		advised to manually file the form with the Clerk's Office. (A copy of form AO 85 has been mailed to parties not receiving electronic service.) NOTICE OF GENERAL ORDER 2013-1 AND OPPORTUNITY FOR EXPEDITED TRIAL SETTING: The parties in this action are provided with a link to General Order 2013-1 and the USDC Short Trial Rules on the Court's website - www.nvd.uscourts.gov. If the parties agree that this action can be ready for trial within 180 days and that a trial of this matter would take three (3) days or less, the parties should consider participation in the USDC Short Trial Program. If the parties wish to be considered for entry into the Court's Short Trial Program, they should execute and electronically file with USDC Short Trial Form 4(a)(1) or Form 4(a)(2). **(no image attached)** (SLD) (Entered: 05/20/2015)
05/20/2015	4	Summons Issued as to International House of Pancakes LLC re 1 Complaint. (SLD) (Main Document 4 replaced on 5/20/2015) (SLD). (Entered: 05/20/2015)
05/20/2015	5	Summons Issued as to IHOP re 1 Complaint. (SLD) (Main Document 5 replaced on 5/20/2015) (SLD). (Entered: 05/20/2015)
05/20/2015	6	Summons Issued as to Dan Ashoori Group re 1 Complaint. (SLD) (Entered: 05/20/2015)
05/21/2015	7	CERTIFICATE of Interested Parties filed by Bethany Anne Pennington. There are no known interested parties other than those participating in the case . (McGaha, William) (Entered: 05/21/2015)
05/28/2015	8	**ERROR:** Wrong event selected, by attorney . **CORRECTION:** Attorney advised to refile documents using the correct event ~~SUBPOENA Returned Executed as to International House of Pancakes. (McGaha, William)~~ **Modified on 5/28/2015 (RFJ).** (Entered: 05/28/2015)
05/28/2015	9	**NOTICE: of Attorney Action Required** to 8 Subpoena Returned Executed: **ERROR:** Wrong event selected by attorney **William W. McGaha.** CORRECTION: Attorney is advised to refile **pleading** using the correct event Summons Returned Executed found under Service of Process category. **(no image attached)**(RFJ) (Entered: 05/28/2015)
05/28/2015	10	SUMMONS Returned Executed by Bethany Anne Pennington. International House of Pancakes LLC served on 5/26/2015, answer due 6/16/2015. (McGaha, William) (Entered: 05/28/2015)
06/08/2015	11	SUMMONS Returned Executed by Bethany Anne Pennington. Dan Ashoori Group served on 5/27/2015, answer due 6/17/2015. (McGaha, William) (Entered: 06/08/2015)
06/15/2015	12	STIPULATION FOR EXTENSION OF TIME (First Request) re 1 Complaint, ; by Plaintiff Bethany Anne Pennington. (McGaha, William) (Entered: 06/15/2015)
06/15/2015	16	NOTICE TO COUNSEL PURSUANT TO LOCAL RULE IA 10-2. Counsel Justin Ma to comply with completion and electronic filing of the Designation of Local Counsel and Verified Petition. For your convenience, click on the following link to obtain the form from the Court's website - www.nvd.uscourts.gov/Forms.aspx. **Upon approval of the Verified Petition**, counsel is required to register for the Court's Case Management and Electronic Case Filing (CM/ECF) system and the electronic service

		of pleadings. Please visit the Court's website **www.nvd.uscourts.gov** to register Attorney(s). Verified Petition due by 7/30/2015. **(no image attached)** (RFJ) (Entered: 06/17/2015)
06/16/2015	13	ORDER ON STIPULATION Granting 12 STIPULATION for Extension of Time (First Request) re 1 Complaint. Defendant International House of Pancakes LLC answer due 6/30/2015. Signed by Magistrate Judge Carl W. Hoffman on 6/16/2015. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 06/16/2015)
06/16/2015	14	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carl W. Hoffman, on 6/16/2015. Pursuant to the parties' stipulation (doc. # 12) filed on the record, the Court hereby directs: (1) the parties to file stipulations, motions, and other pleadings in compliance with LR IA 10-2; and (2) Justin Ma, Esq. to seek admission to practice before this Court in compliance with Civ. LR 10-2. Failure to comply with this Court's order will result in sanctions. **(no image attached)** (Copies have been distributed pursuant to the NEF - FJA) (Entered: 06/16/2015)
06/16/2015	15	ORDER Scheduling Early Neutral Evaluation Session. Early Neutral Evaluation set for 8/5/2015 10:00 AM in LV Chambers before Magistrate Judge Cam Ferenbach. The written evaluation statements must be delivered directly to chambers in a sealed envelope-MARKED CONFIDENTIAL AND DO NOT FILE, not later than 12:00 p.m., 7/29/2015. Signed by Magistrate Judge Cam Ferenbach on 6/15/2015. (Copies have been distributed pursuant to the NEF - copy mailed to Attorney Justin Ma - SLD) (SLD). (Entered: 06/16/2015)
06/18/2015	17	STIPULATION FOR EXTENSION OF TIME (First Request) re 1 Complaint, ; by Plaintiff Bethany Anne Pennington. (McGaha, William) (Entered: 06/18/2015)
06/22/2015	18	ORDER ON STIPULATION Granting 17 STIPULATION for Extension of Time (First Request) re 1 Complaint. Dan Ashoori Group's answer due 7/2/2015. Signed by Magistrate Judge Carl W. Hoffman on 6/22/2015. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 06/22/2015)
06/26/2015	19	Mail Returned as Undeliverable re 15 Order Scheduling Early Neutral Evaluation Session addressed to Justin Ma, Esq. Envelope marked: Return to Sender - Insufficient Address - Unable to Forward. No new address available. Clerk did not resend. (SLD) (Entered: 06/29/2015)
06/26/2015	20	Mail Returned as Undeliverable re 16 Notice for Desig of Local Counsel & VP addressed to Justin Ma. Envelope marked: Return to Sender - Insufficient Address - Unable to Forward. No new address available. Clerk did not resend. (SLD) (Entered: 06/29/2015)
06/29/2015		Clerk NOTE: Documents #14, #15, and #16 re-mailed to Justin Ma, Esq. at 450 N. Brand Blvd. Fl 7 Glendale, CA 91203 **(no image attached)** (AF) (Entered: 06/29/2015)
06/30/2015	21	SECOND STIPULATION FOR EXTENSION OF TIME re 1 Complaint; filed by Defendant International House of Pancakes LLC. (Prior, Paul) (Entered: 06/30/2015)
07/01/2015	22	Mail Returned as Undeliverable re 18 Order addressed to Justin Ma, Esq. Envelope marked: Return to Sender - Insufficient Address - Unable to Forward. New address. Clerk remailed document. (SLD) (Entered: 07/01/2015)
07/01/2015	23	ORDER ON STIPULATION Granting 21 SECOND STIPULATION FOR EXTENSION

		OF TIME re 1 Complaint. International House of Pancakes LLC's answer due 7/14/2015. Signed by Magistrate Judge Carl W. Hoffman on 7/1/2015. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 07/01/2015)
07/02/2015	24	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carl W. Hoffman, on 7/2/2015. Pursuant to this Court's inability to contact Justin Ma, lead attorney for Defendant International House of Pancakes LLC, by mail (see docs. # 19 20 22), IT IS HEREBY ORDERED that Justin Ma shall file a notice providing a viable mailing address for the record, **no later than July 16, 2015**, and failure to do so will result in sanctions. **(no image attached)** (Copies have been distributed pursuant to the NEF - FJA) (Entered: 07/02/2015)
07/14/2015	25	MOTION to Dismiss by Defendant International House of Pancakes LLC. Responses due by 7/31/2015. (Prior, Paul) (Entered: 07/14/2015)
07/14/2015	26	MEMORANDUM filed by Defendant International House of Pancakes LLC re 25 Motion to Dismiss. (Prior, Paul) (Entered: 07/14/2015)
07/14/2015	27	NOTICE re 24 Minute Order, filed by International House of Pancakes LLC . (Prior, Paul) (Entered: 07/14/2015)
07/14/2015	28	DECLARATION of William Taylor re 25 Motion to Dismiss, 26 Memorandum ; by Defendant International House of Pancakes LLC. (Prior, Paul) (Entered: 07/14/2015)
07/16/2015	29	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carl W. Hoffman, on 7/16/2015. Pursuant to the notice (doc. # 27) filed on the record, the Court underscores that it is **counsel's obligation** to update the record so it reflects accurate information regarding counsel for the parties. Accordingly, IT IS HEREBY ORDERED that Justin Ma shall file a notice of withdrawal as lead attorney of record for Defendant **no later than July 22, 2015. (no image attached)** (Copies have been distributed pursuant to the NEF - FJA) (Entered: 07/16/2015)
07/17/2015	30	MOTION for Exception to Attendance Requirement re: Early Neutral Evaluation; filed by Defendant International House of Pancakes LLC. Responses due by 8/3/2015. (Prior, Paul) (Entered: 07/17/2015)
07/17/2015	31	NOTICE of Change of Attorney; filed by Defendant International House of Pancakes LLC. (Prior, Paul) (Entered: 07/17/2015)
07/21/2015	32	ORDER re Defendant's 30 Motion for Exception from Early Neutral Evaluation Attendance Requirement. IT IS HEREBY ORDERED that an in-chambers telephone conference is set for 7/24/2015 11:00 AM before Magistrate Judge Cam Ferenbach. Parties are instructed to call (702) 868-4911, access code: 123456, 5 minutes prior to the hearing time. Signed by Magistrate Judge Cam Ferenbach on 7/21/15. (Copies have been distributed pursuant to the NEF - PS) (Entered: 07/21/2015)
07/23/2015	33	AMENDED COMPLAINT with Jury Demand against International House of Pancakes LLC, Farshad Ashoori, Rainbow 1601, Inc, filed by Bethany Anne Pennington. Adds and removes parties. Proof of service due by 11/20/2015. (McGaha, William) (Entered: 07/23/2015)
07/24/2015	34	MINUTES OF PROCEEDINGS - Hearing re ENE held on 7/24/2015 before Magistrate Judge Cam Ferenbach. Pla Counsel: *Joshua Santeramo, Esq.*; Def Counsel: *Justin Shiroff, Esq.*; Time of Hearing: *11:00 a.m. - 11:08 a.m.*; granting in part and denying in part 30 Motion for Relief from Early Neutral Evaluation.; (Submission of Stipulaton due by 7/31/2015.) In chambers. The court held a hearing on July 24, 2015 and heard representations from the parties. The motion for exception from ENE (#30) is granted in part and denied in part. The ENE scheduled for 10:00 a.m., August 5, 2015 is VACATED.

		The ENE will be rescheduled at a later date. An IHOP representative with settlement authority must be available by telephone at the rescheduled ENE. The parties must confer and file proposed dates of availability for the rescheduled ENE by July 31, 2015. (Copies have been distributed pursuant to the NEF - MT) (Entered: 07/24/2015)
07/29/2015	35	STIPULATION FOR EXTENSION OF TIME (First Request) re 25 Motion to Dismiss ; by Plaintiff Bethany Anne Pennington. (McGaha, William) (Entered: 07/29/2015)
07/29/2015	36	RESPONSE to 34 Order on Motion for Relief from Early Neutral Evaluation, filed by Defendant International House of Pancakes LLC. (Prior, Paul) (Entered: 07/29/2015)
07/30/2015	37	ORDER the the Early Neutral Evaluation is rescheduled for 11/10/2015 10:00 AM in LV Chambers before Magistrate Judge Cam Ferenbach. The confidential settlement statement is due by 12:00 p.m., 11/3/2015. Signed by Magistrate Judge Cam Ferenbach on 7/30/2015. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 07/30/2015)
08/05/2015	38	MOTION to Dismiss by Defendant International House of Pancakes LLC. Responses due by 8/22/2015. (Shiroff, Justin) (Entered: 08/05/2015)
08/05/2015	39	DECLARATION of William Taylor re 38 Motion to Dismiss ; by Defendant International House of Pancakes LLC. (Shiroff, Justin) (Entered: 08/05/2015)
08/11/2015	40	ORDER ON STIPULATION Granting 35 STIPULATION FOR EXTENSION OF TIME (First Request) to Respond re 25 Motion to Dismiss. Responses due by 8/7/2015. Signed by Judge Robert C. Jones on 8/11/15. (Copies have been distributed pursuant to the NEF - MMM) (Entered: 08/11/2015)
08/20/2015	41	RESPONSE to 38 Motion to Dismiss, filed by Plaintiff Bethany Anne Pennington. Replies due by 8/30/2015. (McGaha, William) (Entered: 08/20/2015)
08/27/2015	42	MEMORANDUM re 38 Motion to Dismiss; filed by Defendant International House of Pancakes LLC. (Prior, Paul) (Entered: 08/27/2015)
08/27/2015	43	PROPOSED Discovery Plan/Scheduling Order filed by Plaintiff Bethany Anne Pennington . (McGaha, William) **Corrected image 44 attached on 8/27/2015 (DKJ).** (Entered: 08/27/2015)
08/27/2015	44	NOTICE of Corrected Image/Document re 43 Proposed Discovery Plan/Scheduling Order by Plaintiff Bethany Anne Pennington. (Service of corrected image is attached). (McGaha, William) (Entered: 08/27/2015)
09/03/2015	45	MINUTE ORDER IN CHAMBERS of the Honorable Judge Robert C. Jones, on 9/3/2015. ORDERED that Oral Argument Re: (ECF # 25 , # 38) Defendant International House of Pancakes, LLC's Motion to Dismiss is set for 10:00 A.M., Friday, October 16, 2015, in LAS VEGAS COURTROOM TBD, before Judge Robert J. Jones. (Copies have been distributed pursuant to the NEF - MMM) (Entered: 09/03/2015)
09/11/2015	46	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Kevin Mair Badkoubehi and DESIGNATION of Local Counsel Doreen Spears Hartwell (Filing fee $ 250 receipt number 0978-3811643) filed by Defendants Farshad Ashoori, Rainbow 1601, Inc . (Spears-Hartwell, Doreen) (Entered: 09/11/2015)
09/18/2015	47	ORDER Granting 46 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Kevin Mair Badkoubehi and approving Attorney Doreen Spears Hartwell as Designation of Local Counsel for Defendants Farshad Ashoori and Rainbow 1601, Inc. Signed by Judge Robert C. Jones on 9/18/2015. Any Attorney not yet registered with the Court's CM/ECF System shall submit a

		Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - SLD) (Entered: 09/18/2015)
09/23/2015	48	Joint MOTION for Protective Order by Defendant International House of Pancakes LLC. (Prior, Paul) (Entered: 09/23/2015)
09/24/2015	49	ORDER Granting 48 Joint Motion for Protective Order. Signed by Magistrate Judge Carl W. Hoffman on 9/24/2015. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 09/24/2015)
09/25/2015	50	MOTION to Dismiss *First Amended Complaint* by Defendant Farshad Ashoori. Responses due by 10/12/2015. Certificate of Interested Parties due by 10/5/2015. Discovery Plan/Scheduling Order due by 11/9/2015. (Spears-Hartwell, Doreen) (Entered: 09/25/2015)
09/25/2015	51	ANSWER to 33 Amended Complaint filed by Rainbow 1601, Inc.(Spears-Hartwell, Doreen) (Entered: 09/25/2015)
09/28/2015	52	VERIFIED PETITION for Permission to Practice Pro Hac Vice by James C. Goodfellow, Jr. and DESIGNATION of Local Counsel Paul Swenson Prior (Filing fee $ 250 receipt number 0978-3832187) filed by Defendant International House of Pancakes LLC . (Prior, Paul) (Entered: 09/28/2015)
09/28/2015	53	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Noah Finkel and DESIGNATION of Local Counsel Paul Swenson Prior (Filing fee $ 250 receipt number 0978-3832219) filed by Defendant International House of Pancakes LLC . (Prior, Paul) (Entered: 09/28/2015)
09/28/2015	54	SCHEDULING ORDER Denying 43 Proposed Discovery Plan/Scheduling Order. Discovery due by 3/10/2016. Motions due by 4/11/2016. Proposed Joint Pretrial Order due by 5/11/2016. Signed by Magistrate Judge Carl W. Hoffman on 9/28/2015. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 09/28/2015)
10/05/2015	55	CERTIFICATE of Interested Parties filed by Farshad Ashoori, Rainbow 1601, Inc that identifies all parties that have an interest in the outcome of this case. . (Spears-Hartwell, Doreen) (Entered: 10/05/2015)
10/08/2015	56	NOTICE OF HEARING LOCATION: Oral Argument re: 25 and 38 Motions to Dismiss set for Friday, 10/16/2015 in **Las Vegas Courtroom 4B** before Judge Robert C. Jones. (LE) (Entered: 10/08/2015)
10/08/2015	57	ORDER Granting 52 Verified Petition for Permission to Practice Pro Hac Vice for Attorney James C. Goodfellow, Jr and approving Attorney Paul Swenson Prio as Designation of Local Counsel for International House of Pancakes LLC. Signed by Judge Robert C. Jones on 10/8/2015. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - SLD) (Entered: 10/08/2015)
10/08/2015	58	ORDER Granting 53 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Noah Finkel and approving Attorney Paul Swenson Prior as Designation of Local Counsel for International House of Pancakes LLC. Signed by Judge Robert C. Jones on 10/8/2015. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - SLD) (Entered: 10/08/2015)
10/08/2015	59	Joint MOTION to Seal by Defendant International House of Pancakes LLC. (Prior, Paul) (Entered: 10/08/2015)

10/12/2015	60	RESPONSE to 50 Motion to Dismiss, filed by Plaintiff Bethany Anne Pennington. Replies due by 10/22/2015. (McGaha, William) (Entered: 10/12/2015)
10/13/2015	61	ORDER **granting** 59 Joint Motion to Seal. Signed by Magistrate Judge Carl W. Hoffman on 10/13/2015. (Copies have been distributed pursuant to the NEF - KR) (Entered: 10/13/2015)
10/14/2015	63	**Supplemental** RESPONSE to 38 Motion to Dismiss, filed by Plaintiff Bethany Anne Pennington. Replies due by 10/24/2015. (McGaha, William) (Entered: 10/14/2015)
10/16/2015	64	MINUTES OF PROCEEDINGS - Motion Hearing RE: 25 and 38 MOTIONS to Dismiss , held on 10/16/2015 before Judge Robert C. Jones. Crtrm Administrator: *Lesa Ettinger*; Pla Counsel: *Joshua Santeramo*; Def Counsel: *Noah Finkel*; Court Reporter/FTR #: *Margaret Griener*; Time of Hearing: *10:36 a.m. - 10:39 a.m.*; Courtroom: *4B*; Arguments of counsel are heard. The Court takes this matter under submission. Written ruling of the Court will issue. **(no image attached)** (Copies have been distributed pursuant to the NEF - LE) (Entered: 10/21/2015)
10/22/2015	65	REPLY to Response to 50 Motion to Dismiss filed by Defendant Farshad Ashoori. (Spears-Hartwell, Doreen) (Entered: 10/22/2015)
11/02/2015	66	AMENDED COMPLAINT *Second* with Jury Demand against All Defendants, filed by Bethany Anne Pennington. No changes to parties. Proof of service due by 3/1/2016. (McGaha, William) (Entered: 11/02/2015)
11/06/2015	67	MOTION for leave to appear at the ENE by telephone by Defendant International House of Pancakes LLC. Responses due by 11/23/2015. (Goodfellow, James) (Entered: 11/06/2015)
11/06/2015	68	ORDER Granting Defendant International House of Pancakes, LLC's 67 Motion for James C. Goodfellow to appear at the ENE by telephone. Signed by Magistrate Judge Cam Ferenbach on 11/6/2015. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 11/06/2015)
11/09/2015	69	PROPOSED Discovery Plan/Scheduling Order filed by Plaintiff Bethany Anne Pennington *Amended*. (McGaha, William) (Entered: 11/09/2015)
11/10/2015	70	MINUTES OF PROCEEDINGS - Early Neutral Evaluation Conference held on 11/10/2015 before Magistrate Judge Cam Ferenbach. Pla Counsel: *William McGaha, Esq.; Joshua Santeramo, Esq.; Plaintiff Bethany Anne Pennington*; Def Counsel: *Doreen Spears-Hartwell, Esq.; Def. Farshad Ashoor, Paul Swenson Prior, Esq.*; Time of Hearing: *10:00 a.m. - 1:10 p.m.*; In chambers. The court met and conferred with the parties and counsel and a confidential settlement agreement was reached. IT IS HEREBY ORDERED that the proposed stipulation and order for dismissal must be filed on or before January 11, 2016. Settlement documents are due by 1/11/2016.**(no image attached)** (Copies have been distributed pursuant to the NEF - MT) (Entered: 11/10/2015)
11/13/2015	71	**VACATED** ORDER that the Motions to Dismiss (ECF Nos. 25 , 38) are GRANTED, with leave to amend in part. Signed by Judge Robert C. Jones on 11/13/15. (Copies have been distributed pursuant to the NEF - MMM) **vacated on 12/7/2015 per 73 Order. (SLD)** (Entered: 11/13/2015)
12/04/2015	72	**VACATED** ORDER Granting Defendant Farshad Ashoori's 50 Motion to Dismiss with leave to amend in part. Plaintiff is given leave to amend her complaint within fourteen days. The Court defers the issue of exhaustion of remedies to the summary judgment stage. Signed by Judge Robert C. Jones on 12/4/2015. (Copies have been distributed

		pursuant to the NEF - SLD) **vacated on 12/7/2015 per 73 Order. (SLD)** (Entered: 12/04/2015)
12/07/2015	73	MINUTE ORDER IN CHAMBERS of the Honorable Judge Robert C. Jones on 12/7/2015. RE: 71 and 72 Orders. The Orders are VACATED and RESCINDED. The parties settlement documents are due by 1/11/2016. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 12/07/2015)
12/22/2015	74	MOTION to Enforce Settlement by Plaintiff Bethany Anne Pennington. Responses due by 1/8/2016. (McGaha, William) (Entered: 12/22/2015)
01/04/2016	75	ORDER that a hearing on Plaintiff's 74 Motion to Enforce Settlement Agreement is scheduled for 1/20/2016 03:00 PM in LV Courtroom 3D before Magistrate Judge Cam Ferenbach. Signed by Magistrate Judge Cam Ferenbach on 1/4/2016. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 01/04/2016)
01/07/2016	76	STIPULATION of Dismissal with Prejudice; filed by Defendant Rainbow 1606, Inc.. (Spears-Hartwell, Doreen) (Entered: 01/07/2016)
01/07/2016	77	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Cam Ferenbach, on 1/7/2016. RE: 75 Order,, Set/Reset Motion and R&R Deadlines/Hearings, **(no image attached)** The parties have a filed a proposed stipulation and order for dismissal. Accordingly, IT IS HEREBY ORDERED that the hearing scheduled for 3:00 p.m., January 20, 2016 is VACATED.(Copies have been distributed pursuant to the NEF - MT) (Entered: 01/07/2016)
01/08/2016	78	ORDER ON STIPULATION Granting 76 STIPULATION of Dismissal with Prejudice. Signed by Judge Robert C. Jones on 1/8/2016. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 01/08/2016)

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Description:	Docket Report	**Search Criteria:**	2:15-cv-00949-RCJ-CWH
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EXHIBIT PAGE ONLY

HUTCHISON & STEFFEN

A PROFESSIONAL LLC

EXHIBIT P

CLOSED

United States District Court
District of Nevada (Las Vegas)
CIVIL DOCKET FOR CASE #: 2:10-cv-01809-MMD-VCF

Impact Marketing International, LLC v. Big O Tires, LLC
Assigned to: Judge Miranda M. Du
Referred to: Magistrate Judge Cam Ferenbach
Case in other court: Eighth Judicial District Court, A-10-625798-C
Cause: 28:1332 Diversity-Breach of Contract

Date Filed: 10/18/2010
Date Terminated: 07/09/2012
Jury Demand: Defendant
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

Plaintiff

Impact Marketing International, LLC

represented by **Chad A Hester**
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ATTORNEY TO BE NOTICED

V.

Defendant

Big O Tires, LLC

represented by **Michael C. Mills**
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ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Counter Claimant

Big O Tires, LLC

represented by **Michael C. Mills**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Raymond A Gallenberg
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Robert B. Milligan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Counter Defendant

Impact Marketing International, LLC

represented by **Chad A Hester**
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Troy A Wallin
(See above for address)

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael C. Mills
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/18/2010	1	PETITION FOR REMOVAL from Eighth District Court, Case Number A-10-625798-C, (Filing fee $ 350 receipt number 0978-1768843), filed by Big O Tires, LLC. Certificate of Interested Parties due by 10/28/2010. (Attachments: # 1 Declaration of Brian Maciak in Support of Defendant Big O Tires, LLC's Notice of Removal, # 2 Civil Cover Sheet) (Mills, Michael) (Entered: 10/18/2010)
10/19/2010		Case assigned to Chief Judge Roger L. Hunt and Magistrate Judge Lawrence R. Leavitt. (SD) (Entered: 10/19/2010)
10/19/2010	2	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Roger L. Hunt, on 10/19/2010. Statement regarding removed action is due by 11/6/2010. Joint Status Report regarding removed action is due by 11/21/2010. (Copies have been distributed pursuant to the NEF - SD) (Entered: 10/19/2010)
10/19/2010	3	NOTICE PURSUANT TO LOCAL RULE IB 2-2: In accordance with 28 USC § 636(c) and FRCP 73, the parties in this action are provided with a link to the "AO 85 Notice of Availability, Consent, and Order of Reference - Exercise of Jurisdiction by a U.S. Magistrate Judge" form on the Court's website - www.nvd.uscourts.gov. **Consent forms should NOT be electronically filed.** Upon consent of all parties, counsel are advised to manually file the form with the Clerk's Office. **(no image attached)** (SD) (Entered: 10/19/2010)
10/21/2010	4	CERTIFICATE of Interested Parties filed by Big O Tires, LLC. There are no known interested parties other than those participating in the case. (Mills, Michael) (Entered: 10/21/2010)
10/22/2010	5	STIPULATION *and [Proposed] Order Extending Time to Respond to Complaint* by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 10/22/2010)
10/25/2010	6	CERTIFICATE of Interested Parties filed by Impact Marketing International, LLC. There are no known interested parties other than those participating in the case. (Wallin, Troy) (Entered: 10/25/2010)
10/26/2010	7	ORDER ON STIPULATION Granting 5 Stipulation Extending Time to Respond to Complaint. Big O Tires, LLC answer due 11/24/2010. Signed by Chief Judge Roger L. Hunt on 10/26/10. (Copies have been distributed pursuant to the NEF - EDS) (Entered: 10/26/2010)
11/03/2010	8	STATEMENT RE: REMOVAL filed by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 11/03/2010)
11/03/2010	9	CERTIFICATE OF SERVICE for MINUTES OF THE COURT Minute Order Concerning Removal (issued on October 19, 2010) by Defendant Big O Tires, LLC re 2 Minute Order re Removal,. (Mills, Michael) (Entered: 11/03/2010)
11/18/2010	10	Joint STATUS REPORT by Plaintiff Impact Marketing International, LLC. (Wallin, Troy) (Entered: 11/18/2010)

