

1 DENNIS M. PRINCE
 Nevada Bar No. 5092
 2 KEVIN T. STRONG
 Nevada Bar No. 12107
 3 **PRINCE LAW GROUP**
 10801 W. Charleston Boulevard
 4 Suite 560
 Las Vegas, NV 89135
 5 Tel: (702) 534-7600
 Fax: (702) 534-7601
 6 Email: eservice@thedplg.com
 Attorneys for Plaintiffs
 7 *Salvador Plascencia and*
Kyle Hail
 8

9 **UNITED STATES DISTRICT COURT**
 10 **DISTRICT OF NEVADA**

11 SALVADOR PLASCENCIA, individually;
 12 and KYLE HAIL,
 13
 Plaintiffs,
 14
 vs.
 15
 HARTFORD FIRE INSURANCE
 16 COMPANY, a Connecticut Corporation;
 17 DOES, I through X, inclusive; ROE
 18 BUSINESS ENTITIES, I through X,
 inclusive,
 19
 Defendants.

Case No.: 2:22-cv-01420-GMN-VCF

**STIPULATION AND ORDER TO
 EXTEND DISCOVERY DEADLINES**
(Second Request)

21 IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs
 22 SALVADOR PLASCENCIA and KYLE HAIL, through their counsel of record, Dennis
 23 M. Prince and Kevin T. Strong of PRINCE LAW GROUP and Defendant HARTFORD
 24 FIRE INSURANCE COMPANY, through its counsel of record, Darren T. Brenner and
 25 Stephanie Garabedian of WRIGHT, FINLAY & ZAK, LLP, that the discovery deadlines
 26 in this matter shall be extended ninety (90) days pursuant to LR 26-3. This is the parties'
 27 second request for an extension of the discovery deadlines. The parties set forth the
 28 following information in support of their stipulation.



I.

DISCOVERY COMPLETED TO DATE**A. FRCP 26(a) Disclosures and Supplements**

<u>Title</u>	<u>Date Served</u>
Plaintiffs' Initial Disclosure of Documents and Witnesses Pursuant to FRCP 26(a)(1)	Nov. 30, 2022
Hartford Fire Insurance Company's Initial Disclosure of Witnesses and Documents Pursuant to FED. R. CIV. P. RULE 26.1(a)(1)	Dec. 5, 2022
Plaintiffs' First Supplement to Their Initial Disclosure of Documents and Witnesses Pursuant to FRCP 26(a)(1)	Jan. 27, 2023
Hartford Fire Insurance Company's First Supplemental Disclosure of Witnesses and Documents Pursuant to FED. R. CIV. P. RULE 26.1(a)(1)	April 17, 2023
Plaintiffs' Second Supplement to Their Initial Disclosure of Documents and Witnesses Pursuant to FRCP 26(a)(1)	May 12, 2023
Hartford Fire Insurance Company's Second Supplemental Disclosure of Witnesses and Documents Pursuant to FED. R. CIV. P. RULE 26.1(a)(1)	June 28, 2023
Plaintiffs' Third Supplement to Their Initial Disclosure of Documents and Witnesses Pursuant to FRCP 26(a)(1)	June 29, 2023

B. Written Discovery

<u>Title</u>	<u>Date Served</u>
Plaintiff Salvador Plascencia's First Set of Interrogatories to Defendant Hartford Fire Insurance Company	Feb. 8, 2023
Plaintiff Kyle Hail's First Set of Interrogatories to Defendant Hartford Fire Insurance Company	Feb. 8, 2023
Plaintiffs' First Set of Interrogatories to Defendant Hartford Fire Insurance Company	Feb. 8, 2023
Hartford Fire Insurance Company's First Set of Interrogatories to Plaintiff Salvador Plascencia	Mar. 13, 2023
Hartford Fire Insurance Company's First Set of Requests for Production of Documents to Plaintiff Salvador Plascencia	Mar. 13, 2023
Hartford Fire Insurance Company's First Set of Requests for Admissions to Plaintiff Salvador Plascencia	Mar. 13, 2023
Hartford Fire Insurance Company's First Set of Interrogatories to Plaintiff Kyle Hail	Mar. 13, 2023
Hartford Fire Insurance Company's First Set of Requests for Production of Documents to Plaintiff Kyle Hail	Mar. 13, 2023
Hartford Fire Insurance Company's First Set of Requests for Admissions to Plaintiff Kyle Hail	Mar. 13, 2023
Hartford Fire Insurance Company's Responses to Plaintiff Salvador Plascencia's First Set of Interrogatories	April 17, 2023



