

**IN THE COURT OF COMMON PLEAS  
SUMMIT COUNTY, OHIO**

MEMBER WILLIAMS, et al.,

Plaintiffs,

v.

KISLING, NESTICO & REDICK, LLC, et  
al.,

Defendants.

Case No. 2016 09 3928

Judge James A. Brogan

**STIPULATED MOTION FOR EXTENSION  
TO MOVE OR PLEAD IN RESPONSE TO  
FOURTH AMENDED CLASS ACTION  
COMPLAINT**

Now come Plaintiffs and Defendants, Kisling, Nestico & Redick, LLC, Alberto R. Nestico, Robert Redick, Minas Floros, and Dr. Sam Ghoubril (collectively "Defendants"), and pursuant to Summit Loc.R. 7.13(C), hereby stipulate and respectfully move the Court for an Order granting Defendants an extension of time within which to move or plead in response to the Fourth Amended Class Action Complaint and state as follows:

1. Plaintiffs have moved this Court for leave to file a Fifth Amended Class Action Complaint ("Motion for Leave"). Certain Defendants have opposed the Motion, and briefing is not yet complete.

2. The parties have agreed and stipulated that Defendants shall have an extension of time of fourteen (14) days following the Court's ruling on Plaintiffs' pending Motion for Leave within which to move or plead in response to Plaintiffs' Fourth Amended Class Action Complaint, if necessary, and respectfully move this Court to enter an Order approving same. Defendants have not previously obtained an additional leave to respond.

3. Should the Motion for Leave be granted, the Ohio Rules of Civil Procedure will govern the timeframe within which Defendants shall move or plead in response to the Fifth Amended Class Action Complaint, if necessary.

WHEREFORE, based on the foregoing, the parties hereby respectfully move this Court for an Order granting the requested extension of time. A proposed order is being submitted herewith

/s/ Peter Pattakos (per e-mail approval 11-7-18)

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**CERTIFICATE OF SERVICE**

Pursuant to Civ.R. 5(B)(2)(f), the undersigned certifies that a copy of the foregoing STIPULATED MOTION FOR EXTENSION TO MOVE OR PLEAD IN RESPONSE TO FOURTH AMENDED CLASS ACTION COMPLAINT was filed electronically with the Court on this 7th day of November, 2018. The parties, through counsel, may access this document through the Court's electronic docket system.

/s/ James M. Popson  
James M. Popson (0072773)