11/23/2010	11	ANSWER to Complaint with Jury Demand filed by Big O Tires, LLC. Certificate of Interested Parties due by 12/3/2010. Discovery Plan/Scheduling Order due by 1/7/2011. (Mills, Michael) (Entered: 11/23/2010)
02/16/2011	12	NOTICE by Plaintiff Impact Marketing International, LLC *Notice of Service of Plaintiff's Initial Rule 26 Disclosure Statement* (Wallin, Troy) (Entered: 02/16/2011)
02/16/2011	13	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Robert B. Milligan and DESIGNATION of Local Counsel Michael C. Mills (Filing fee $ 175 receipt number 0978-1889295) *To This Case Only* by Defendant Big O Tires, LLC. Motion ripe 2/16/2011. (Mills, Michael) (Entered: 02/16/2011)
02/17/2011	14	ORDER Granting 13 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Robert B. Milligan and approving Attorney Michael Mills as Designation of Local Counsel for Big O Tires, LLC. Signed by Chief Judge Roger L. Hunt on 2/17/11. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - EDS) (Entered: 02/17/2011)
02/22/2011	15	PROPOSED Discovery Plan/Scheduling Order filed by Plaintiff Impact Marketing International, LLC *Stipulated Discovery Plan and Scheduling Order*. (Wallin, Troy) (Entered: 02/22/2011)
02/28/2011	16	SCHEDULING ORDER Granting 15 Proposed Discovery Plan/Scheduling Order. Discovery due by 8/1/2011. Motions due by 8/31/2011. Proposed Joint Pretrial Order due by 8/31/2011. Signed by Magistrate Judge Lawrence R. Leavitt on 2/25/11. (Copies have been distributed pursuant to the NEF - EDS) (Entered: 02/28/2011)
05/02/2011	17	First MOTION for Leave to File *Counterclaims Against Plaintiff Impact Marketing International, LLC* by Defendant Big O Tires, LLC. Motion ripe 5/2/2011. (Attachments: # 1 Declaration in Support of Motion, # 2 Exhibit A to Declaration - Proposed Counterclaim, # 3 Exhibit A to Proposed Counterclaim, # 4 Exhibit B to Proposed Counterclaim, # 5 Exhibit C to Proposed Counterclaim, # 6 Exhibit D to Proposed Counterclaim)(Mills, Michael) (Entered: 05/02/2011)
05/03/2011	18	MOTION to Amend/Correct Complaint *Plaintiff's Notice of Motion and Motion for Leave to Amend Complaint* by Plaintiff Impact Marketing International, LLC. Responses due by 5/20/2011. (Attachments: # 1 Exhibit)(Wallin, Troy) (Entered: 05/03/2011)
05/17/2011	19	RESPONSE to 17 First MOTION for Leave to File *Counterclaims Against Plaintiff Impact Marketing International, LLC*, filed by Plaintiff Impact Marketing International, LLC. Replies due by 5/27/2011. (Wallin, Troy) (Entered: 05/17/2011)
05/19/2011	20	NON-OPPOSITION to 18 MOTION to Amend/Correct Complaint *Plaintiff's Notice of Motion and Motion for Leave to Amend Complaint* ; filed by Defendant Big O Tires, LLC. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)(Mills, Michael) (Entered: 05/19/2011)
05/27/2011	21	REPLY to Response to 17 First MOTION for Leave to File *Counterclaims Against Plaintiff Impact Marketing International, LLC* ; filed by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 05/27/2011)
06/01/2011	22	STIPULATION FOR EXTENSION OF TIME (First Request) *Stipulation and Order Extending Deadlines in the February 28, 2011 Discovery Plan and Scheduling Order* by Plaintiff Impact Marketing International, LLC. (Wallin, Troy) (Entered: 06/01/2011)
06/02/2011	23	STATUS REPORT RE: REMOVAL filed by Defendant Big O Tires, LLC. (Attachments: # 1 Exhibit A - Stipulation and Proposed Order Extending Deadlines)(Mills, Michael) (Entered: 06/02/2011)

06/07/2011	24	SCHEDULING ORDER Granting 22 Stipulation Extending Discovery Deadlines. Discovery due by 10/31/2011. Motions due by 11/30/2011. Proposed Joint Pretrial Order due by 11/30/2011. Signed by Magistrate Judge Lawrence R. Leavitt on 6/7/11. (Copies have been distributed pursuant to the NEF - EDS) (Entered: 06/07/2011)
07/01/2011	25	MINUTE ORDER IN CHAMBERS of the Honorable Judge Roger L. Hunt on 7/1/2011. By Deputy Clerk: Kandy Capozzi. Having reviewed the docket in this matter and Defendant's Interim Status Report 23 ; IT IS HEREBY ORDERED this case shall be referred to the U.S. Magistrate Judge upon close of discovery, which is currently 10/31/2011, for the scheduling of a Settlement Conference. Calendar Call set for 1/18/2012 08:45 AM in LV Courtroom 6C before Judge Roger L. Hunt, Jury Trial set for 1/23/2012 08:30 AM in LV Courtroom 6C before Judge Roger L. Hunt. ***These dates shall be included in the Joint Pretrial Order. Any requests for continuances of discovery or dispositive motions shall also include a concurrent request for a continuation of the trial date and supply available dates.*** **(no image attached)** (Copies have been distributed pursuant to the NEF - KMC) (Entered: 07/01/2011)
07/08/2011	26	STIPULATION *for Protective Order* by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 07/08/2011)
07/15/2011	27	STIPULATION *Stipulation to Continue Trial Date and Proposed Order* by Plaintiff Impact Marketing International, LLC. (Wallin, Troy) (Entered: 07/15/2011)
07/15/2011	28	ORDERED that the proposed protective order is disapproved without prejudice to submit an amended order consistent with this court's electronic filing requirements and the requiremtns of *Kamakana v. City and County of Honolulu.* Signed by Magistrate Judge Lawrence R. Leavitt on 7/15/11. (Copies have been distributed pursuant to the NEF - MMM) (Entered: 07/15/2011)
07/18/2011	29	ORDER ON STIPULATION Granting 27 Stipulation To Continue Trial. Calendar Call reset for 3/7/2011 08:45 AM in LV Courtroom 6C before Judge Roger L. Hunt. Jury Trial reset for 3/12/2012 08:30 AM in LV Courtroom 6C before Judge Roger L. Hunt. Signed by Judge Roger L. Hunt on 7/18/11. (Copies have been distributed pursuant to the NEF - EDS) (Entered: 07/18/2011)
07/29/2011	30	STIPULATION *for Protective Order* by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 07/29/2011)
08/05/2011	31	Joint MOTION for Hearing *Joint Motion to Request Telephonic Status Conference* by Plaintiff Impact Marketing International, LLC. Motion ripe 8/5/2011. (Wallin, Troy) (Entered: 08/05/2011)
08/12/2011	32	ORDER ON STIPULATION Granting 30 Stipulated Protective Order. Signed by Magistrate Judge Lawrence R. Leavitt on 8/12/11. (Copies have been distributed pursuant to the NEF - EDS) (Entered: 08/12/2011)
08/22/2011	33	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Chad A. Hester and DESIGNATION of Local Counsel Troy A. Wallin (Filing fee $ 175 receipt number 0978-2091485) filed by Plaintiff Impact Marketing International, LLC *Verified Petition for Permission to Practice in this case only by Attorney not admitted to the Bar of this Court.* Motion ripe 8/22/2011. (Wallin, Troy) (Entered: 08/22/2011)
08/24/2011	34	ORDER Granting 33 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Chad A. Hester and approving Attorney Troy A. Wallin as Designation of Local Counsel for Impact Marketing International, LLC. Signed by Judge Roger L. Hunt on 8/24/11. Any Attorney not yet registered with the Court's CM/ECF System shall submit a

		Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - EDS) (Entered: 08/25/2011)
09/01/2011	35	STATUS REPORT RE: REMOVAL filed by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 09/01/2011)
09/07/2011	36	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Raymond A. Gallenberg and DESIGNATION of Local Counsel Michael C. Mills (Filing fee $ 175 receipt number 0978-2107486) *In This Case Only* by Defendant Big O Tires, LLC. Motion ripe 9/7/2011. (Mills, Michael) (Entered: 09/07/2011)
09/08/2011	37	ORDER Granting 36 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Raymond A. Gallenberg and approving Attorney Michael C. Mills as Designation of Local Counsel for Big O Tires, LLC. Signed by Judge Roger L. Hunt on 9/8/11. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - EDS) (Entered: 09/08/2011)
09/27/2011	38	STIPULATION *Stipulation to Amend Complaint* by Plaintiff Impact Marketing International, LLC. (Wallin, Troy) (Entered: 09/27/2011)
09/27/2011	39	AMENDED COMPLAINT *First Amended Complaint* against Big O Tires, LLC, filed by Impact Marketing International, LLC. No changes to parties. Proof of service due by 1/25/2012. (Wallin, Troy) (Entered: 09/27/2011)
09/28/2011	40	ORDER GRANTING 38 Stipulation allowing plaintiff to file an amended complaint and defendant to file counterclaims with answer to amended complaint. Signed by Judge Roger L. Hunt on 9/28/11. (Copies have been distributed pursuant to the NEF - ECS) (Entered: 09/28/2011)
10/03/2011	41	First ANSWER to 39 Amended Complaint with Jury Demand (Certificate of Interested Parties due by 10/13/2011., Discovery Plan/Scheduling Order due by 11/17/2011.), First COUNTERCLAIM against Impact Marketing International, LLC filed by Big O Tires, LLC. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)(Mills, Michael) (Entered: 10/03/2011)
10/13/2011	42	ORDER Denying as moot 17 Motion for Leave to File Counterclaims; 18 Motion to Amend/Correct Complaint; and 31 Motion for Status Conference. Signed by Judge Roger L. Hunt on 10/13/11. (Copies have been distributed pursuant to the NEF - EDS) (Entered: 10/13/2011)
10/18/2011	43	*Plaintiff Impact Marketing International, LLC's Answer to Counterclaim* ANSWER to 41 Answer to Amended Complaint,, Counterclaim, filed by Impact Marketing International, LLC.(Wallin, Troy) (Entered: 10/18/2011)
10/19/2011	44	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Robert C. Jones, on 10/19/2011. IT IS ORDERED that this case is reassigned to Magistrate Judge Cam Ferenbach for all further proceedings. Magistrate Judge Lawrence R. Leavitt no longer assigned to case. All further documents must bear the correct case number 2:10-cv-01809-RLH-VCF. **(no image attached)** (Copies have been distributed pursuant to the NEF - AF) (Entered: 10/19/2011)
10/21/2011	45	ORDER Scheduling Settlement Conference: Settlement Conference set for 1/5/2012 at 09:30 AM in Chambers before Magistrate Judge Cam Ferenbach. Settlement conference statements to be delivered directly to chambers by 4:00 PM on 12/29/11. Signed by Magistrate Judge Cam Ferenbach on 10/21/11. (Copies have been distributed pursuant to the NEF - ECS) (Entered: 10/21/2011)