1	Hartford Fire Insurance Company's Responses to Plaintiff Kyle Hail's First Set of Interrogatories	April 17, 2023
2	Hartford Fire Insurance Company's Responses to Plaintiffs Salvador Plascencia and Kyle Hail's First Set of Requests for Production of Documents	April 17, 2023
3	Plaintiff Salvador Plascencia's Answers to Defendant Hartford Fire Insurance Company's First Set of Interrogatories	May 10, 2023
4	Plaintiff Salvador Plascencia's Responses to Defendant Hartford Fire Insurance Company's First Set of Requests for Production of Documents	May 10, 2023
5	Plaintiff Salvador Plascencia's Responses to Defendant Hartford Fire Insurance Company's First Set of Requests for Admissions	May 10, 2023
6	Plaintiff Kyle Hail's Answers to Defendant Hartford Fire Insurance Company's First Set of Interrogatories	May 10, 2023
7	Plaintiff Kyle Hail's Responses to Defendant Hartford Fire Insurance Company's First Set of Requests for Production of Documents	May 10, 2023
8	Plaintiff Kyle Hail's Responses to Defendant Hartford Fire Insurance Company's First Set of Requests for Admissions	May 10, 2023

14 **C. Depositions**

<u>Deponent</u>	<u>Date</u>
Plaintiff Salvador Plascencia	June 30, 2023

17 **II.**

18 **DISCOVERY TO BE COMPLETED**

19 1. Plaintiffs will take the depositions of Defendant's relevant claims
20 handling personnel who were involved in the investigation, evaluation, and handling
21 of their respective underinsured motorist claims.

22 2. Plaintiffs will take the deposition of the FRCP 30(b)(6) witness for
23 Defendant.

24 3. Defendant will take the deposition of Plaintiff Kyle Hail on July 20, 2023.

25 4. The parties will retain and disclose initial expert witnesses and rebuttal
26 expert witnesses.

27 5. The parties will depose their respective expert witnesses.

1 July 13, 2023. The parties’ requested extension of the discovery deadlines will allow
 2 Plaintiffs to review the documents produced and to file any motion practice regarding
 3 the scope and substance of Defendant’s production in advance of the depositions of
 4 Defendants’ claims handling personnel.

5 “[D]istrict courts . . . retain broad discretion to control their dockets”
 6 *Shahrokhi v. Harter*, No. 2:21-cv-01126-RFB-NJK, 2021 U.S. Dist. LEXIS 247936, at *4
 7 (D. Nev. Dec. 30, 2021). To prevail on a request to extend discovery deadlines, the parties
 8 must establish good cause. *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 608-09
 9 (9th Cir. 1992). For the reasons set forth above, the parties respectfully submit that good
 10 cause supports their requested stipulation for a ninety (90) day extension of the
 11 discovery deadlines. The parties’ requested extension of the discovery deadlines is not
 12 made in bad faith or to cause any unnecessary delays in the resolution of this matter.

13 **IV.**

14 **PROPOSED SCHEDULE FOR COMPLETING DISCOVERY**

	<u>Current Date</u>	<u>Proposed Date</u>
15 Amend Pleadings and Add Parties:	July 3, 2023	Closed
16 Initial Expert Disclosures:	August 3, 2023	November 3, 2023
17 Rebuttal Expert Disclosures:	September 5, 2023	December 4, 2023¹
18 Close of Discovery:	October 2, 2023	January 2, 2024²
19 Dispositive Motions	November 1, 2023	February 1, 2024
20 Joint Pretrial Order	December 1, 2023	March 4, 2024³
21 . . .		If dispositive motions are filed, the deadline for filing the joint pretrial order will be suspended until 30 days after decision on the dispositive motions or further court order.
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23 . . .		
24 . . .		

25 ¹ The actual deadline falls on Sunday, December 3, 2023.

26 ² The actual deadline falls on Sunday, December 31, 2023. Additionally, Monday,
 27 January 1, 2024 is a holiday.

28 ³ The actual deadline falls on Saturday. March 2, 2024.



1 Based on the foregoing, the parties respectfully request this Court grant their
2 Stipulation and Order to Extend Discovery Deadlines (Second Request).

3 DATED this 7th day of July, 2023.

DATED this 7th day of July, 2023.

4 **PRINCE LAW GROUP**

WRIGHT, FINLAY & ZAK, LLP

5

6

7 /s/ Kevin T. Strong

/s/ Darren T. Brenner

8 DENNIS M. PRINCE

DARREN T. BRENNER

9 Nevada Bar No. 5092

Nevada Bar No. 8386

10 KEVIN T. STRONG

STEPHANIE GARABEDIAN

11 Nevada Bar No. 12107

Nevada Bar No. 9612

12 10801 W. Charleston Boulevard

7785 W. Sahara Avenue

13 Suite 560

Suite 200

14 Las Vegas, Nevada 89135

Las Vegas, Nevada 89117

15 Tel: (702) 534-7600

Tel: (949) 477-5050

16 Fax: (702) 534-7601

Fax: (702) 946-1345

17 Attorneys for Plaintiffs

Attorneys for Defendant

18 *Salvador Plascencia and*

Hartford Fire Insurance Company

19 *Kyle Hail*

20

ORDER

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IT IS SO ORDERED.

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7-19-2023

24 DATED: _____

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UNITED STATES MAGISTRATE JUDGE

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