

1 ROBERT W. FREEMAN
 Nevada Bar No. 3062
 2 E-Mail: Robert.Freeman@lewisbrisbois.com
 CHERYL A. GRAMES
 3 Nevada Bar No. 12752
 E-Mail: Cheryl.Grames@lewisbrisbois.com
 4 TARA U. TEEGARDEN
 Nevada Bar No. 15344
 5 Email: Tara.Teegarden@lewisbrisbois.com
 LEWIS BRISBOIS BISGAARD & SMITH LLP
 6 6385 S. Rainbow Boulevard, Suite 600
 Las Vegas, Nevada 89118
 7 702.893.3383
 FAX: 702.893.3789
 8 *Attorneys for Defendant State Farm Mutual
 Automobile Insurance Company*

9
 10 **UNITED STATES DISTRICT COURT**
 11 **DISTRICT OF NEVADA, SOUTHERN DIVISION**

12 ROSE DESIO,
 13
 Plaintiff,
 14
 vs.
 15
 STATE FARM MUTUAL AUTOMOBILE
 16 INSURANCE COMPANY; DOES I-V and
 ROES VI-X, inclusive
 17
 Defendants.
 18

CASE NO. 2:20-cv-1486-APG-NJK
**STIPULATION AND ORDER FOR
 EXTENSION OF TIME TO FILE
 RESPONSE TO PLAINTIFF’S MOTION
 FOR PARTIAL SUMMARY JUDGMENT**
 [Second Request]

19 DEFENDANT STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY
 20 (“Defendant”), by and through its counsel of record, the law firm of LEWIS BRISBOIS
 21 BISGAARD & SMITH LLP, and PLAINTIFF ROSE DESIO (“Plaintiff”), by and through her
 22 counsel of record, JESSE SBAIH & ASSOCIATES, LTD., hereby stipulate and agree that the
 23 time for Defendant to file its Response to Plaintiff’s Motion for Partial Summary Judgment be
 24 extended as set forth herein. Defendant State Farm’s Response is currently due December 16,
 25 2020. The parties hereby stipulate that the due date for Defendant’s Response be extended to
 26 December 21, 2020.

Reason for Extension

28 Plaintiff’s Motion for Partial Summary Judgment addresses a nuanced issue of law



1 regarding the enforceability of Defendant’s anti-stacking provision in the Nevada Car Policy it
2 issued to Plaintiff. Defendant requires additional time to address Plaintiff’s claims effectively
3 prior to filing its Response. This stipulation is made in good faith and not for the purpose of
4 delay.

5 This is the second extension of time requested for filing Defendant’s Response to
6 Plaintiff’s Motion for Partial Summary Judgment.

7 DATED this 11th day of December, 2020. DATED this 11th day of December, 2020.

8 LEWIS BRISBOIS BISGAARD & SMITH JESSE SBAlH & ASSOCIATES, LTD.

9	<u>/s/ Tara U. Teegarden</u>	<u>/s/ Jesse M. Sbaih</u>
10	ROBERT W. FREEMAN	JESSE M. SBAlH
	Nevada Bar No. 3062	Nevada Bar No. 7898
11	CHERYL A. GRAMES	INES OLEVIC-SALEH
	Nevada Bar No. 12752	Nevada Bar No. 11431
12	TARA U. TEEGARDEN	The District at Green Valley Ranch
	Nevada Bar No. 15344	170 South Green Valley Parkway, Suite 280
13	6385 S. Rainbow Boulevard, Suite 600	Henderson, Nevada 89012
	Las Vegas, Nevada 89118	Attorneys for Plaintiff
14	Attorneys for Defendant	

15
16 **ORDER**

17 IT IS SO ORDERED.

18 Dated this 14th day of December, 2020.

19
20 
21 _____
22 U.S. DISTRICT COURT JUDGE
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 11th day of December, 2020, I electronically filed the foregoing **SECOND STIPULATION AND ORDER FOR EXTENSION OF TIME TO FILE RESPONSE TO PLAINTIFF’S MOTION FOR PARTIAL SUMMARY JUDGMENT** with the Clerk of the Court through Case Management/Electronic Filing System.