11/30/2011	46	First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment* by Plaintiff Impact Marketing International, LLC. Responses due by 12/24/2011. (Wallin, Troy) (Entered: 11/30/2011)
11/30/2011	47	STATEMENT of Facts in Support of Motion for Summary Judgment re 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment* ; *Plaintiff's Statement of Facts in Support of Motion for Summary Judgment* by Plaintiff Impact Marketing International, LLC. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit, # 5 Exhibit, # 6 Exhibit, # 7 Exhibit)(Wallin, Troy) (Entered: 11/30/2011)
11/30/2011	48	First MOTION for Summary Judgment by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC, Plaintiff Impact Marketing International, LLC, Counter Defendant Impact Marketing International, LLC. Responses due by 12/24/2011. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14)(Mills, Michael) (Entered: 11/30/2011)
11/30/2011	49	DECLARATION of Raymond A. Gallenberg in Support of Motion For Summary Judgment re 48 First MOTION for Summary Judgment ; by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC, Plaintiff Impact Marketing International, LLC, Counter Defendant Impact Marketing International, LLC. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15)(Mills, Michael) (Entered: 11/30/2011)
11/30/2011	50	STATEMENT of of Facts in Support of Motion for Summary Judgment re 48 First MOTION for Summary Judgment ; by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC, Plaintiff Impact Marketing International, LLC, Counter Defendant Impact Marketing International, LLC. (Mills, Michael) (Entered: 11/30/2011)
11/30/2011	51	DECLARATION of Kevin Kirkendall in Support of Motion for Summary Judgment re 48 First MOTION for Summary Judgment ; by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC, Plaintiff Impact Marketing International, LLC, Counter Defendant Impact Marketing International, LLC. (Mills, Michael) (Entered: 11/30/2011)
12/01/2011	52	ERRATA to 49 Declaration of Raymond A. Gallenberg in Support of 48 Motion for Summary Judgment filed by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC, Plaintiff Impact Marketing International, LLC, Counter Defendant Impact Marketing International, LLC. (Attachments: # 1 Exhibit 1, # 2 Exhibit 4, # 3 Exhibit 7, # 4 Exhibit 8, # 5 Exhibit 9, # 6 Exhibit 10, # 7 Exhibit 12, # 8 Exhibit 14)(Mills, Michael) Docket entry relationship modified on 12/5/2011 (SRK). (Entered: 12/01/2011)
12/20/2011	53	RESPONSE to 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, filed by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC. Replies due by 1/6/2012. (Attachments: # 1 Exhibit Statement of Facts In Opposition, # 2 Declaration Gallenberg, # 3 Declaration Tidwell, # 4 Declaration Lynch, # 5 Declaration Meyers)(Mills, Michael) (Entered: 12/20/2011)
12/27/2011	54	RESPONSE to 48 First MOTION for Summary Judgment, filed by Plaintiff Impact Marketing International, LLC. *Plaintiff's Opposition to Defendant's Motion for Summary Judgment* Replies due by 1/13/2012. (Wallin, Troy) (Entered: 12/27/2011)
12/27/2011	55	STATEMENT of Facts in Support of Opposition to Defendant's Motion for Summary Judgment re 54 Response to Motion ; *Plaintiff's Statement of Facts in Support of Opposition to Defendant's Motion for Summary Judgment* by Plaintiff Impact Marketing International, LLC. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10,

		# 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15, # 16 Exhibit 16, # 17 Exhibit 17)(Wallin, Troy) (Entered: 12/27/2011)
01/05/2012	56	MINUTES OF PROCEEDINGS - Settlement Conference held on 1/5/2012 before Magistrate Judge Cam Ferenbach. Pla Counsel: *Troy A. Wallin, Esq.; Client Representative Jason Hearne*; Def Counsel: *Robert Milligan, Esq.; Client Representative Brian Maciak - General Counsel for TBC Retail Group*; Time of Hearing: *9:30 a.m.*; *ADR suite*; The Court met and conferred with counsel and parties; however, a settlement agreement was not reached. IT IS HEREBY ORDERED that the case returns to the normal litigation track.**(no image attached)** (Copies have been distributed pursuant to the NEF - MT) (Entered: 01/05/2012)
01/06/2012	57	MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment* by Plaintiff Impact Marketing International, LLC. Responses due by 1/23/2012. (Attachments: # 1 Exhibit 1,2,3)(Wallin, Troy) (Entered: 01/06/2012)
01/06/2012	58	REPLY to Response to 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment* ; filed by Plaintiff Impact Marketing International, LLC. *Plaintiff's Reply in Support of its Motion for Summary Judgment* (Attachments: # 1 Exhibit Exhibit A, # 2 Exhibit Exhibit B, # 3 Exhibit Exhibit C, # 4 Exhibit Exhibit D)(Wallin, Troy) (Entered: 01/06/2012)
01/13/2012	59	REPLY to Response to 48 First MOTION for Summary Judgment ; filed by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 01/13/2012)
01/13/2012	60	DECLARATION re 48 First MOTION for Summary Judgment ; filed by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC, Plaintiff Impact Marketing International, LLC. (Mills, Michael) (Entered: 01/13/2012)
01/13/2012	61	MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC. Responses due by 1/30/2012. (Mills, Michael) (Entered: 01/13/2012)
01/13/2012	62	DECLARATION re 61 MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment ; filed by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 01/13/2012)
01/13/2012	63	DECLARATION re 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment* ; filed by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 01/13/2012)
01/17/2012		The Court hereby orders expedited briefing on the two pending motions to strike as follows: Set/Reset Deadlines as to 57 MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment* MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment*, 61 MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment : Responses due by 1/20/2012. Replies due by 1/25/2012. (RCH) (Entered: 01/17/2012)

01/20/2012	64	NOTICE by Plaintiff Impact Marketing International, LLC re 55 Statement,,. *Notice of Errata re Plaintiff's SOF in Support of its Opposition to DF's MSJ* (Wallin, Troy) (Entered: 01/20/2012)
01/20/2012	65	DECLARATION of Chad A. Hester re 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment* ; filed by Plaintiff Impact Marketing International, LLC. *Declaration of Chad A. Hester in Support of Plaintiff's MSJ* (Wallin, Troy) (Entered: 01/20/2012)
01/20/2012	66	DECLARATION of Chad A. Hester re 48 First MOTION for Summary Judgment ; filed by Plaintiff Impact Marketing International, LLC. *Declaration of Chad A. Hester in Support of Plaintiff's Opposition to DF's MSJ* (Wallin, Troy) (Entered: 01/20/2012)
01/20/2012	67	DECLARATION of Chad A. Hester re 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment* ; filed by Plaintiff Impact Marketing International, LLC. *Declaration of Chad A. Hester in Support of PT's Reply in Support of its MSJ* (Wallin, Troy) (Entered: 01/20/2012)
01/20/2012	68	RESPONSE to 61 MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment, filed by Plaintiff Impact Marketing International, LLC. *Plaintiff's Response to Defendant's Motion to Strike Evidence offered by Defendant in Opposition to MSJ* Replies due by 1/30/2012. (Attachments: # 1 Exhibit A)(Wallin, Troy) (Entered: 01/20/2012)
01/20/2012	69	RESPONSE to 57 MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment* MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment*, filed by Defendant Big O Tires, LLC. Replies due by 1/30/2012. (Mills, Michael) (Entered: 01/20/2012)
01/20/2012	70	DECLARATION re 57 MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment* MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment* ; filed by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 01/20/2012)
01/25/2012	71	REPLY to Response to 57 MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment* MOTION to Strike 53 Response to Motion, *Plaintiff's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment* ; filed by Plaintiff Impact Marketing International, LLC. *Plaintiff's Reply in Support of It's Motion to Strike Evidence Offered by Defendant in Opposition to Motion for Summary Judgment* (Attachments: # 1 Declaration)(Wallin, Troy) (Entered: 01/25/2012)
01/25/2012	72	DECLARATION re 61 MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment ; filed by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 01/25/2012)
01/25/2012	73	REPLY to Response to 61 MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment MOTION to Strike 46 First MOTION for Summary Judgment *Plaintiff's Motion for Summary Judgment*, 48 First MOTION for Summary Judgment ; filed by Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 01/25/2012)

02/02/2012	74	ORDER Denying 57 Motion to Strike. Granting in part and Denying in part 61 Motion to Strike. Granting in part and Denying in part 46 Motion for Summary Judgment. Granting in part and Denying in part 48 Motion for Summary Judgment. Signed by Judge Roger L. Hunt on 2/2/2012. (Copies have been distributed pursuant to the NEF - SLR) (Entered: 02/02/2012)
02/02/2012	75	(1st Notice) PURSUANT TO SPECIAL ORDER 109: that **Chad A. Hester** is in violation of Special Order 109. **Participation in the electronic filing system became mandatory for all attorneys effective January 1, 2006.** You are required to register for the Court's Case Management and Electronic Case Filing (CM/ECF) program and the electronic service of pleadings. Please visit the Court's website to register for CM/ECF. (MJZ) (Entered: 02/02/2012)
02/10/2012	76	MOTION in Limine *To Deem Plaintiff's Admissions Conclusively Established and to Preclude Improper, Prejudical, and Irrelevant Evidence and Argument* by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC. Responses due by 2/27/2012. (Mills, Michael) (Entered: 02/10/2012)
02/10/2012	77	DECLARATION re 76 MOTION in Limine *To Deem Plaintiff's Admissions Conclusively Established and to Preclude Improper, Prejudical, and Irrelevant Evidence and Argument* ; filed by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC. (Mills, Michael) (Entered: 02/10/2012)
02/13/2012	78	Joint UNOPPOSED MOTION Telephonic Status Conference *Motion to Request Telephonic Status Conference* by Plaintiff Impact Marketing International, LLC. Motion ripe 2/13/2012. (Wallin, Troy) (Entered: 02/13/2012)
02/15/2012	79	MINUTE ORDER IN CHAMBERS of the Honorable Judge Roger L. Hunt on 2/15/2012. By Deputy Clerk: 12/15/2012. IT IS HEREBY ORDERED Unopposed Motion for Telephonic Status Conference 78 GRANTED. IT IS FURTHER ORDERED a telephonic Status Conference set for 2/22/2012 11:00 AM. Counsel are instructed to call telephone number: (702) 868-4908, Access Code: 123456, 5 minutes prior to the hearing time (11:00 a.m.) on Wednesday, February 22, 2012. The Court will join the call and convene the proceedings. *The call must be made on a land line. The use of a cell phone or speaker phone during the proceedings is prohibited.* (Copies have been distributed pursuant to the NEF - KMC) (Entered: 02/15/2012)
02/22/2012	80	MINUTES OF PROCEEDINGS - *Telephonic* Hearing re: Unopposed Motion for Telephonic Status Conference 78 held on 2/22/2012 before Judge Roger L. Hunt. Crtrm Administrator: *Kandy Capozzi*; Pla Counsel: *Troy Wallin; Chad Hester*; Def Counsel: *Michael C. Mills; Robert Milligan; Raymond Gallenberg*; Court Reporter/FTR #: *Heather Newman*; Time of Hearing: *11:00 AM*; Courtroom: *6C*; The Court explains the stacked calendar procedures and why a date certain cannot be given. Further, due to the Court's unusually heavy trial schedule for lengthy criminal cases, combined with the Court's own availability, there are no possible trial dates available in the near future. Therefore, the Court suggests the parties consider their option to proceed before a Magistrate Judge, who *would be* able to schedule a definite trial date. A discussion is held. All parties will not consent to proceed before a Magistrate Judge. Accordingly, IT IS HEREBY ORDERED the trial date on the 3/12/2012 trial stack and the calendar call on 3/7/2012 are VACATED. The Courtroom Administrator will reschedule the trial on a trial stack which has few or no civil cases currently scheduled. However, the Court explains that criminal cases will always be given priority as the Speedy Trial Act cannot be violated. Counsel estimate the trial will take from five to seven days. **(no image attached)** (Copies have been distributed pursuant to the NEF - KMC) (Entered: 02/23/2012)
02/23/2012	81	NOTICE of NEW TRIAL SETTING: Calendar Call is set for 7/25/2012 08:45 AM in LV Courtroom 6C before Judge Roger L. Hunt. Jury Trial is rescheduled on the 8/6/2012 trial

		stack, 09:00 AM in LV Courtroom 6C before Judge Roger L. Hunt. **(no image attached)** (KMC) (Entered: 02/23/2012)
02/29/2012	82	RESPONSE to 76 MOTION in Limine *To Deem Plaintiff's Admissions Conclusively Established and to Preclude Improper, Prejudical, and Irrelevant Evidence and Argument*, filed by Plaintiff Impact Marketing International, LLC. *Plaintiff's Opposition to Defendant's MIL* (Attachments: # 1 Declaration Declaration of Chad A. Hester in Support of Plaintiff's Opposition to Defendant's MIL)(Wallin, Troy) (Entered: 02/29/2012)
04/16/2012	83	MINUTE ORDER IN CHAMBERS of the Honorable Judge Roger L. Hunt, on 4/16/2012. By Deputy Clerk: Kandy Capozzi. Pursuant to Local Rule LR 26-1(e)(5) and Discovery Plan and Scheduling Order 24 , a proposed joint Pretrial Order is due thirty (30) days after decision(s) on dispositive motions are entered by the Court. To date, a proposed joint Pretrial Order has not been received. Accordingly, IT IS HEREBY ORDERED the parties to this action shall file a Proposed Joint Pretrial Order in full compliance of LR 16-3 no later than 5/18/2012.**(no image attached)** (Copies have been distributed pursuant to the NEF - KMC) (Entered: 04/16/2012)
05/08/2012	84	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Robert C. Jones, on 5/8/2012. By Deputy Clerk: Aaron Blazevich. IT IS ORDERED that this case is reassigned to Judge Miranda M. Du for all further proceedings. Judge Roger L. Hunt no longer assigned to case. All further documents must bear the correct case number 2:10-cv-01809-MMD -VCF. **(no image attached)** (Copies have been distributed pursuant to the NEF - ASB) (Entered: 05/08/2012)
05/18/2012	85	PROPOSED Pretrial Order by Plaintiff Impact Marketing International, LLC. (Wallin, Troy) (Entered: 05/18/2012)
05/21/2012	86	PRETRIAL ORDER: Jury Trial set for 7/24/2012 09:00 AM in LV Courtroom 4B before Judge Miranda M. Du. Calendar Call set for 7/11/2012 09:00 AM in LV Courtroom 4B before Judge Miranda M. Du. Trial Briefs, Proposed Jury Instructions, and Proposed Voir Dire due by 7/17/2012. Signed by Judge Miranda M. Du on 5/21/2012. (Copies have been distributed pursuant to the NEF - SLR) (Entered: 05/21/2012)
05/23/2012	87	MINUTE ORDER IN CHAMBERS of the Honorable Judge Miranda M. Du, on 5/23/2012. By Deputy Clerk: Peggie Vannozzi. IT IS ORDERED: all dates set in the Joint Pretrial Order are vacated and reset as follows: Proposed Jury Instructions, Proposed Voir Dire, exhibit lists and Trial Briefs are due by 9/4/2012. Calendar Call set is set for 8/29/2012 at 09:00 AM in LV Courtroom 4A before Judge Miranda M. Du., Jury Trial is set for 9/11/2012 09:00 AM in LV Courtroom 4A before Judge Miranda M. Du. This is a stacked calendar. Criminal cases may take precedence on the stacked calendar. **(no image attached)** (Copies have been distributed pursuant to the NEF - PAV) (Entered: 05/23/2012)
06/11/2012	88	ORDER that Defendants motions in limine are GRANTED in part and DENIED in part as follows: The Court finds that Exhibit A to Jason Hearnes declaration is inadmissible hearsay. The motions are denied in all other respects. Signed by Judge Miranda M. Du on 6/11/12. (Copies have been distributed pursuant to the NEF - ECS) (Entered: 06/11/2012)
06/26/2012	89	NOTICE *of Impending Settlement* by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC, Plaintiff Impact Marketing International, LLC, Counter Defendant Impact Marketing International, LLC. (Mills, Michael) (Entered: 06/26/2012)
07/06/2012	90	STIPULATION of Dismissal by Counter Claimant Big O Tires, LLC, Defendant Big O Tires, LLC, Plaintiff Impact Marketing International, LLC, Counter Defendant Impact Marketing International, LLC. (Mills, Michael) (Entered: 07/06/2012)
07/09/2012	91	ORDER GRANTING 90 Stipulation of Dismissal with prejudice. Each party to bear their

