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Spencer Cornelia, Cornelia Media LLC,
and Cornelia Education LLC

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

WEALTHY INC., and DALE BUCZKOWSKI,

Plaintiffs,

v.

SPENCER CORNELIA, CORNELIA MEDIA
LLC, and CORNELIA EDUCATION LLC,

Defendants.

Case No. 2:21-cv-01173-JCM-EJY

**DEFENDANTS SPENCER CORNELIA,
CORNELIA MEDIA, LLC, AND
CORNELIA EDUCATION, LLC'S
REPLY IN SUPPORT OF MOTION TO
STAY CASE**

Defendants Spencer Cornelia, Cornelia Media LLC, and Cornelia Education LLC (collectively, "Defendants") file this Reply in support of their Motion for to Stay this case (ECF No. 46).

When Plaintiffs filed this action, they knew what potential claims they had against Mr. Mulvehill and chose not to sue Mr. Mulvehill in this action. Plaintiffs waited until this case had already progressed significantly before filing their eventual suit against Mr. Mulvehill. They provide no reasonable explanation for this delay because no good faith excuse exists. The simple answer is that they delayed filing their claims against Mr. Mulvehill for strategic reasons – to prevent the Defendants in each action from being able to assert a unified defense. Further, it seems calculated that they failed to sue Mulvehill because they knew it would be nigh impossible to get

1 testimony from a resident of Brazil, but they waited until discovery was nearly over in this case in
2 order to try to hale him into court here. This was clever, but not something that should be rewarded.

3 Plaintiffs would prefer to maintain this unearned advantage and burden the Court with
4 parallel suits by keeping these cases separate, despite involving identical facts, identical claims,
5 and identical issues. However, as Plaintiffs concede, this Court has inherent authority to manage
6 its docket in a manner that encourages the just, speedy, and inexpensive determination of these
7 actions. *See Rowe v. Clark Cty. Sch. Dist.*, No. 2:16-CV-661 JCM (PAL), 2017 U.S. Dist. LEXIS
8 105914, at *9 (D. Nev. July 7, 2017) (citing *Dietz v. Bouldin*, 136 S. Ct. 1885, 1892, 195 L. Ed.
9 2d 161 (2016)); Fed. R. Civ. P. 1.

10 To briefly address Plaintiffs' arguments that Defendants' Motion should be denied outright
11 for violation of this Court's local rules, Defendants only note that Plaintiffs have misinterpreted
12 the Court's rule. Defendants did not wish to burden the Court with overcomplicated briefing on a
13 simple issue and maintain that judicial economy supports granting the requested relief. To that
14 end, Defendants submitted a brief memorandum. "The purpose of LR 7-2(a) is to prohibit a motion
15 from being filed separately from a memorandum of points and authorities." *Schrader v. Wynn*, No.
16 2:19-CV-2159 JCM (BNW), 2021 U.S. Dist. LEXIS 29340, at *9 (D. Nev. Feb. 17, 2021). Local
17 Rule 7-2(a) does not, however, require parties to provide elaborate briefing and lofty citations to
18 Cardozo, as Plaintiffs have chosen to do. The fact that Defendants declined to do so should not
19 preclude the granting of their requested relief.

20 In light of the foregoing, Defendants ask this Court to implement of a brief stay of this
21 action until the motions to dismiss for lack of personal jurisdiction filed by the defendants in the
22 related case of *Wealthy Inc. v. Mulvehill*, No. 2:22-cv-00740-JCM-EJY, are resolved.

1 Dated: September 16, 2022.

Respectfully Submitted,

/s/ Marc J. Randazza

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Case No. 2:21-cv-01173-JCM-EJY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 16, 2022, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I further certify that a true and correct copy of the foregoing document being served via transmission of Notices of Electronic Filing generated by CM/ECF.

/s/ Marc J. Randazza
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