Jesse M. Sbaih
Ines Olevic-Saleh
JESSE SBAIH & ASSOCIATES, LTD.
The District at Green Valley Ranch
170 South Green Valley Parkway, Suite 280
Henderson, Nevada 89012
isbaih@sbaihlaw.com
iolevic@sbaihlaw.com

Attorneys for Plaintiff

By */s/ Anne Cordell*
An Employee of LEWIS BRISBOIS BISGAARD
& SMITH LLP

Archived: Friday, December 11, 2020 8:54:35 AM

From: Teegarden, Tara

Sent: Thursday, December 10, 2020 10:06:20 PM

To: Cordell, Anne

Cc: Grames, Cheryl; Freeman, Kristen; Freeman, Robert

Subject: FW: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

Response requested: No

Sensitivity: Normal

Anne,

Can we get this filed? Thank you.

Tara

Tara U. Teegarden

Attorney

Las Vegas Rainbow

702.693.1716 or x7021716

From: Jesse Sbaih <jsbaih@sbaihlaw.com>

Sent: Thursday, December 10, 2020 7:16 PM

To: Teegarden, Tara <Tara.Teegarden@lewisbrisbois.com>

Cc: Grames, Cheryl <Cheryl.Grames@lewisbrisbois.com>; Cordell, Anne <Anne.Cordell@lewisbrisbois.com>; Bradley-Estrada, Mary <Mary.Bradley-Estrada@lewisbrisbois.com>; Freeman, Robert <Robert.Freeman@lewisbrisbois.com>; Freeman, Kristen <Kristen.Freeman@lewisbrisbois.com>; Ines <iolevic@sbaihlaw.com>; Jennifer Davidson <jdavidson@sbaihlaw.com>

Subject: RE: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

My pleasure! The SAO is good to go.

Best regards,

Jesse M. Sbaih, Esq.

JESSE SBaih & ASSOCIATES, LTD.

The District at Green Valley Ranch

170 South Green Valley Parkway, Suite 280

Henderson, Nevada 89012

Tel: (702) 896-2529

Fax: (702) 896-0529

The information contained in this email message is protected under the Electronic Communications Privacy Act, 18 U.S.C. 2310-2321, and may also be protected by attorney-client and/or the attorney/work product privileges. It is intended only for the use of the individual named above and the privileges are not waived by virtue of this having been sent by email. If the person actually receiving this email or any other reader of the email is not the named recipient, any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone at (702) 896-2529 and return the original message to us at jsbaih@sbaihlaw.com.

----- Original Message -----

Subject: RE: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

From: "Teegarden, Tara" <Tara.Teegarden@lewisbrisbois.com>

Date: Thu, December 10, 2020 4:23 pm

To: Jesse Sbaih <jsbaih@sbaihlaw.com>

Cc: "Grames, Cheryl" <Cheryl.Grames@lewisbrisbois.com>, "Cordell, Anne" <Anne.Cordell@lewisbrisbois.com>, "Bradley-Estrada, Mary" <Mary.Bradley-Estrada@lewisbrisbois.com>, "Freeman, Robert" <Robert.Freeman@lewisbrisbois.com>, "Freeman, Kristen"

<Kristen.Freeman@lewisbrisbois.com>, Ines <iolevic@sbaihlaw.com>, Jennifer Davidson <jdavidson@sbaihlaw.com>

Perfect. Thank you. I have attached the second draft SAO to extend the briefing schedule for your review. Please let me know if you have any edits you would like made. If not, do I have you permission to use your e-sig? Thank you again.