		own fees and costs. Case terminated. Signed by Judge Miranda M. Du on 7/7/12. (Copies have been distributed pursuant to the NEF - ECS) (Entered: 07/09/2012)

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HUTCHISON & STEFFEN

A PROFESSIONAL LLC

EXHIBIT Q

CLOSED,AO-120/121

United States District Court
District of Nevada (Las Vegas)
CIVIL DOCKET FOR CASE #: 2:13-cv-01299-RFB-VCF

UbiComm, LLC v. Frederick's of Hollywood Stores, Inc.
Assigned to: Judge Richard F. Boulware, II
Referred to: Magistrate Judge Cam Ferenbach
Cause: 15:1126 Patent Infringement

Date Filed: 07/22/2013
Date Terminated: 03/11/2015
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

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V.

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Date Filed	#	Docket Text
07/22/2013	1	COMPLAINT against All Defendants (Filing fee $400 receipt number 0978-2896536), filed by UbiComm, LLC. Certificate of Interested Parties due by 8/1/2013. Proof of service due by 11/19/2013. (Attachments: # 1 Exhibit 1, # 2 Civil Cover Sheet Civil Cover

		Sheet, # 3 Summons Frederick's of Hollywood Stores, Inc., # 4 Corporate Disclosure Statement) (Salls, Jonathan) (Entered: 07/22/2013)
07/23/2013		Case assigned to Chief Judge Robert C. Jones and Magistrate Judge Cam Ferenbach. **Nature of Suit: 830 Patent Case** (MAJ) (Entered: 07/23/2013)
07/23/2013	2	NOTICE PURSUANT TO LOCAL RULE IB 2-2: In accordance with 28 USC § 636(c) and FRCP 73, the parties in this action are provided with a link to the "AO 85 Notice of Availability, Consent, and Order of Reference - Exercise of Jurisdiction by a U.S. Magistrate Judge" form on the Court's website - www.nvd.uscourts.gov. **Consent forms should NOT be electronically filed.** Upon consent of all parties, counsel are advised to manually file the form with the Clerk's Office. A copy of form AO 85 has been mailed to parties not receiving electronic service. **(no image attached)** (MAJ) (Entered: 07/23/2013)
07/23/2013	3	Summons Issued as to Frederick's of Hollywood Stores, Inc. re 1 Complaint. (MAJ) (Entered: 07/23/2013)
07/23/2013	4	AO 120 - REPORT on the filing or determination of an action regarding a patent or trademark. E-mailed to the US Patent and Trademark Office. (MAJ) (Entered: 07/23/2013)
07/23/2013	5	**NOTICE: Attorney Action Required** to 1 Complaint. **ERROR**: The "Corporate Disclosure Statement" must be filed as a separate document. **ACTION REQUIRED**: Attorney Jonathan M.A. Salls advised to refile the Corporate Disclosure Statement using the event "Certificate of Interested Parties" located under the "Other Documents" category. **(no image attached)**(ASB (Entered: 07/23/2013)
08/01/2013	6	CERTIFICATE of Interested Parties filed by UbiComm, LLC that identifies all parties that have an interest in the outcome of this case. Other Affiliate Xerox Corporation, Other Affiliate PJC Logistics, LLC, Other Affiliate Palo Alto Research Center for UbiComm, LLC added. . (Salls, Jonathan) (Entered: 08/01/2013)
08/19/2013	7	ERRATA to 1 Complaint, ; filed by Plaintiff UbiComm, LLC. (Attachments: # 1 Exhibit 1)(Salls, Jonathan) (Entered: 08/19/2013)
08/28/2013	8	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Robert C. Jones on 8/28/2013. IT IS ORDERED that this case is reassigned to Judge Jennifer A. Dorsey for all further proceedings. Chief Judge Robert C. Jones no longer assigned to case. All further documents must bear the correct case number **2:13-cv-01299-JAD-VCF**. **(no image attached)** (Copies have been distributed pursuant to the NEF - SLD) (Entered: 08/28/2013)
09/18/2013	9	SUMMONS Returned Executed by UbiComm, LLC re 3 Summons Issued. Frederick's of Hollywood Stores, Inc. served on 7/30/2013, answer due 8/20/2013. (Salls, Jonathan) (Entered: 09/18/2013)
09/25/2013	10	NOTICE of Appearance by attorney Michael J. McCue on behalf of Defendant Frederick's of Hollywood Stores, Inc.. (McCue, Michael) (Entered: 09/25/2013)
09/27/2013	11	STIPULATION FOR EXTENSION OF TIME (First Request) *to Answer or Otherwise Respond to the Complaint* by Defendant Frederick's of Hollywood Stores, Inc.. (Fountain, Jonathan) (Entered: 09/27/2013)
09/27/2013	12	MOTION to Dismiss by Defendant Frederick's of Hollywood Stores, Inc.. Responses due by 10/14/2013. Certificate of Interested Parties due by 10/7/2013. Discovery Plan/Scheduling Order due by 11/11/2013. (Attachments: # 1 Exhibit A)(Fountain, Jonathan) (Entered: 09/27/2013)
09/27/2013	13	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Steven R. Daniels and

		DESIGNATION of Local Counsel Jonathan M. A. Salls (Filing fee $ 200 receipt number 0978-2977337) filed by Plaintiff UbiComm, LLC . Motion ripe 9/27/2013. (Attachments: # 1 Certificate of Good Standing)(Salls, Jonathan) (Entered: 09/27/2013)
09/27/2013	14	ORDER Granting 13 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Steven R. Daniels for UbiComm, LLC and approving Designation of Local Counsel for Attorney Jonathan M.A. Salls. Signed by Judge Jennifer A. Dorsey on 9/27/2013. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - SLR) (Entered: 09/30/2013)
09/30/2013	15	ORDER ON STIPULATION Granting 11 Stipulation for an Extension of Time to Answer or Otherwise Respond to the Complaint. Answer due by 9/27/2013. Signed by Magistrate Judge Cam Ferenbach on 9/30/2013. (Copies have been distributed pursuant to the NEF - SLR) (Entered: 09/30/2013)
10/02/2013	16	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Darlene Ghavimi and DESIGNATION of Local Counsel Jonathan M. A. Salls (Filing fee $ 200 receipt number 0978-2982776) filed by Plaintiff UbiComm, LLC . Motion ripe 10/2/2013. (Salls, Jonathan) Corrected Image 18 filed on 10/3/13. (ASB) (Entered: 10/02/2013)
10/03/2013	17	MINUTE ORDER IN CHAMBERS of the Honorable Judge Jennifer A. Dorsey, on 10/3/2013. By Judicial Assistant: Cathy Stuchell. NOTICE: Attorney Action Required to 16 VERIFIED PETITION. CORRECTION: Local counsel advised to fill in all blanks and refile using "Notice of Corrected Image/Document" event and link to 16 Verified Petition. Counsel has until October 17, 2013 to remedy the deficiencies. Counsel is admonished that failure to comply may result in the denial of its petition. **(no image attached)** (Copies have been distributed pursuant to the NEF - CS) (Entered: 10/03/2013)
10/03/2013	18	NOTICE of Corrected Image/Document re 16 VERIFIED PETITION for Permission to Practice Pro Hac Vice by Darlene Ghavimi and DESIGNATION of Local Counsel Jonathan M. A. Salls (Filing fee $ 200 receipt number 0978-2982776) filed by Plaintiff UbiComm, LLC by Plaintiff UbiComm, LLC. (Service of corrected image is attached). (Salls, Jonathan) (Entered: 10/03/2013)
10/04/2013	19	ORDER Granting 16 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Darlene Ghavimi for UbiComm, LLC and approving Designation of Local Counsel for Attorney Jonathan M.A. Salls. Signed by Judge Jennifer A. Dorsey on 10/4/2013. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - SLR) (Entered: 10/04/2013)
10/14/2013	20	RESPONSE to 12 MOTION to Dismiss , filed by Plaintiff UbiComm, LLC. Replies due by 10/24/2013. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Ghavimi, Darlene) (Entered: 10/14/2013)
10/31/2013	21	NOTICE OF RELATED CASES 2:13-cv-01294-JAD-CWH; 2:13-cv-01298-GMN-PAL; 2:13-cv-01299-JAD-VCF by Plaintiff UbiComm, LLC. (Ghavimi, Darlene) (Entered: 10/31/2013)
11/11/2013	22	PROPOSED Discovery Plan/Scheduling Order filed by Plaintiff UbiComm, LLC . (Ghavimi, Darlene) (Entered: 11/11/2013)
11/13/2013	23	SCHEDULING ORDER Granting 22 Proposed Discovery Plan and Scheduling Order. Signed by Magistrate Judge Cam Ferenbach on 11/13/2013. (Copies have been distributed pursuant to the NEF - SLR) (Entered: 11/13/2013)

11/14/2013	24	ORDER Scheduling a Pre-Claim Construction Settlement Conference: Settlement Conference set for 3/3/2014 10:00 AM in LV Chambers before Magistrate Judge Cam Ferenbach. Signed by Magistrate Judge Cam Ferenbach on 11/13/2013. (Copies have been distributed pursuant to the NEF - AC) (Entered: 11/14/2013)
12/04/2013	25	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Daniel J. Schwartz and DESIGNATION of Local Counsel Jonathan W. Fountain (Filing fee $ 200 receipt number 0978-3055150) filed by Defendant Frederick's of Hollywood Stores, Inc. . Motion ripe 12/4/2013. (Fountain, Jonathan) (Entered: 12/04/2013)
12/04/2013	26	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Michael H. Baniak and DESIGNATION of Local Counsel Jonathan W. Fountain (Filing fee $ 200 receipt number 0978-3055162) filed by Defendant Frederick's of Hollywood Stores, Inc. . Motion ripe 12/4/2013. (Fountain, Jonathan) (Entered: 12/04/2013)
12/05/2013	27	ORDER Granting 25 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Daniel J. Schwartz for Frederick's of Hollywood Stores, Inc. and approving Designation of Local Counsel for Attorney Jonathan W Fountain. Signed by Judge Jennifer A. Dorsey on 12/5/2013. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - SLR) (Entered: 12/05/2013)
12/05/2013	28	ORDER Granting 26 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Michael H. Baniak for Frederick's of Hollywood Stores, Inc. and approving Designation of Local Counsel for Attorney Jonathan W Fountain. Signed by Judge Jennifer A. Dorsey on yes. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - SLR) (Entered: 12/05/2013)
12/09/2013	29	STIPULATION *and Order for Stay of Proceedings* by Defendant Frederick's of Hollywood Stores, Inc., Plaintiff UbiComm, LLC. (Ghavimi, Darlene) (Entered: 12/09/2013)
12/09/2013	30	ORDER ON STIPULATION Granting 29 Stipulation for Stay of Proceedings. Denying without prejudice 12 MOTION to Dismiss. Signed by Judge Jennifer A. Dorsey on 12/9/2013. (Copies have been distributed pursuant to the NEF - SLR) (Entered: 12/10/2013)
02/11/2014	31	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Cam Ferenbach on 2/11/2014. The Pre-Claim Construction Settlement Conference scheduled for March 3, 2014 is VACATED. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 02/11/2014)
02/12/2014	32	(1st Notice) **NOTICE: of Non-Compliance with Special Order 109:** that **Michael H. Baniak** is in violation of Special Order 109. Participation in the electronic filing system became mandatory for all attorneys effective January 1, 2006. *You are required to register for the Courts Case Management and Electronic Case Filing (CM/ECF) program and the electronic service of pleadings.* Please visit the Courts website at **www.nvd.uscourts.gov,** then select **ATTORNEY REGISTRATION** located in the middle of the web page to register.

