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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

OTIS ELEVATOR COMPANY, THE  
HARTFORD FIRE INSURANCE  
COMPANY,

Plaintiff,

v.

EQC OPERATING TRUST, CBRE  
INC, CLIFFORD HEARNE,

Defendants.

CASE NO. 2:20-cv-00501-RAJ-BAT

**ORDER GRANTING MOTION  
TO STAY**

Having reviewed the Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate Judge, any objections or responses to that, and the remaining record, the Court finds and ORDERS:

- (1) The Court **ADOPTS** the Report and Recommendation.
- (2) The Joint Motion of Plaintiffs, Defendants EQC, and Defendant CBRE to Stay Litigation Pending Resolution of the Underlying Action is **GRANTED**. This matter is **STAYED** and all deadlines are **STRICKEN** until further order of the Court. Further, Plaintiffs' motion to dismiss (Dkt. 37) is **DENIED** without prejudice to refile when the stay is lifted.
- (3) Defendant Hearne's motion for an extension of time (Dkt. 47) is

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**GRANTED;** and motion to strike (Dkt. 51) is **DENIED.**

(4) The Clerk is directed to send copies of this Order to the parties and to Judge Tsuchida.

DATED this 16th day of February, 2021.

A handwritten signature in black ink that reads "Richard A. Jones". The signature is written in a cursive style and is positioned above a horizontal line.

The Honorable Richard A. Jones  
United States District Judge