Tara



Tara U. Teegarden
Attorney
Tara.Teegarden@lewisbrisbois.com
T: 702.693.1716 F: 702.366.9563

6385 South Rainbow Blvd., Suite 600, Las Vegas, NV 89118 | LewisBrisbois.com

[Representing clients from coast to coast. View our locations nationwide.](#)

This e-mail may contain or attach privileged, confidential or protected information intended only for the use of the intended recipient. If you are not the intended recipient, any review or use of it is strictly prohibited. If you have received this e-mail in error, you are required to notify the sender, then delete this email and any attachment from your computer and any of your electronic devices where the message is stored.

From: Jesse Sbaih <jsbaih@sbaihlaw.com>
Sent: Thursday, December 10, 2020 2:25 PM
To: Teegarden, Tara <Tara.Teegarden@lewisbrisbois.com>
Cc: Grames, Cheryl <Cheryl.Grames@lewisbrisbois.com>; Cordell, Anne <Anne.Cordell@lewisbrisbois.com>; Bradley-Estrada, Mary <Mary.Bradley-Estrada@lewisbrisbois.com>; Freeman, Robert <Robert.Freeman@lewisbrisbois.com>; Freeman, Kristen <Kristen.Freeman@lewisbrisbois.com>; Ines <iolevic@sbaihlaw.com>; Jennifer Davidson <jdavidson@sbaihlaw.com>
Subject: RE: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

Hi Tara...I hope all is well. Sure.

Jesse M. Sbaih, Esq.
JESSE SBAIH & ASSOCIATES, LTD.
The District at Green Valley Ranch
170 South Green Valley Parkway, Suite 280
Henderson, Nevada 89012
Tel: (702) 896-2529
Fax: (702) 896-0529

The information contained in this email message is protected under the Electronic Communications Privacy Act, 18 U.S.C. 2310-2321, and may also be protected by attorney-client and/or the attorney/work product privileges. It is intended only for the use of the individual named above and the privileges are not waived by virtue of this having been sent by email. If the person actually receiving this email or any other reader of the email is not the named recipient, any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone at (702) 896-2529 and return the original message to us at jsbaih@sbaihlaw.com.

----- Original Message -----

Subject: RE: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline
From: "Teegarden, Tara" <Tara.Teegarden@lewisbrisbois.com>
Date: Thu, December 10, 2020 2:06 pm

To: Jesse Sbaih <jsbaih@sbaihlaw.com>
Cc: "Grames, Cheryl" <Cheryl.Grames@lewisbrisbois.com>, "Cordell, Anne" <Anne.Cordell@lewisbrisbois.com>, "Bradley-Estrada, Mary" <Mary.Bradley-Estrada@lewisbrisbois.com>, "Freeman, Robert" <Robert.Freeman@lewisbrisbois.com>, "Freeman, Kristen" <Kristen.Freeman@lewisbrisbois.com>, Ines <iolevic@sbaihlaw.com>, Jennifer Davidson <jdavidson@sbaihlaw.com>

Hi Jesse,

Hope you are having an enjoyable holiday season. Would you consider granting us an additional three day extension to the briefing scheduling for responding to Plaintiff's Motion for Partial Summary Judgment? This would leave us with a response date of December 21, 2020. The extension would be greatly appreciated and I would be happy to stipulate to additional time for your Reply. Please let us know. Thank you.

Best regards,

Tara



Tara U. Teegarden
Attorney
Tara.Teegarden@lewisbrisbois.com
T: 702.693.1716 F: 702.366.9563

6385 South Rainbow Blvd., Suite 600, Las Vegas, NV 89118 | LewisBrisbois.com

[Representing clients from coast to coast. View our locations nationwide.](#)

This e-mail may contain or attach privileged, confidential or protected information intended only for the use of the intended recipient. If you are not the intended recipient, any review or use of it is strictly prohibited. If you have received this e-mail in error, you are required to notify the sender, then delete this email and any attachment from your computer and any of your electronic devices where the message is stored.

From: Jesse Sbaih <jsbaih@sbaihlaw.com>
Sent: Monday, November 30, 2020 12:28 PM
To: Teegarden, Tara <Tara.Teegarden@lewisbrisbois.com>
Cc: Grames, Cheryl <Cheryl.Grames@lewisbrisbois.com>; Cordell, Anne <Anne.Cordell@lewisbrisbois.com>; Bradley-Estrada, Mary <Mary.Bradley-Estrada@lewisbrisbois.com>; Freeman, Robert <Robert.Freeman@lewisbrisbois.com>; Freeman, Kristen <Kristen.Freeman@lewisbrisbois.com>; Ines <iolevic@sbaihlaw.com>; Jennifer Davidson <jdavidson@sbaihlaw.com>
Subject: RE: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

Hi Tara...I hope you had a terrific Thanksgiving!

The draft SAO is fine. You may proceed with my e-signature.

Best regards,

Jesse M. Sbaih, Esq.
JESSE SBIAH & ASSOCIATES, LTD.
The District at Green Valley Ranch
170 South Green Valley Parkway, Suite 280
Henderson, Nevada 89012
Tel: (702) 896-2529
Fax: (702) 896-0529

The information contained in this email message is protected under the Electronic Communications Privacy Act, 18 U.S.C. 2310-2321, and may also be protected by attorney-client and/or the attorney/work product privileges. It is intended only for the use of the individual named above and the privileges are not waived by virtue of this having been sent by email. If the person actually receiving this email or any other reader of the email is not the named recipient, any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone at (702) 896-2529 and return the original message to us at jsbaih@sbaihlaw.com.

----- Original Message -----

Subject: RE: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

From: "Teegarden, Tara" <Tara.Teegarden@lewisbrisbois.com>

Date: Mon, November 30, 2020 11:29 am

To: "Jesse Sbaih, Esq." <jsbaih@sbaihlaw.com>

Cc: "Grames, Cheryl" <Cheryl.Grames@lewisbrisbois.com>, "Cordell, Anne"

<Anne.Cordell@lewisbrisbois.com>, "Bradley-Estrada, Mary"

<Mary.Bradley-Estrada@lewisbrisbois.com>, "Freeman, Robert"

<Robert.Freeman@lewisbrisbois.com>, "Freeman, Kristen"

<Kristen.Freeman@lewisbrisbois.com>, Ines <jolevic@sbaihlaw.com>,

Jennifer Davidson <jdavidson@sbaihlaw.com>

Good Morning,

Please find attached the draft SAO to extend the briefing schedule for your review. Please let me know if you have any edits you would like made. If not, do I have you permission to use your e-sig? Thank you.

Best regards,

Tara



Tara U. Teegarden

Attorney

Tara.Teegarden@lewisbrisbois.com

T: 702.693.1716 F: 702.366.9563

6385 South Rainbow Blvd., Suite 600, Las Vegas, NV 89118 | LewisBrisbois.com

[Representing clients from coast to coast. View our locations nationwide.](#)

This e-mail may contain or attach privileged, confidential or protected information intended only for the use of the intended recipient. If you are not the intended recipient, any review or use of it is strictly prohibited. If you have received this e-mail in error, you are required to notify the sender, then delete this email and any attachment from your computer and any of your electronic devices where the message is stored.

From: Jesse Sbaih, Esq. <jsbaih@sbaihlaw.com>

Sent: Wednesday, November 25, 2020 3:40 PM

To: Teegarden, Tara <Tara.Teegarden@lewisbrisbois.com>

Cc: Grames, Cheryl <Cheryl.Grames@lewisbrisbois.com>; Cordell, Anne <Anne.Cordell@lewisbrisbois.com>; Bradley-Estrada, Mary <Mary.Bradley-Estrada@lewisbrisbois.com>; Freeman, Robert <Robert.Freeman@lewisbrisbois.com>; Freeman, Kristen

<Kristen.Freeman@lewisbrisbois.com>; Ines <jolevic@sbaihlaw.com>; Jennifer Davidson <jdavidson@sbaihlaw.com>

Subject: Re: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

My pleasure! Happy Thanksgiving!

Jesse M. Sbaih, Esq.