		(no image attached) (RFJ) (Entered: 02/12/2014)
02/12/2014	33	(1st Notice) **NOTICE: of Non-Compliance with Special Order 109:** that **Daniel Joel Schwartz** is in violation of Special Order 109. Participation in the electronic filing system became mandatory for all attorneys effective January 1, 2006. *You are required to register for the Courts Case Management and Electronic Case Filing (CM/ECF) program and the electronic service of pleadings.* Please visit the Courts website at **www.nvd.uscourts.gov,** then select **ATTORNEY REGISTRATION** located in the middle of the web page to register. **(no image attached)** (RFJ) (Entered: 02/12/2014)
08/05/2014	34	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Gloria M. Navarro, on 8/5/2014. By Deputy Clerk: Eileen Wood. IT IS ORDERED that this case is reassigned to Judge Richard F. Boulware, II for all further proceedings. Judge Jennifer A. Dorsey no longer assigned to case. All further documents must bear the correct case number **2:13-cv-1299 RFB-VCF**. **(no image attached)** (Copies have been distributed pursuant to the NEF - EW) (Entered: 08/05/2014)
10/06/2014	35	STIPULATION of Dismissal *with Prejudice* by Plaintiff UbiComm, LLC. (Daniels, Steven) (Entered: 10/06/2014)
03/11/2015	36	ORDER ON STIPULATION Granting 35 STIPULATION of Dismissal with Prejudice. Signed by Judge Richard F. Boulware, II on 3/11/2015. (Copies have been distributed pursuant to the NEF - SLD) (Entered: 03/11/2015)
03/11/2015	37	AO 120 - REPORT on the filing or determination of an action regarding a patent or trademark. E-mailed to the US Patent and Trademark Office. (Attachments: # 1 Order) (SLD) (Entered: 03/11/2015)

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EXHIBIT R

CLOSED

United States District Court
District of Nevada (Reno)
CIVIL DOCKET FOR CASE #: 3:14-cv-00266-LRH-WGC

Christiano v. Eagle Materials et al
Assigned to: Judge Larry R. Hicks
Referred to: Magistrate Judge William G. Cobb
Case in other court: Second Judicial District Court, County of Washoe, cv13-02677
Cause: 28:1441 Petition for Removal- Product Liability

Date Filed: 05/22/2014
Date Terminated: 04/01/2015
Jury Demand: Defendant
Nature of Suit: 245 Tort Product Liability
Jurisdiction: Diversity

Plaintiff

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V.

Defendant

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TERMINATED: 06/25/2014

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Defendant

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TERMINATED: 09/16/2014

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Date Filed	#	Docket Text
05/22/2014	1	PETITION FOR REMOVAL from Second Judicial District Court, County of Washoe, Case Number CV13-02677, (Filing fee $ 400 receipt number 0978-3251110), filed by Motion Industries, Inc., Genuine Parts Company. Certificate of Interested Parties due by 6/1/2014. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit) (Michel, Carol) (Entered: 05/22/2014)
05/22/2014	2	ANSWER to Complaint with Jury Demand filed by Genuine Parts Company. Certificate of Interested Parties due by 6/1/2014. Discovery Plan/Scheduling Order due by 7/6/2014. (Michel, Carol) (Entered: 05/22/2014)

05/22/2014	3	ANSWER to Complaint with Jury Demand filed by Motion Industries, Inc..(Michel, Carol) (Entered: 05/22/2014)
05/22/2014	4	NOTICE: Attorney Action Required to 1 Petition for Removal,. Attorney Carol P. Michel advised to comply with LR 3-1 and file a properly completed civil cover sheet. **(no image attached)**(WJ) (Entered: 05/22/2014)
05/22/2014	5	NOTICE TO COUNSEL PURSUANT TO LOCAL RULE IA 10-2. Counsel Lawrence E. Butler to comply with completion and electronic filing of the Designation of Local Counsel and Verified Petition. For your convenience, click on the following link to obtain the form from the Court's website - www.nvd.uscourts.gov/Forms.aspx. Counsel is also required to register for the Court's Case Management and Electronic Case Filing (CM/ECF) system and the electronic service of pleadings. Please visit the Court's website **www.nvd.uscourts.gov** to register Attorney(s) upon approval of the Verified Petition. Verified Petition due by 7/6/2014.**(no image attached)** (WJ) (Entered: 05/22/2014)
05/23/2014	6	MINUTE ORDER IN CHAMBERS of the Honorable Judge Larry R. Hicks, on 5/23/2014. Statement regarding removed action is due by 6/10/2014. Joint Status Report regarding removed action is due by 6/25/2014. (Copies have been distributed pursuant to the NEF - KR) (Entered: 05/23/2014)
05/23/2014	7	ANSWER to Complaint re 1 Petition for Removal, filed by Clay & Bailey Mfg., Co.. (Breeden, Adam) (Entered: 05/23/2014)
05/23/2014	8	CIVIL COVER SHEET re 4 Notice: Attorney Action Required, 1 Petition for Removal,, filed by Motion Industries, Inc., Genuine Parts Company. Related document: 4 Notice: Attorney Action Required, 1 Petition for Removal, filed by Motion Industries, Inc., Genuine Parts Company. (Michel, Carol) (Entered: 05/23/2014)
05/23/2014	9	CERTIFICATE of Interested Parties filed by Clay & Bailey Mfg., Co.. There are no known interested parties other than those participating in the case . (Breeden, Adam) (Entered: 05/23/2014)
05/23/2014	10	DEMAND for Trial by Jury by Defendant Clay & Bailey Mfg., Co. . (Breeden, Adam) (Entered: 05/23/2014)
05/29/2014	11	CERTIFICATE of Interested Parties filed by William Christiano that identifies all parties that have an interest in the outcome of this case. . (Rose, Sean) (Entered: 05/29/2014)
05/29/2014	12	MOTION to Dismiss *Defendant Eagle Materials, Inc.'s Motion to Dismiss* by Defendant Eagle Materials. Responses due by 6/15/2014. Certificate of Interested Parties due by 6/8/2014. Discovery Plan/Scheduling Order due by 7/13/2014. (Attachments: # 1 Exhibit A)(Gallagher, John) (Entered: 05/29/2014)
06/02/2014	13	CERTIFICATE of Interested Parties filed by Genuine Parts Company, Motion Industries, Inc.. There are no known interested parties other than those participating in the case . (Michel, Carol) (Entered: 06/02/2014)
06/03/2014	14	NOTICE *of Minutes of the Court* by Genuine Parts Company, Motion Industries, Inc.. (Michel, Carol) (Entered: 06/03/2014)
06/06/2014	15	STATEMENT RE: REMOVAL *Defendants' Joint Statement Regarding Removed Action* filed by Defendants Genuine Parts Company, Motion Industries, Inc.. (Mott, Timothy) (Entered: 06/06/2014)
06/06/2014	16	CERTIFICATE of Interested Parties filed by Eagle Materials. There are no known interested parties other than those participating in the case . (Gallagher, John) (Entered: 06/06/2014)

06/24/2014	17	STIPULATION of Dismissal *Without Prejudice as to Defendant Eagle Materials Only* by Plaintiff William Christiano. (Rose, Sean) (Entered: 06/24/2014)
06/25/2014	18	Joint STATUS REPORT by Plaintiff William Christiano. (Rose, Sean) (Entered: 06/25/2014)
06/25/2014	19	ORDER ON 17 STIPULATION Dismissing Without Prejudice Defendant Eagle Materials only. Signed by Judge Larry R. Hicks on 6/25/2014. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 06/25/2014)
07/07/2014	20	ANSWER to Complaint with Jury Demand re 1 Petition for Removal, filed by Martin Sprocket & Gear, Inc..(Balkenbush, Stephen) (Entered: 07/07/2014)
07/07/2014	21	CERTIFICATE of Interested Parties filed by Martin Sprocket & Gear, Inc.. There are no known interested parties other than those participating in the case . (Balkenbush, Stephen) (Entered: 07/07/2014)
09/03/2014	22	PROPOSED Discovery Plan/Scheduling Order filed by Plaintiff William Christiano *Special Scheduling Review Requested.* (Rose, Sean) (Entered: 09/03/2014)
09/05/2014	23	SCHEDULING ORDER re 22 Proposed Order : Discovery due by 4/3/2015. Motions due by 5/4/2015. Proposed Joint Pretrial Order due by 6/3/2015. Signed by Magistrate Judge William G. Cobb on 9/5/2014. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 09/05/2014)
09/05/2014	24	(1st Notice) PURSUANT TO SPECIAL ORDER 109: that **Joseph E. Balkenbush** is in violation of Special Order 109. **Participation in the electronic filing system became mandatory for all attorneys effective January 1, 2006.** You are required to register for the Court's Case Management and Electronic Case Filing (CM/ECF) program and the electronic service of pleadings. Please visit the Court's website to register for CM/ECF. **(no image attached)** (LG) (Entered: 09/05/2014)
09/08/2014	25	NOTICE PURSUANT TO LOCAL RULE IB 2-2: In accordance with 28 USC § 636(c) and FRCP 73, the parties in this action are provided with a link to the "AO 85 Notice of Availability, Consent, and Order of Reference - Exercise of Jurisdiction by a U.S. Magistrate Judge" form on the Court's website - www.nvd.uscourts.gov. **AO 85 Consent forms should NOT be electronically filed.** Upon consent of all parties, counsel are advised to manually file the form with the Clerk's Office. (A copy of form AO 85 has been mailed to parties not receiving electronic service.) NOTICE OF GENERAL ORDER 2013-1 AND OPPORTUNITY FOR EXPEDITED TRIAL SETTING: The parties in this action are provided with a link to General Order 2013-1 and the USDC Short Trial Rules on the Court's website - www.nvd.uscourts.gov. If the parties agree that this action can be ready for trial within 180 days and that a trial of this matter would take three (3) days or less, the parties should consider participation in the USDC Short Trial Program. If the parties wish to be considered for entry into the Court's Short Trial Program, they should execute and electronically file with USDC Short Trial Form 4(a)(1) or Form 4(a)(2). **(no image attached)** (DRM) (Entered: 09/08/2014)
09/15/2014	26	STIPULATION of Dismissal *of Genuine Parts Company Without Prejudice* by Defendant Genuine Parts Company. (Mott, Timothy) (Entered: 09/15/2014)
09/16/2014	27	ORDER ON STIPULATION re 26 STIPULATION of Dismissal *of Genuine Parts Company Without Prejudice*. Signed by Judge Larry R. Hicks on 9/16/14. (Copies have been distributed pursuant to the NEF - JC) (Entered: 09/17/2014)

01/08/2015	28	MOTION to Establish Good Faith Settlement between only one defendant, Clay and Bailey ~~NOTICE *Defendant Clay and Bailey Manufacturing Company's Motion to Establish Good Faith Settlement*~~ by Clay & Bailey Mfg., Co.. Responses due by 1/25/2015. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Breeden, Adam) *Modified on 1/9/2015 Event correction. NEF Regenerated.* (BLG). (Entered: 01/08/2015)
01/28/2015	29	MOTION for Good Faith Settlement by Defendant Martin Sprocket & Gear, Inc.. Responses due by 2/14/2015. (Balkenbush, Stephen) Modified on 2/3/2015 event correction. (BLG). (Entered: 01/28/2015)
02/02/2015	30	NOTICE *of Non-Opposition to Defendant Clay and Bailey Manufacturing Company's 28 Motion to Establish Good Faith Settlement and Proposed Order Granting Motion* by Clay & Bailey Mfg., Co.. (Breeden, Adam) Modified on 2/3/2015 link added. (BLG). (Entered: 02/02/2015)
02/02/2015	31	Submission of PROPOSED ORDER on 30 Notice (Other) ; filed by Defendant Clay & Bailey Mfg., Co.. *Order Granting Clay and Bailey Manufacturing Company's Motion to Establish Good Faith Settlement* (Breeden, Adam) (Entered: 02/02/2015)
02/02/2015	32	STATUS REPORT by Plaintiff William Christiano. (Brennan, Thomas) (Entered: 02/02/2015)
03/30/2015	33	STIPULATION of Dismissal *with Prejudice* by Plaintiff William Christiano. (Rose, Sean) (Entered: 03/30/2015)
04/01/2015	34	ORDER DISMISSING CASE WITH PREJUDICE on 33 Stipulation. Signed by Judge Larry R. Hicks on 3/31/2015. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 04/01/2015)

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CLOSED,APPEAL

United States District Court
District of Nevada (Las Vegas)
CIVIL DOCKET FOR CASE #: 2:12-cv-01425-RFB-PAL

Meritage Homes of Nevada, Inc. v. FNBN-Rescon I, LLC et al
Assigned to: Judge Richard F. Boulware, II
Referred to: Magistrate Judge Peggy A. Leen
Case: 2:09-cv-01950-PMP-RJJ
Case in other court: 9th Circuit Court of Appeals, 15-15394
Cause: 28:1332 Diversity-Breach of Contract

Date Filed: 08/10/2012
Date Terminated: 02/04/2015
Jury Demand: None
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

Plaintiff

Meritage Homes of Nevada, Inc.
formerly known as
MTH-Homes Nevada, Inc.

represented by **Brenoch R. Wirthlin**
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ATTORNEY TO BE NOTICED

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V.

Defendant

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ATTORNEY TO BE NOTICED

Defendant

Stearns Bank N.A.

represented by **Jeffrey R Sylvester**
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Lawrence E. Butler
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ATTORNEY TO BE NOTICED

Robin M. Cleary
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ATTORNEY TO BE NOTICED

Matthew T Kneeland
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/10/2012	1	COMPLAINT against All Defendants (Filing fee $ 350 receipt number 0978-2479504), filed by Meritage Homes of Nevada, Inc. f/k/a MTH-Homes Nevada, Inc.. Certificate of Interested Parties due by 8/20/2012. Proof of service due by 12/8/2012. (Byrd, Christopher) (Entered: 08/10/2012)

08/10/2012	2	EXHIBIT(s) to 1 Complaint, ; filed by Plaintiff Meritage Homes of Nevada, Inc. f/k/a MTH-Homes Nevada, Inc.. (Attachments: # 1 Exhibit Exhibit 1, # 2 Exhibit Exhibit 2, # 3 Exhibit Exhibit 3, # 4 Exhibit Exhibit 4, # 5 Exhibit Exhibit 5, # 6 Exhibit Exhibit 6, # 7 Exhibit Exhibit 7, # 8 Exhibit Exhibit 8, # 9 Exhibit Exhibit 9, # 10 Exhibit Exhibit 10, # 11 Exhibit Exhibit 11, # 12 Exhibit Exhibit 12, # 13 Exhibit Exhibit 13, # 14 Exhibit Exhibit 14, # 15 Summons Summons, # 16 Summons Summons)(Byrd, Christopher) (Entered: 08/10/2012)
08/10/2012		Case assigned to Chief Judge Robert C. Jones and Magistrate Judge Peggy A. Leen. (AC) (Entered: 08/10/2012)
08/10/2012	3	NOTICE PURSUANT TO LOCAL RULE IB 2-2: In accordance with 28 USC § 636(c) and FRCP 73, the parties in this action are provided with a link to the "AO 85 Notice of Availability, Consent, and Order of Reference - Exercise of Jurisdiction by a U.S. Magistrate Judge" form on the Court's website - www.nvd.uscourts.gov. **Consent forms should NOT be electronically filed.** Upon consent of all parties, counsel are advised to manually file the form with the Clerk's Office. **(no image attached)** (AC) (Entered: 08/10/2012)
08/13/2012	4	**NOTICE: Attorney Action Required** to 2 Exhibit: ERROR: Summons not issued due to **wrong summons form used**; CORRECTION: **Attorney Christopher H. Byrd** advised to download and complete, pursuant to FRCP 4, "AO 440 (Rev. 6/12) Summons in a Civil Action" form from the Court's Website at **www.nvd.uscourts.gov** and refile using the event "Proposed Summons to be issued" **(no image attached)**(RFJ) (Entered: 08/13/2012)
08/15/2012	5	PROPOSED SUMMONS to be issued, filed by Plaintiff Meritage Homes of Nevada, Inc.. (Wirthlin, Brenoch) (Entered: 08/15/2012)
08/15/2012	6	PROPOSED SUMMONS to be issued, filed by Plaintiff Meritage Homes of Nevada, Inc.. (Wirthlin, Brenoch) (Entered: 08/15/2012)
08/16/2012	7	Summons Issued as to FNBN-Rescon I, LLC, Stearns Bank N.A. re 1 Complaint,. (Attachments: # 1 Summons)(SLR) (Entered: 08/16/2012)
08/20/2012	8	CERTIFICATE of Interested Parties filed by Meritage Homes of Nevada, Inc.. There are no known interested parties other than those participating in the case. (Wirthlin, Brenoch) (Entered: 08/20/2012)
09/05/2012	9	WAIVER OF SERVICE Returned Executed by Meritage Homes of Nevada, Inc. re 7 Summons Issued. FNBN-Rescon I, LLC waiver sent on 8/29/2012, answer due 10/28/2012; Stearns Bank N.A. waiver sent on 8/29/2012, answer due 10/28/2012. (Wirthlin, Brenoch) (Entered: 09/05/2012)
09/05/2012	10	CERTIFICATE OF SERVICE for 9 Waiver of Service Executed by Plaintiff Meritage Homes of Nevada, Inc.. (Wirthlin, Brenoch) (Entered: 09/05/2012)
09/12/2012	11	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Lawrence E. Butler, Esq. and DESIGNATION of Local Counsel Jeffrey R. Sylvester, Esq. (Filing fee $ 200 receipt number 0978-2518637) filed by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. Motion ripe 9/12/2012. (Sylvester, Jeffrey) (Entered: 09/12/2012)
09/12/2012	12	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Robin M. Cleary, Esq. and DESIGNATION of Local Counsel Jeffrey R. Sylvester, Esq. (Filing fee $ 200 receipt

		number 0978-2518693) filed by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. Motion ripe 9/12/2012. (Sylvester, Jeffrey) (Entered: 09/12/2012)
09/21/2012	13	ORDER Granting 11 Verified Petition for Permission to Practice Pro Hac Vice as to Lawrence E. Butler and approving Attorney Jeffrey R. Sylvester as Designation of Local Counsel as to FNBN-Rescon I, LLC and Stearns Bank NA. Signed by Chief Judge Robert C. Jones on 9/21/12. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - EDS) (Entered: 09/24/2012)
09/21/2012	14	ORDER Granting 12 Verified Petition for Permission to Practice Pro Hac Vice for Attorney Robin M. Cleary and approving Attorney Jeffrey R. Sylvester as Designation of Local Counsel as to FNBN-Rescon I, LLC and Stearns Bank NA. Signed by Chief Judge Robert C. Jones on 9/21/12. Any Attorney not yet registered with the Court's CM/ECF System shall submit a Registration Form on the Court's website www.nvd.uscourts.gov (Copies have been distributed pursuant to the NEF - EDS) (Entered: 09/24/2012)
10/18/2012	15	NOTICE OF RELATED CASES 09-01950; 12-15663 by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Sylvester, Jeffrey) (Entered: 10/18/2012)
10/18/2012	16	CERTIFICATE of Interested Parties filed by FNBN-Rescon I, LLC, Stearns Bank N.A.. There are no known interested parties other than those participating in the case. (Sylvester, Jeffrey) (Entered: 10/18/2012)
10/18/2012	17	CERTIFICATE OF SERVICE for 15 Notice of Related Cases by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Sylvester, Jeffrey) (Entered: 10/18/2012)
10/25/2012	18	MOTION to Dismiss Plaintiff's Complaint by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. Responses due by 11/11/2012. (Sylvester, Jeffrey) Modified on 5/13/2014 to reopen motion (EW). (Entered: 10/25/2012)
10/25/2012	19	REQUEST for Judicial Notice re 18 MOTION to Dismiss Plaintiff's Complaint ; by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Sylvester, Jeffrey) (Entered: 10/25/2012)
11/13/2012	20	RESPONSE to 18 MOTION to Dismiss Plaintiff's Complaint, filed by Plaintiff Meritage Homes of Nevada, Inc.. Replies due by 11/23/2012. (Attachments: # 1 Exhibit A) (Wirthlin, Brenoch) (Entered: 11/13/2012)
11/21/2012	21	REPLY to Response to 18 MOTION to Dismiss Plaintiff's Complaint filed by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Cleary, Robin) (Entered: 11/21/2012)
12/21/2012	22	MOTION for Summary Judgment by Plaintiff Meritage Homes of Nevada, Inc.. Responses due by 1/14/2013. (Attachments: # 1 Affidavit Affidavit of Jennifer Lee, # 2 Exhibit Exhibit 4, # 3 Exhibit Exhibit 4 Part 1, # 4 Exhibit Exhibit 4 Part 2, # 5 Exhibit Exhibit 4 Part 3, # 6 Exhibit Exhibit 4 Part 4, # 7 Exhibit Exhibit 4 Part 5, # 8 Exhibit Exhibit 4 Part 6, # 9 Exhibit Exhibit 4 Part 7, # 10 Exhibit Exhibit 4 Part 8)(Wirthlin, Brenoch) Modified on 5/13/2014 to reopen motion (EW). (Entered: 12/21/2012)
12/21/2012	23	**AFFIDAVIT** re: 22 MOTION for Summary Judgment; filed by Plaintiff Meritage Homes of Nevada, Inc.. (Attachments: # 1 Exhibit Exhibit 5, # 2 Exhibit Exhibit 6, # 3 Exhibit Exhibit 7, # 4 Exhibit Exhibit 8, # 5 Exhibit Exhibit 9)(Wirthlin, Brenoch) wrong event selected by attorney, event modified on 12/21/2012 (RFJ). (Entered: 12/21/2012)
12/21/2012		**Notice of Docket Correction** to 23 MOTION for Summary Judgment: ERROR: Wrong event selected by attorney **Brenoch R. Wirthlin**.

		Counsel advised in the future please file documents in accordance with Special Order 109 filing procedures, to properly set or terminate schedule deadlines and to prevent delay in the timely filing of documents. CORRECTION: Court modified event as 23 AFFIDAVIT. **(no image attached)**(RFJ) (Entered: 12/21/2012)
12/21/2012	24	ERRATA to 23 AFFIDAVIT ; filed by Plaintiff Meritage Homes of Nevada, Inc.. (Attachments: # 1 Affidavit, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 4 Part 1, # 7 Exhibit 4 Part 2, # 8 Exhibit 4 Part 3, # 9 Exhibit 4 Part 4, # 10 Exhibit 4 Part 5, # 11 Exhibit 4 Part 6, # 12 Exhibit 4 Part 7, # 13 Exhibit 4 Part 8, # 14 Exhibit 5, # 15 Exhibit 6, # 16 Exhibit 7, # 17 Exhibit 8, # 18 Exhibit 9)(Wirthlin, Brenoch) (Entered: 12/21/2012)
12/31/2012	25	STIPULATION FOR EXTENSION OF TIME (First Request) re 22 MOTION for Summary Judgment ; by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Sylvester, Jeffrey) (Entered: 12/31/2012)
01/14/2013	26	RESPONSE to 22 MOTION for Summary Judgment, filed by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. Replies due by 1/31/2013. (Kneeland, Matthew) (Entered: 01/14/2013)
01/14/2013	27	OBJECTION to Affidavit of Jennifer Lee re: 22 MOTION for Summary Judgment; filed by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Kneeland, Matthew) (Entered: 01/14/2013)
01/14/2013	28	REQUEST for Judicial Notice re 26 Response to Motion ; by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Kneeland, Matthew) (Entered: 01/14/2013)
01/28/2013	29	REPLY to Response to 22 MOTION for Summary Judgment filed by Plaintiff Meritage Homes of Nevada, Inc.. (Byrd, Christopher) (Entered: 01/28/2013)
01/28/2013	30	REPLY to 27 Objection to Document filed by Plaintiff Meritage Homes of Nevada, Inc.. (Byrd, Christopher) (Entered: 01/28/2013)
09/06/2013	31	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Robert C. Jones, on 9/6/2013. IT IS ORDERED that this case is reassigned to Judge Philip M. Pro for all further proceedings. All further documents must bear the correct case number **2:12-cv-01425-PMP-PAL**. **(no image attached)** (Copies have been distributed pursuant to the NEF - RFJ) (Entered: 09/06/2013)
09/17/2013	32	ORDER Denying without prejudice 18 Motion to Dismiss and 22 Motion for Summary Judgment. This action is hereby STAYED pending resolution of the appeal in Meritage Homes of Nevada, Inc. v. Federal Deposit Insurance Corporation, 2:09-CV-01950-PMP-RJJ. Signed by Judge Philip M. Pro on 9/17/2013. (Copies have been distributed pursuant to the NEF - SLR) (Entered: 09/17/2013)
04/17/2014	33	NOTICE **re: 32 ORDER**: filed by Meritage Homes of Nevada, Inc.. (Attachments: # 1 Exhibit 1)(Byrd, Christopher) (Entered: 04/17/2014)
04/17/2014	34	**NOTICE of Docket Correction and Attorney Action Required:** to 33 Notice (Other): **ERROR:** Documents should have been filed as separate entries by attorney **Christopher H. Byrd.** , *a separate document must be filed for each type of document or purpose* . Counsel advised in the future please file documents in accordance with Special Order 109 filing procedures; *to prevent delay in the timely filing of documents.*

