CERTIFICATE OF SERVICE**

2 I certify that on March 31, 2021, I served the foregoing **STIPULATION AND**  
3 **ORDER TO WITHDRAW MOTION TO REMAND AND TO REMAND REMOVED**  
4 **ACTION** on the following parties by filing the same with the Court's CM/ECF system:

5 Samuel Castor, Esq.  
6 Michael A. Wheable, Esq.  
7 Lynnel Marie Reyes, Esq.  
8 SWITCH, LTD.  
9 7135 South Decatur Boulevard  
10 Las Vegas, Nevada 89118

11 *Attorneys for Plaintiff*

12 /s/ Adam Crawford  
13 An employee of Ballard Spahr LLP

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