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 7 Mall LLC

8  
 9 **UNITED STATES DISTRICT COURT**  
 10 **DISTRICT OF NEVADA**

11 ELIZABETH TUCKER, individually,

12 Plaintiff,

13 v.

14 IMI MIRACLE MALL LLC DBA MIRACLE  
 MILE SHOPS, a Foreign Limited-Liability  
 15 Company; and DOES I through X, inclusive,

16 Defendants.

Case No. 2:23-cv-01794-JAD-DJA

**STIPULATION AND ~~PROPOSED~~ ORDER  
 TO EXTEND DISCOVERY DEADLINES**

**(FIRST REQUEST)**

17  
 18 IT IS HEREBY STIPULATED AND AGREED, between the parties and their attorneys  
 19 of record, that **the current discovery deadlines relating to be extended approximately three**  
 20 **(3) months**, pursuant to Local Rule 26-1(b).

21 **I.**  
**DISCOVERY COMPLETED TO DATE**

- 22
- 23 1. The parties have conducted the FRCP 26.1 Early Case Conference.
  - 24 2. The parties have produced their respective Lists of Witnesses and Documents, and  
 25 supplements thereto pursuant to FRCP 26(a).
  - 26 3. Plaintiff has propounded discovery to Defendant.
  - 27 4. Defendant has propounded discovery to Plaintiff.
  - 28 5. Plaintiff has responded to Defendant's discovery requests.

1 7. Defendant has responded to Plaintiff's discovery requests.

2 **II.**

3 **DISCOVERY THAT REMAINS TO BE COMPLETED**

4 1. Deposition of Plaintiff.

5 2. Deposition of Defendant IMI Miracle Mall LLC's 30(b)(6) witness(es).

6 3. Plaintiff's FRCP 35 Examination.

7 4. Deposition(s) of Plaintiff's treating physicians.

8 5. Deposition of other percipient witnesses.

9 6. Initial expert disclosures.

10 7. Rebuttal expert disclosures.

11 8. Depositions of experts.

12 9. Issuing subpoenas to additional third-parties, including Plaintiff's medical  
13 providers (if any).

14 10. Additional written discovery (if necessary).

15 11. Any remaining discovery the parties deem relevant and necessary as discovery  
16 continues.

17 **III.**

18 **REASONS THE PARTIES REQUEST TO EXTEND THE DISCOVERY DEADLINES**

19 The parties aver, pursuant to Local Rule 26-3, that good cause exists for the following  
20 requested extension. This Request for an extension of time is not sought for any improper  
21 purpose other purpose of delay. Good cause exist as a new party ECS FEDERAL, LLC has been  
22 named by Plaintiff. Service upon this respondent occurred on March 5, 2024. ECS FEDERAL,  
23 LLC's answer is due on or before March 26, 2024. For the reasons set forth more fully below, it  
24 is necessary to continue to deadlines so the new party can appear in the case and participate in  
25 the the deposition and IME of Plaintiff can be completed prior to the initial expert disclosure  
26 deadlines.

27 **Extension or Modification of The Discovery Plan and Scheduling Order.**

28 LR 26-3 governs modifications or extension of the Discovery Plan and Scheduling

1 Order. Any stipulation or motion to extend or modify that Discovery Plan and Scheduling Order  
 2 must be made no later than twenty-one (21) days before the expiration of the subject deadline  
 3 and must comply fully with LR 26-3. If the stipulation is made less than twenty-one (21) days  
 4 before the expiration of a deadline, the parties must show a good cause exist. As stated above  
 5 good cause exist as a new party ECS FEDERAL, LLC has been named by Plaintiff. Service upon  
 6 this respondent occurred on March 5, 2024. ECS FEDERAL, LLC's answer is due on or before  
 7 March 26, 2024

8 <b>Discovery Deadline</b>	<b>Current Deadline</b>	<b>Proposed Deadline</b>
9 Motion to Amend/Add Parties	March 26, 2024	June 26, 2024
10 Initial Expert Disclosures	April 25, 2024	July 25, 2024
11 All Rebuttal Expert Disclosures	May 28, 2024	August 28, 2024
12 Discovery Cut-Off Date	June 24, 2024	September 24, 2024
13 Dispositive Motions	July 24, 2024	October 24, 2024

15 The parties represent this Stipulation is sought in good faith and not interposed for delay  
 16 or any other improper purpose.

17 The Dated this 27<sup>th</sup> day of March, 2024.

Dated this 27<sup>th</sup> day of March, 2024.

18 **MAROLA & RUIZ LAW GROUP PLLC**

**TYSON & MENDES LLP**

20 /s/ Yvonne Ruiz  
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 22 YVONNE RUIZ  
 Nevada Bar No: 14111  
 23 8975 South Pecos Road, Suite 6B  
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 24 *Attorneys for Plaintiff*

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 LLC*

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**IT IS SO ORDERED** that the parties' stipulation to extend discovery deadlines (ECF No. 22) is GRANTED.



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UNITED STATES MAGISTRATE JUDGE

DATED: 3/28/2024

**From:** [Yvonne Ruiz](#)  
**To:** [Griffith Hayes](#)  
**Cc:** [Stefania Rota Scalabrini](#); [Heidi Brown](#)  
**Subject:** RE: Tucker v. IMI Miracle Mile LLC et. al. ( TM 23-3388)  
**Date:** Wednesday, March 20, 2024 3:19:50 PM  
**Attachments:** [image001.png](#)  
[2024.03.20 SAO to extend \(A7343468xDBB43\).docx](#)

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Attached is my redline revision. If you are agreeable, then you can affix my electronic signature.

Sincerely,

**\*Please note our new office address\***

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**From:** Griffith Hayes <[ghayes@TysonMendes.com](mailto:ghayes@TysonMendes.com)>  
**Sent:** Wednesday, March 20, 2024 11:30 AM

**To:** Yvonne Ruiz <yvonne@marzolaruizlaw.com>

**Cc:** Stefania Rota Scalabrini <SRotascalabrini@TysonMendes.com>; Heidi Brown <HBrown@TysonMendes.com>

**Subject:** Tucker v. IMI Miracle Mile LLC et. al. ( TM 23-3388)

Hi Yvonne,

Here is the proposed stipulation extending the dates by about 3 months. Let me know if this is approved.

Thanks. Griff