		CORRECTION: Counsel is advised to file the Additional Request contained in 33 NOTICE using Motion for Miscellaneous Relief event found under the *Motions* category and **title the event as Motion for Status Conference**. **(no image attached)**(RFJ) (Entered: 04/17/2014)
04/17/2014	35	MOTION for Status Conference filed by Plaintiff Meritage Homes of Nevada, Inc.. Responses due by 5/4/2014. (Attachments: # 1 Exhibit 1)(Byrd, Christopher) (Entered: 04/17/2014)
04/17/2014	36	ORDER Granting 35 Plaintiff Meritage Homes of Nevada, Inc.'s Notice of Decision and Request for Status Conference. Status Conference set for 5/13/2014 02:00 PM in LV Courtroom 7C before Judge Philip M. Pro. Signed by Judge Philip M. Pro on 4/17/2014. (Copies have been distributed pursuant to the NEF - EDS) (Entered: 04/18/2014)
04/29/2014	37	MOTION to Renew and Reinstate Pending Motions by Plaintiff Meritage Homes of Nevada, Inc.. Responses due by 5/16/2014. (Byrd, Christopher) (Entered: 04/29/2014)
05/12/2014	38	RESPONSE to 37 MOTION to Renew and Reinstate Pending Motions , filed by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. Replies due by 5/22/2014. (Cleary, Robin) (Entered: 05/12/2014)
05/13/2014	39	MINUTES OF PROCEEDINGS - Status Conference held on 5/13/2014 before Judge Philip M. Pro. Crtrm Administrator: *Eileen Wood*; Pla Counsel: *Brenoch Wirthlin*; Def Counsel: *Jeffrey Sylvester and Lawrence Butler*; Court Recorder: *Henry Enriquez*; Time of Hearing: *1:57-2:02 PM*; Courtroom: *7C*. The Court GRANTS Plaintiff's request for a status conference. The Court hears representations of counsel regarding resurrection and briefing of Plaintiff's 22 MOTION for Summary Judgment and Defendants' Motion to Dismiss 18 . Counsel concur that Defendants' Motion to Dismiss is fully briefed. Plaintiff and Defendants shall file any supplemental briefing to Plaintiff's Motion for Summary Judgment 22 by 6/3/2014. The Court will determine whether another hearing will be necessary after the briefing is received. (Copies have been distributed pursuant to the NEF - EW) (Entered: 05/13/2014)
06/03/2014	40	Supplemental BRIEF re 22 MOTION for Summary Judgment; filed by Plaintiff Meritage Homes of Nevada, Inc.. (Attachments: # 1 Exhibit 1)(Byrd, Christopher) (Entered: 06/03/2014)
06/03/2014	41	Supplemental BRIEF re 22 MOTION for Summary Judgment ; filed by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Cleary, Robin) (Entered: 06/03/2014)
06/30/2014	42	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Gloria M. Navarro, on 6/30/2014. By Deputy Clerk: Amber Freeman. IT IS ORDERED that this case is reassigned to Judge Richard F. Boulware, II for all further proceedings. Judge Philip M. Pro no longer assigned to case. All further documents must bear the correct case number **2:12-cv-01425-RFB-PAL**. **(no image attached)** (Copies have been distributed pursuant to the NEF - AF) (Entered: 06/30/2014)
09/23/2014	43	ORDER that the STAY on this action is LIFTED. Signed by Judge Richard F. Boulware, II on 9/23/2014. (Copies have been distributed pursuant to the NEF - EDS) (Entered: 09/23/2014)
10/08/2014	44	MINUTE ORDER IN CHAMBERS of the Honorable Judge Richard F. Boulware, II, on 10/8/2014. **IT IS HEREBY ORDERED** that a hearing and oral argument regarding 18 MOTION to Dismiss and 22 MOTION for Summary Judgment is set for **10/20/2014 at 1:00 PM in LV**

		Courtroom 7C before Judge Richard F. Boulware, II. **(no image attached)** (Copies have been distributed pursuant to the NEF - BEL) (Entered: 10/08/2014)
10/20/2014	45	MINUTES OF PROCEEDINGS - Motion Hearing held on 10/20/2014 before Judge Richard F. Boulware, II. Crtrm Administrator: *Blanca Lenzi*; Pla Counsel: *Christopher Byrd, Esq.*; Def Counsel: *Jeffrey Sylvester, Esq. and Lawrence Butler, Esq.*; Court Reporter/FTR #: *Patty Ganci*; Time of Hearing: *1:17 - 2:19 PM*; Courtroom: *7C.* The Court makes preliminary statements and hears representation of counsel and plaintiff as to the Plaintiff's Motion 22 for Summary Judgment and Defendants' Motion 18 to Dismiss Plaintiff's Complaint. **IT IS HEREBY ORDERED** that the parties shall file briefs due by 10/27/2014 addressing the issues raised by the Court at the hearing. The brief is not to exceed 15 pages in length. **(no image attached)** (Copies have been distributed pursuant to the NEF - BEL) (Entered: 10/22/2014)
10/27/2014	46	Supplemental BRIEF re 22 **MOTION for Summary Judgment**; filed by Plaintiff Meritage Homes of Nevada, Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3) (Byrd, Christopher) (Entered: 10/27/2014)
10/27/2014	47	SECOND Supplemental BRIEF re 18 **MOTION to Dismiss and 22 MOTION for Summary Judgment**; filed by Defendants FNBN-Rescon I, LLC, Stearns Bank N.A.. (Butler, Lawrence) (Entered: 10/27/2014)
10/30/2014	48	OBJECTION to 47 SECOND Supplemental BRIEF re 18 MOTION to Dismiss and 22 MOTION for Summary Judgment; filed by Plaintiff Meritage Homes of Nevada, Inc.. (Byrd, Christopher) (Entered: 10/30/2014)
02/04/2015	49	ORDER DISMISSING CASE Granting 18 MOTION to Dismiss Complaint. IT IS FURTHER ORDERED that 22 Motion for Summary Judgment is DENIED as moot. The Clerk of Court is instructed to close this case. Signed by Judge Richard F. Boulware, II on 2/4/15. (Copies have been distributed pursuant to the NEF - TR) (Entered: 02/05/2015)
03/03/2015	50	NOTICE OF APPEAL as to 49 Order Dismissing Case, by Plaintiff Meritage Homes of Nevada, Inc.. Filing fee $ 505, receipt number 0978-3578573. E-mail notice (NEF) sent to the US Court of Appeals, Ninth Circuit. (Attachments: # 1 Exhibit Exhibit 1, # 2 Exhibit Exhibit 2)(Byrd, Christopher) (Entered: 03/03/2015)
03/04/2015	51	TRANSCRIPT of Proceedings, 45 Motion Hearing, held on 10/20/2014, before Judge Richard F. Boulware, II. Court Reporter: Patricia L. Ganci (702)385-0670. Transcript may be viewed at the court public terminal or purchased through the Court Reporter using the court's "Transcript Order" form available on our website www.nvd.uscourts.gov before the deadline for Release of Transcript Restriction. After that date it may be obtained through the Court Reporter or PACER Redaction Request due 3/25/2015. Redacted Transcript Deadline set for 4/4/2015. Release of Transcript Restriction set for 6/2/2015. (PG) (Entered: 03/04/2015)
03/04/2015	52	ORDER for Time Schedule as to 50 Notice of Appeal. **USCA Case Number 15-15394.** (SLD) (Entered: 03/04/2015)
03/27/2015	53	TRANSCRIPT DESIGNATION by Plaintiff Meritage Homes of Nevada, Inc. re 50 Notice of Appeal, 45 Motion Hearing,,,,. (Wirthlin, Brenoch) (Entered: 03/27/2015)

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HUTCHISON & STEFFEN

A PROFESSIONAL LLC

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AO-120/121

United States District Court
District of Nevada (Las Vegas)
CIVIL DOCKET FOR CASE #: 2:15-cv-01984-GMN-GWF

Trump Ruffin Commercial LLC et al v. Local Joint Executive Board Las Vegas et al
Assigned to: Chief Judge Gloria M. Navarro
Referred to: Magistrate Judge George Foley, Jr
Cause: 15:1125 Trademark Infringement (Lanham Act)

Date Filed: 10/14/2015
Jury Demand: Plaintiff
Nature of Suit: 840 Trademark
Jurisdiction: Federal Question

Plaintiff

Trump Ruffin Commercial LLC

represented by **Bart A Lazar**
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Plaintiff

Trump Ruffin Tower I LLC

represented by **Bart A Lazar**
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LEAD ATTORNEY
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Jonathan W Fountain
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ATTORNEY TO BE NOTICED

V.

Defendant

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ATTORNEY TO BE NOTICED

Defendant

Culinary Workers Union Local 226

represented by **Kristin L Martin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paul More
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Bartenders Union Local 165

represented by **Kristin L Martin**
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LEAD ATTORNEY
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Date Filed	#	Docket Text
10/14/2015	1	COMPLAINT with Jury Demand against All Defendants (Filing fee $400 receipt number 0978-3853935), filed by Trump Ruffin Commercial LLC, Trump Ruffin Tower I LLC. Certificate of Interested Parties due by 10/24/2015. Proof of service due by 2/11/2016. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Civil Cover Sheet, # 4 Summons, # 5 Summons, # 6 Summons) (Fountain, Jonathan) (Entered: 10/14/2015)
10/14/2015		Case assigned to Chief Judge Gloria M. Navarro and Magistrate Judge George Foley, Jr. (PS) (Entered: 10/14/2015)
10/14/2015	2	NOTICE PURSUANT TO LOCAL RULE IB 2-2: In accordance with 28 USC § 636(c) and FRCP 73, the parties in this action are provided with a link to the "AO 85 Notice of Availability, Consent, and Order of Reference - Exercise of Jurisdiction by a U.S. Magistrate Judge" form on the Court's website - www.nvd.uscourts.gov. **AO 85 Consent forms should NOT be electronically filed.** Upon consent of all parties, counsel are advised to manually file the form with the Clerk's Office. (A copy of form AO 85 has been mailed to parties not receiving electronic service.)

		NOTICE OF GENERAL ORDER 2013-1 AND OPPORTUNITY FOR EXPEDITED TRIAL SETTING: The parties in this action are provided with a link to General Order 2013-1 and the USDC Short Trial Rules on the Court's website - www.nvd.uscourts.gov. If the parties agree that this action can be ready for trial within 180 days and that a trial of this matter would take three (3) days or less, the parties should consider participation in the USDC Short Trial Program. If the parties wish to be considered for entry into the Court's Short Trial Program, they should execute and electronically file with USDC Short Trial Form 4(a)(1) or Form 4(a)(2). **(no image attached)** (PS) (Entered: 10/14/2015)
10/14/2015	3	AO 120 - REPORT on the filing or determination of an action regarding a patent or trademark. E-mailed to the US Patent and Trademark Office. (Attachments: # 1 Complaint) (PS) (Entered: 10/14/2015)
10/14/2015	4	Summons Issued as to Bartenders Union Local 165, Culinary Workers Union Local 226, and Local Joint Executive Board Las Vegas re 1 Complaint. (PS) (Entered: 10/14/2015)
10/15/2015	5	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Gloria M. Navarro, on 10/15/2015. By Deputy Clerk: Aaron Blazevich. This case has been assigned to the Honorable Chief Judge Gloria M. Navarro. Chief Judge Navarro's Chambers Practices, which are posted on the U.S. District Court, District of Nevada public website, may also be accessed directly via this hyperlink: www.nvd.uscourts.gov **(no image attached)** (Copies have been distributed pursuant to the NEF - ASB) (Entered: 10/15/2015)
10/15/2015	6	NOTICE TO COUNSEL PURSUANT TO LOCAL RULE IA 10-2. Counsel Bart A. Lazar to comply with completion and electronic filing of the Designation of Local Counsel and Verified Petition. For your convenience, click on the following link to obtain the form from the Court's website - www.nvd.uscourts.gov/Forms.aspx. Upon approval of the Verified Petition, counsel is required to register for the Court's Case Management and Electronic Case Filing (CM/ECF) system and the electronic service of pleadings. Please visit the Court's website **www.nvd.uscourts.gov** to register Attorney(s). Verified Petition due by 11/29/2015. **(no image attached)** (EDS) (Entered: 10/15/2015)
10/22/2015	7	CERTIFICATE of Interested Parties filed by Trump Ruffin Commercial LLC, Trump Ruffin Tower I LLC that identifies all parties that have an interest in the outcome of this case. Corporate Parent Trump Ruffin LLC for Trump Ruffin Tower I LLC added. . (Fountain, Jonathan) (Entered: 10/22/2015)
10/26/2015	8	SUMMONS Returned Executed by Trump Ruffin Commercial LLC, Trump Ruffin Tower I LLC re 1 Complaint, 4 Summons Issued. Local Joint Executive Board Las Vegas served on 10/21/2015, answer due 11/11/2015. (Fountain, Jonathan) (Entered: 10/26/2015)
10/26/2015	9	SUMMONS Returned Executed by Trump Ruffin Commercial LLC, Trump Ruffin Tower I LLC re 1 Complaint, 4 Summons Issued. Culinary Workers Union Local 226 served on 10/21/2015, answer due 11/11/2015. (Fountain, Jonathan) (Entered: 10/26/2015)
10/26/2015	10	SUMMONS Returned Executed by Trump Ruffin Commercial LLC, Trump Ruffin Tower I LLC re 1 Complaint, 4 Summons Issued. Bartenders Union Local 165 served on 10/23/2015, answer due 11/13/2015. (Fountain, Jonathan) (Entered: 10/26/2015)
10/28/2015	11	STIPULATION FOR EXTENSION OF TIME (First Request) re 1 Complaint, ; by Defendants Bartenders Union Local 165, Culinary Workers Union Local 226, Local Joint