



Davis v. Meta Platforms, Inc.

2024 | Cited 0 times | D. Nevada | March 4, 2024

1 STIPULATION TO STAY DISCOVERY AND EXTEND TIME TO SUBMIT PROPOSED
DISCOVERY PLAN

AND SCHEDULING ORDER CASE NO. 2:23-CV-01352-APG-BNW 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15
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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

MATTHEW DAVIS, individually and on behalf of all others similarly situated,

Plaintiff, v. META PLATFORMS, INC.,

Defendant.

Case No. 2:23-cv-01352-APG-BNW



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STIPULATION TO STAY DISCOVERY AND EXTEND TIME TO SUBMIT PROPOSED DISCOVERY PLAN AND SCHEDULING ORDER

2 STIPULATION TO STAY DISCOVERY AND EXTEND TIME TO SUBMIT PROPOSED DISCOVERY PLAN

AND SCHEDULING ORDER CASE NO. 2:23-CV-01352-APG-BNW 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15
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Pursuant to Local Rules IA 6-1, 6-2, and Local Rule 7-1, and the Chamber Practices of the Honorable Andrew P. Gordon, Plaintiff Matthew Davis (“plaintiff”) and Defendant Meta Platforms, Inc. (“Meta”), by and through their respective counsel of record, hereby stipulate as follows: WHEREAS, this action was filed on August 30, 2023; WHEREAS, Meta filed a motion to dismiss the complaint on November, 10, 2023 (ECF 18);

WHEREAS, Meta’s motion to dismiss was fully briefed as of December 15, 2023 (ECF 28);
WHEREAS, on February 22, 2024, the Court directed the parties to submit a joint proposed discovery plan and scheduling order no later than March 6, 2024 (ECF 31);

WHEREAS, this case challenges Meta’s alleged receipt of information about plaintiff from the Nevada Department of Motor Vehicles website. Specifically, plaintiff alleges that because the Nevada Department of Motor Vehicles embedded the Meta Pixel on its website, Meta allegedly received information about plaintiff in violation of the Driver’s Privacy Protection Act, 18 U.S.C. § 2721. Given the complexity of Meta’s computing systems and networks, discovery in this matter will be highly complex; and

WHEREAS, the Court’s ruling on Meta’s motion to dismiss is potentially dispositive of the complaint in its entirety and is otherwise likely to clarify the scope of discovery and the issues of fact relevant to Plaintiff’s claims;

WHEREAS, Plaintiff and Meta have conferred and agree that all discovery obligations in this action should be stayed pending a ruling on Meta’s motion to dismiss the complaint, and that the deadline to file the joint proposed discovery plan and scheduling order should be extended to thirty days after the Court’s ruling on Meta’s motion to dismiss, if still necessary;

WHEREAS, this is the first stipulation for an extension of time to take discovery; NOW,
THEREFORE, Plaintiff and Meta hereby stipulate and agree, subject to the approval of the Court, to the following schedule:

1. All discovery obligations in this action, including the deadline to file the joint



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proposed discovery plan and scheduling order, are stayed until the Court enters a decision on Meta's pending motion to dismiss the complaint;

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AND SCHEDULING ORDER CASE NO. 2:23-CV-01352-APG-BNW 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 Gibson, Dunn & Crutcher LLP

2. The parties' deadline to submit a joint proposed discovery plan and scheduling order

shall be thirty (30) days after the Court enters a decision on Meta's pending motion to dismiss the complaint. IT IS SO STIPULATED.

Dated: March 1, 2024. DICKINSON WRIGHT PLLC /s/ Michael N. Feder MICHAEL N. FEDER (NV Bar No. 7332) Email: mfeder@dickinson-wright.com GABRIEL A. BLUMBERG (NV Bar No. 12332) Email: gblumberg@dickinson-wright.com 3883 Howard Hughes Parkway, Suite 800 Las Vegas, NV 89169 Telephone: (702) 550-4400

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IT IS SO ORDERED:

UNITED STATES MAGISTRATE JUDGE DATED: CASE NO.: 2:23-CV-01352-APG-BNW

