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16 *Attorneys for Defendant*
17 *King's Casino, LLC*

18 **UNITED STATES DISTRICT COURT**
19 **EASTERN DISTRICT OF CALIFORNIA**

20 VERONICA BRILL, et al.,) Case No. 19-cv-2027-MCE-AC
21)
22 Plaintiffs,) The Honorable Morrison C. England, Jr.
23)
24 v.) **SECOND STIPULATION TO EXTEND**
25) **KING'S CASINO'S TIME TO RESPOND**
26) **TO COMPLAINT; ORDER THEREON**
27 MICHAEL L. POSTLE, et al.)
28 Defendants.) Complaint Filed: October 8, 2019
29)
30)

31 Plaintiffs Veronica Brill et al. ("Plaintiffs"), by and through counsel; Defendant King's
32 Casino, LLC d/b/a The Saloon at Stones Gambling Hall ("King's Casino"), by and through
33 counsel; and Defendant Justin Kuraitis ("Kuraitis" and collectively with King's Casino,
34 "Defendants"), hereby stipulate and agree as follows:

35 First, that on October 15, 2019, Plaintiffs served King's Casino with the Complaint
36 and Summons. The parties stipulated to extend King's Casino's time to respond to the
37 Complaint by 28 days under Local Rule 144(a), and its date to respond to the Complaint is
38 presently December 3, 2019. [See Doc. 7.]

1 Second, that on November 9, 2019, Plaintiffs requested that Kuraitis waive service
2 of the Complaint under Federal Rule of Civil Procedure 4(d). Kuraitis agreed to do so, and
3 the parties stipulated to extend his time to respond to the Complaint by 28 days under
4 Local Rule 144(a). Accordingly, Kuraitis's date to respond to the Complaint is February 5,
5 2020.

6 Third, that Plaintiffs have not yet served defendant Michael L. Postle.

7 Fourth, that a court may extend the time for a party to respond to a complaint for
8 good cause. Fed. R. Civ. Pro. 6(b).

9 Fifth, that good cause exists because Defendants King's Casino and Kuraitis have
10 informed Plaintiffs that they intend to file Rule 12 Motions challenging, *inter alia*, the Court's
11 lack of subject-matter jurisdiction over the state law claims against them and the
12 Complaint's failure to state any claim upon which relief can be granted. Because King's
13 Casino and Kuraitis are named in the same counts and are facing largely overlapping
14 factual allegations, the parties anticipate that their Rule 12 Motions will raise many of the
15 same legal issues and rely on many of the same legal authorities. The parties agree that it
16 would be more efficient for the parties and the Court to have Defendants' Rule 12 Motions
17 filed and heard at the same time.

18 By entering into this Stipulation, Defendants do not enter a general appearance and
19 do not waive (and expressly reserve) all rights, legal challenges, and arguments, including
20 any jurisdictional or other defenses that may be raised in a motion under Federal Rule of
21 Civil Procedure 12(b).

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1 Accordingly, the parties stipulate and agree that King's Casino's time to respond to
2 Plaintiffs' Complaint shall be extended from December 3, 2019, to February 5, 2020. The
3 parties have previously stipulated to one prior 28-day extension of King's Casino's time to
4 respond under Local Rule 144(a).

5 SO STIPULATED.

6 Dated: November 18, 2019

DUANE MORRIS LLP

7 By: s/Michael L. Lipman

Michael L. Lipman
Duane Morris LLP
Attorneys for Defendant
King's Casino, LLC

8 Dated: November 17, 2019

THE VERSTANDIG LAW FIRM, LLC

9 By: /s Maurice VerStandig (as authorized on
11/17/2019

10 Maurice B. VerStandig (pro hac vice)
The VerStandig Law Firm, LLC
Attorneys for Plaintiffs

11 Dated: November 15, 2019

12 By: /s/
13 Justin Kuraitis (in propria persona)

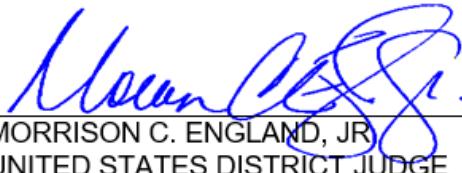
14
15 **ORDER**

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17 The court, having considered the Second Stipulation for Extension of Time to
18 Respond to Complaint, and finding good cause therefore, hereby orders:

19 King's Casino's time to respond to Plaintiffs' Complaint shall be extended from
20 December 3, 2019, to February 5, 2020.

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22 IT IS SO ORDERED.

23 Dated: November 25, 2019

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MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE