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17 *Attorneys for Plaintiff*  
 18 *GreenBroz, Inc.*

19 **UNITED STATES DISTRICT COURT**  
 20 **DISTRICT OF NEVADA**

21 GREENBROZ, INC., a Nevada  
 22 corporation,  
 23  
 24 Plaintiff,  
 25  
 26 v.  
 27  
 28 GREEN VAULT SYSTEMS, LLC; a  
 Washington limited liability company,  
 Defendant.

**Case No.: 2:20-cv-02008-RFB-BNW**

**JOINT DISCOVERY PLAN AND  
 SCHEDULING ORDER**

**SPECIAL SCHEDULING REVIEW  
 REQUESTED**

Pursuant to the Court’s Order (ECF No. 24), Fed. R. Civ. P. 26(f), and Local Rule 26-1, the respective parties conducted a discovery planning conference on February 10, 2021, and conferred several times after the Court issued an order on Defendant’s motion to dismiss was

1 issued on September 10, 2021. The Parties request a special scheduling review pursuant to  
2 L.R. 26-1(a) and hereby submit to the court the following proposed Discovery Plan and  
3 Scheduling Order.  
4

5 **STATEMENT REGARDING REQUEST FOR SPECIAL SCHEDULING REVIEW**

6 The Parties request a special scheduling review because on February 25, 2021, the  
7 Court stayed discovery in this proceeding pending an order on the Defendant's Motion to  
8 Dismiss. On September 10, 2021, the Court issued an order denying Defendant's Motion to  
9 Dismiss. The Parties have proposed deadlines that provide sufficient time to complete the  
10 anticipated discovery and that avoid conflicts with counsels' other cases.  
11

12 **DISCOVERY PLAN AND SCHEDULE**

13  
14 **I. DISCOVERY AND EXPERTS**

15 **A. Rule 26(a)(1) Disclosures**

16 The Parties will exchange initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1) by  
17 October 11, 2021.  
18

19 **B. Subject of Discovery, Completion of Discovery, and Phased Discovery**

20 Plaintiff's Statement: Plaintiff intends to conduct discovery related to the agreement  
21 between Plaintiff and Defendant regarding the sale of Defendant's products. Plaintiff also  
22 intends to conduct discovery related to the revenues, sales, and profits of Defendant's products.  
23 Plaintiff intends to propound requests for production of documents, interrogatories, requests  
24 for admission, and deposition testimony. Plaintiff does not believe that discovery needs to be  
25 phased with the exception that Plaintiff believes that Defendant should provide financial  
26 information concerning sales of the Defendant's products prior to any settlement conference  
27  
28

1 or mediation.

2        Defendant’s Statement: Defendant will seek discovery showing that plaintiff  
3 knowingly sells equipment for marijuana processing and distribution, has no enforceable  
4 contract, did not comply with the alleged contract, suffered no damages, and owes defendant  
5 monies for converting and reselling defendant’s equipment without compensation and  
6 interfering in an equipment sale.  
7

8  
9        **C. Discovery of Electronically Stored Information**

10        The parties do not perceive this to be a complex case and do not anticipate that  
11 discovery of electronically stored information (“ESI”) will be extensive. Accordingly, the  
12 parties propose to exchange responsive ESI in Optical Character Recognition (OCR)  
13 searchable PDF file format. The parties may want to seek production of e-emails in native  
14 formats to ease searchability. The parties will accommodate reasonable requests for native  
15 versions of specific documents produced by the producing party.  
16

17  
18        **D. Protective Order**

19        The parties anticipate filing a stipulated protective order for this case.

20        **E. Limitations on Discovery**

21        The parties agree that the normal limitations on the number of interrogatories as  
22 provided by Federal Rules of Civil Procedure and the Local Rules should apply to this case  
23 (25 per party). The parties anticipate each conducting 3-9 depositions, plus expert depositions.  
24

25        **F. Expert Discovery**

26        The parties propose a deadline for expert disclosures on March 11, 2022.  
27  
28

1 **II. SIGNIFICANT MOTIONS**

2 **A. Amendments to the Pleadings and Adding Parties**

3 The parties propose a deadline for filing amended pleadings or adding parties on  
4 January 14, 2022.

5 **B. Dispositive Motions**

6 The parties propose a deadline for filing dispositive motions on July 22, 2022.

7 **III. JOINT PRETRIAL ORDER AND DISCLOSURES**

8 The parties propose a deadline for filing a joint pretrial order on September 9, 2022.

9 **IV. ALTERNATIVE DISPUTE RESOLUTION**

10 The Parties have met and conferred about the possibility of alternative dispute  
11 resolution (“ADR”).

12 Plaintiff’s Statement: Plaintiff is agreeable to participate in ADR, specifically a  
13 settlement conference or mediation, but believes that ADR will be more productive after  
14 Plaintiff receives financial information concerning sales of the Defendant’s products.

15 Defendant’s Statement: Defendant has and continues to be willing to participate in  
16 early ADR.

17 **V. ALTERNATIVE FORMS OF CASE DISPOSITION**

18 The parties have considered trial by a magistrate judge and use of the Short Trial  
19 Program, and do not consent to either.

1 **VI. PROPOSED SCHEDULE**

2

Event	Proposed Deadlines
1. Discovery Cut-Off	June 23, 2022
2. Amending the Pleadings and Adding Parties	January 14, 2022
3. Disclosure of Rule 26(a)(2) Disclosures (experts)	March 11, 2022
4. Dispositive Motions filing deadline	July 22, 2022
5. Joint Pretrial Order	September 9, 2022
6. Fed. R. Civ. P. 26(a)(3) Disclosures (witness and exhibit lists)	September 9, 2022

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16 Dated: September 23, 2021

Respectfully submitted,


BUCHE & ASSOCIATES, P.C.

18 **Order**

19 IT IS ORDERED that ECF  
20 No. 28 is DENIED. The parties  
21 are directed to review Local Rule  
22 26-1 and file a new proposed  
23 discovery plan and scheduling  
24 order that complies with this rule  
25 by 10/1/2021.

*/s/ John K. Buche*  
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LEAH MARTIN LAW

24 IT IS SO ORDERED  
DATED: 11:10 am, September 24, 2021  
  
BRENDA WEKSLER  
UNITED STATES MAGISTRATE JUDGE

*/s/ Kevin Hejmanowski*  
Kevin Hejmanowksi  
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*GreenBroz, Inc.*

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Dated: September 23, 2021

KEMP JONES, LLP

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