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Attorneys for Defendants
BANK OF AMERICA CORPORATION
and BANK OF AMERICA. N.A.

15 **UNITED STATES DISTRICT COURT**
16 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

18 NANTWORKS, LLC, a Delaware
19 limited liability company, and NANT
HOLDINGS IP, LLC, a Delaware
20 limited liability company,

21 Plaintiffs,

22 vs.

23 BANK OF AMERICA
CORPORATION, a Delaware
24 corporation, and BANK OF
AMERICA, N.A., a national banking
25 association,

26 Defendants.

CASE NO. 2:20-cv-7872-GW-PVC

**JOINT STIPULATION TO ALLOW
DISCOVERY OUT OF TIME**

Hon. George H. Wu

27
28

1 Plaintiffs NantWorks LLC and Nant Holdings IP, LLC (“NantWorks”) and
2 Defendants Bank of America Corporation and Bank of America, N.A. (“Bank of
3 America”), through their counsel of record, stipulate and agree as set forth below.

4 WHEREAS, NantWorks and Bank of America have been diligently engaged
5 in discovery in this action, and many of the parties’ witnesses have already been
6 deposed.

7 WHEREAS, the parties are continuing to work toward completing the
8 remaining depositions of Mustafa Jaber, Curtis Hawse, Jeff Eisenhuth, and Laura
9 Redd, which are scheduled to be completed by January 11, 2024 due to witnesses’
10 personal matters and scheduling conflicts.

11 WHEREAS, the parties have agreed that the following depositions may be
12 taken after the close of fact discovery on December 15, 2023: Mustafa Jaber, Curtis
13 Hawse, Jeff Eisenhuth, and Laura Redd. The parties have also agreed to extend the
14 deadline to supplement their respective interrogatory responses from December 15,
15 2023 to December 20, 2023. To the extent the depositions taken out of time
16 necessitate supplementation of the parties’ respective interrogatory responses, the
17 parties will serve any supplements by January 18, 2024.

18 WHEREAS, the parties issued subpoenas to third-parties and some third-
19 parties may respond to the subpoenas after December 15, 2023.

20 Pursuant to the Court’s directive during the November 9, 2023 status
21 conference, extending the discovery deadline does not alter the dates of the pretrial
22 conference or trial (Dkt. 285). Further, extending the discovery deadline does not
23 alter any other deadlines.

24 THEREFORE, the parties respectfully request that the Court allow the parties
25 to take the following depositions out of time: Mustafa Jaber, Curtis Hawse, Jeff
26 Eisenhuth, and Laura Redd; allow the parties to supplement their respective
27 interrogatory responses by December 20, 2023; and allow the parties to supplement
28

1 their respective interrogatory responses based on the above-listed depositions by
2 January 18, 2024.

3 The parties submit the accompanying declaration of E. Danielle T. Williams in
4 support hereof and respectfully request that the Court enter the proposed order filed
5 concurrently herewith.

6
7 Respectfully submitted,

8 Dated: December 15, 2023 _____ WINSTON & STRAWN LLP

9
10 By: /s/ E. Danielle T. Williams
11 E. Danielle T. Williams
12 Attorneys for Defendants
13 BANK OF AMERICA CORPORATION
14 and BANK OF AMERICA, N.A.

15
16 Dated: December 15, 2023 QUINN EMANUEL URQUHART &
17 SULLIVAN, LLP

18
19 By: /s/ Eric Huang
20 Eric Huang
21 Attorneys for Plaintiffs
22 NANTWORKS, LLC AND NANT
23 HOLDINGS IP, LLC

24
25 **FILER’S ATTESTATION**

26 I, E. Danielle T. Williams, am the ECF user whose ID and password were used
27 to file this JOINT STIPULATION AND PROPOSED ORDER TO ALLOW
28 DISCOVERY OUT OF TIME. Pursuant to L.R. 5-4.3.4(a)(2), I hereby attest that
counsel for Plaintiffs concurred in the content of this document and authorized the
filing of this document.

By: /s/ E. Danielle T. Williams