Sent from my iPhone

On Nov 25, 2020, at 3:31 PM, Teegarden, Tara
<Tara.Teegarden@lewisbrisbois.com> wrote:

We appreciate the extension and will forward a request to extend the briefing schedule for your review on Monday. Thanks again.



Tara U. Teegarden

Attorney

Tara.Teegarden@lewisbrisbois.com

T: 702.693.1716 F: 702.366.9563

6385 South Rainbow Blvd., Suite 600, Las Vegas, NV 89118 | LewisBrisbois.com

[Representing clients from coast to coast. View our locations nationwide.](#)

This e-mail may contain or attach privileged, confidential or protected information intended only for the use of the intended recipient. If you are not the intended recipient, any review or use of it is strictly prohibited. If you have received this e-mail in error, you are required to notify the sender, then delete this email and any attachment from your computer and any of your electronic devices where the message is stored.

From: Jesse Sbaih <jsbaih@sbaihlaw.com>

Sent: Wednesday, November 25, 2020 1:51 PM

To: Teegarden, Tara <Tara.Teegarden@lewisbrisbois.com>

Cc: Games, Cheryl <Cheryl.Games@lewisbrisbois.com>; Cordell, Anne <Anne.Cordell@lewisbrisbois.com>; Bradley-Estrada, Mary <Mary.Bradley-Estrada@lewisbrisbois.com>; Freeman, Robert <Robert.Freeman@lewisbrisbois.com>; Freeman, Kristen <Kristen.Freeman@lewisbrisbois.com>

Subject: [EXT] RE: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

External Email

Sure!

Jesse M. Sbaih, Esq.
JESSE SBAIH & ASSOCIATES, LTD.
The District at Green Valley Ranch
170 South Green Valley Parkway, Suite 280
Henderson, Nevada 89012
Tel: (702) 896-2529
Fax: (702) 896-0529

The information contained in this email message is protected under the Electronic Communications Privacy Act, 18 U.S.C. 2310-2321, and may also be protected by attorney-client and/or the attorney/work product privileges. It is intended only for the use of the individual named above and the privileges are not waived by virtue of this having been sent by email. If the person actually receiving this email or any other reader of the email is not the named recipient, any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone at (702) 896-2529 and return the original message to us at jsbaih@sbaihlaw.com.

----- Original Message -----

Subject: Desio, Rose v. SFMAIC, et al. -Motion for Partial Summary Judgment Deadline

From: "Teegarden, Tara" <Tara.Teegarden@lewisbrisbois.com>

Date: Wed, November 25, 2020 1:38 pm

To: Jesse Sbaih <jsbaih@sbaihlaw.com>

Cc: "Grames, Cheryl" <Cheryl.Grames@lewisbrisbois.com>, "Cordell, Anne" <Anne.Cordell@lewisbrisbois.com>, "Bradley-Estrada, Mary" <Mary.Bradley-Estrada@lewisbrisbois.com>, "Freeman, Robert" <Robert.Freeman@lewisbrisbois.com>, "Freeman, Kristen" <Kristen.Freeman@lewisbrisbois.com>

Good Afternoon Jesse,

Would you consider a one week extension to the briefing schedule for responding to Plaintiff's Motion for Partial Summary Judgment? This would leave us at a response date of December 16, 2020. Please let us know. Thank you.

Best regard,

Tara



Tara U. Teegarden
Attorney
Tara.Teegarden@lewisbrisbois.com
T: 702.693.1716 F: 702.366.9563

6385 South Rainbow Blvd., Suite 600, Las Vegas, NV 89118 | LewisBrisbois.com

[Representing clients from coast to coast. View our locations nationwide.](#)

This e-mail may contain or attach privileged, confidential or protected information intended only for the use of the intended recipient. If you are not the intended recipient, any review or use of it is strictly prohibited. If you have received this e-mail in error, you are required to notify the sender, then delete this email and any attachment from your computer and any of your electronic devices where the message is stored.