



## Ahern Rentals, Inc. v. Wade et al

2020 | Cited 0 times | D. Nevada | February 3, 2020

PATRICK H. HICKS, ESQ., Bar # 4632 AMY L. THOMPSON, ESQ., Bar # 11907 LITTLER MENDELSON, P.C. 3960 Howard Hughes Parkway Suite 300 Las Vegas, NV 89169-5937 Telephone: 702.862.8800 Fax No.: 702.862.8811 Emails: phicks@littler.com athompson@littler.com Attorneys for Plaintiff AHERN RENTALS, INC.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

AHERN RENTALS, INC.,

Plaintiff, vs. KEITH WADE, an individual; JESSIE WADE, an individual;  
EQUIPMENTSHARE.COM, INC.; DOES I-X, inclusive; and ROES I-X, inclusive,

Defendants.

Case No.: 2:20-cv-00094-JAD-VCF STIPULATION AND [PROPOSED] ORDER FOR  
PRELIMINARY INJUNCTION

Plaintiff, Ahern Rentals, Inc. ("Ahern"), and Defendants Keith Wade, Jessie Wade, and EquipmentShare.com, Inc. ("EquipmentShare") , by and through their undersigned counsel, and without admission, waiver, or acknowledgment of any claim, defense, or allegation by any party, and solely for the purpose of maintaining the status quo by mutual agreement of the parties, enter into the following stipulated preliminary injunction:

1. Keith Wade and Jessie Wade shall abide by the non-solicitation and confidentiality obligations of their Employment Agreements with Ahern until a final adjudication on the merits;

ECF Nos. 10, 15 2. EquipmentShare shall not direct or encourage the Wades to solicit Ahern employees and shall not direct or encourage the Wades to utilize any confidential or proprietary information of Ahern for the benefit of EquipmentShare, or to provide any such confidential information to EquipmentShare, to the extent the Wades are in possession of, or have access to, such confidential information, with such injunctive relief set forth in this paragraph lasting until a final adjudication on the merits;



## Ahern Rentals, Inc. v. Wade et al

2020 | Cited 0 times | D. Nevada | February 3, 2020

3. Keith Wade and Jessie Wade shall turn over to Ahern, and cease any use of, Ahern's confidential information, to the extent they are in possession of, or have access to, such confidential information and, to the extent Keith Wade or Jessie Wade have provided any such confidential information to EquipmentShare, EquipmentShare shall turn over to Ahern, and cease use of, that information.

4. Defendants shall preserve any and all paper and electronic data or information having any relevance or potential relevance to the allegations in or potential defenses to the allegations in the Complaint; and ///

///

///

///

///

5. Ahern will not be required to post any security or bond for the injunction.

Dated: January 31, 2020 Dated: January 31, 2020 Respectfully submitted,

/s/ Mitchell J. Langberg MITCHELL J. LANGBERG, ESQ. BROWNSTEIN HYATT FARBER  
SCHRECK MICHAEL E. BREWER, ESQ. (pro hac vice) BAKER & MCKENZIE LLP Attorneys for  
Defendant EQUIPMENTSHARE.COM INC.

Respectfully submitted,

/s/ Amy L. Thompson PATRICK H. HICKS, ESQ, ESQ. AMY L. THOMPSON, ESQ. LITTLER  
MENDELSON, P.C. Attorneys for Plaintiff AHERN RENTALS, INC.

Dated: January 31, 2020 Respectfully submitted,

/s/ Aviva Y. Gordon AVIVA Y. GORDON, ESQ. GORDON LAW Attorney for Defendants KEITH  
and JESSIE WADE

ORDER

IT IS SO ORDERED. Dated: \_\_\_\_\_, 2020.

\_\_\_\_\_  
4837-1732-4979.1 099283.1028 UNITED STATES DISTRICT COURT JUDGE



## Ahern Rentals, Inc. v. Wade et al

2020 | Cited 0 times | D. Nevada | February 3, 2020

### ORDER

Based on the parties' stipulation [ECF No. 15] and good cause appearing, IT IS SO ORDERED. The Emergency Motion for Preliminary Injunction [ECF No. 10] is DENIED as moot, and the 2/6/2020 hearing on that motion [ECF No. 11] is VACATED.

\_\_\_\_\_ U.S. District Judge Jennifer A. Dorsey Dated: February 3, 2020

