

1 MORRIS PETERSON  
Steve Morris, Bar No. 1543  
2 Email: sm@morrislawgroup.com  
3 Ryan Lower, Bar No. 9108  
Email: rml@morrislawgroup.com  
4 900 Bank of America Plaza  
300 South Fourth Street  
5 Las Vegas, Nevada 89101  
Telephone: (702) 474-9400  
6 Facsimile: (702) 474-9422

7 Jeff M. Golub (admitted pro hac vice)  
8 Email: jgolub@brsfirm.com  
BECK, REDDEN & SECREST, L.L.P.  
9 1221 McKinney Street, Suite 4500  
Houston, Texas 77010  
10 Telephone: (713) 951-3700  
11 Facsimile: (713) 951-3720

12 Attorneys for Defendant  
Autoliv ASP, Inc.

13 UNITED STATES DISTRICT COURT  
14 DISTRICT OF NEVADA

15 NICOLE THOMPSON, SHIRLEY THOMPSON,  
16 and DENNIS THOMPSON,

17 Plaintiffs,

18 vs.

19 AUTOLIV SAFETY TECHNOLOGY INC., a  
Delaware Corporation; TRW AUTOMOTIVE U.S.  
20 LLC, a Delaware Corporation licensed in Nevada,  
DOE DEFENDANTS I-X and ROE  
21 CORPORATIONS I-X, inclusive,

22 Defendants.

) Case No. 2:09-cv-01375-PMP-LRL

) **SECOND STIPULATED AMENDED**  
) **DISCOVERY PLAN AND**  
) **SCHEDULING ORDER**  
) **REGARDING DAMAGES EXPERT**  
) **DEADLINES**

) **(SECOND REQUEST)**

23  
24 Pursuant to Local Rule 26-4 of the United States District Court of Nevada, Plaintiffs,  
25 Defendant Autoliv ASP, Inc. and Defendant TRW Automotive U.S., LLC hereby submit this  
26 Second Stipulated Amended Discovery Plan and Scheduling Order Regarding Damages Expert  
27 Deadlines, as follows:  
28

1 The current Discovery Plan and Scheduling Order dated May 12, 2010, (Doc #39)  
2 provides, among other deadlines, the following schedule regarding expert disclosures:  
3

4 <b>Event</b>	<b>Current Deadline</b>
5 Expert Disclosures	September 16, 2010
6 Rebuttal Expert Disclosures	November 1, 2010

7 In this Stipulation, the parties request a limited extension of the current deadlines for  
8 damages/causation/medical related experts. The parties do not request any other changes to the  
9 current Scheduling Order. To date the parties have been diligently engaging in pretrial discovery.  
10 These are some of discovery tasks undertaken to date<sup>1</sup>:

- 11 • The parties have exchanged Fed. R. Civ. P. 26(a)(I) Initial Disclosures.
- 12 • Plaintiffs provided supplemental Fed. R. Civ. P. 26(a)(I) Initial Disclosures.
- 13 • Plaintiffs responded to written discovery requests from TRW and Autoliv.
- 14 • Defendants TRW and Autoliv ASP responded to written discovery requests from  
15 Plaintiffs.
- 16 • Defendant TRW has served non-party subpoenas on several of Plaintiffs' medical  
17 providers to obtain updated medical records.
- 18 • Defendant Autoliv ASP served a non-party subpoena on Chrysler Group and obtained  
19 documents in response related to the previous litigation brought by Plaintiff against  
20 Chrysler arising out of the same incident.
- 21 • Defendant Autoliv ASP served non-party subpoenas to obtain employment and education  
22 records related to Plaintiff Nicole Thompson.
- 23 • Defendants TRW and Autoliv ASP deposed each of the Plaintiffs.
- 24 • Plaintiffs deposed a Rule 30(b)(6) representative of Autoliv ASP
- 25 • Plaintiffs deposed a Rule 30(b)(6) representative of TRW.

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27  
28 <sup>1</sup> By listing these tasks, no party hereby stipulates to the completeness of any other party's  
discovery responses, including depositions.

1           Despite those diligent efforts, the parties agree that additional discovery remains to be  
 2 completed, including but not limited to obtaining complete updated medical records pertaining to  
 3 Plaintiffs' treatment. Plaintiffs recently indicated that there are additional medical providers from  
 4 which records have not yet been obtained. It is unclear exactly when those records will be  
 5 produced by the medical providers. In light of these circumstances, Plaintiffs and Defendants  
 6 agree that additional time is necessary to prepare and furnish damages, causation and medical-  
 7 related expert disclosures. Accordingly, the parties request the Court enter an Amended  
 8 Scheduling Order that extends the expert disclosure dates for damages/causation/medical-related  
 9 experts as follows:

Event	Previous deadlines	New deadlines for damages/causation/medical experts only
Expert Disclosures	September 16, 2010	October 22, 2010
Rebuttal Expert Disclosures	November 1, 2010	December 7, 2010

14           The parties do not request any changes to the current deadlines for any other experts,  
 15 including all liability experts. Thus, initial expert disclosures for liability experts will still be due  
 16 September 16, 2010, and rebuttal liability expert disclosures will still be due November 1, 2010.  
 17 All other deadlines in the May 12, 2010, Stipulated Discovery Plan and Scheduling Order remain  
 18 unchanged.

19           These modifications to the current Scheduling Order are not sought for the purpose of  
 20 delay or to frustrate the progress of this case, and are sought only to give all parties a limited  
 21 amount of additional time to coordinate and complete the necessary discovery to prepare and  
 22 present damages/causation/medical expert witness disclosures in this case. As the court has not  
 23 yet set a trial date in this case, permitting the parties the above limited extensions to the current  
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 28

1 Scheduling Order will neither interfere with any existing pre-trial obligations nor delay the  
2 progress of this case for trial. IT IS SO STIPULATED.

3 EDWARD J. ACHREM & ASSOCIATES

MORRIS PETERSON

4  
5 By: /s/ Edward J. Achrem

6 Edward J. Achrem, Bar No. 2281  
7 512 South Tonopah Drive, #100  
8 Las Vegas, Nevada 89106  
9 *Attorney for Plaintiffs*

By: /s/ Ryan Lower

Steve Morris, Bar No. 1543  
Ryan Lower, Bar No. 9108  
900 Bank of America Plaza  
300 South Fourth Street  
Las Vegas, Nevada 89101

10 Jeff M. Golub (admitted pro hac vice)  
11 BECK, REDDEN & SECREST, L.L.P.  
12 1221 McKinney Street, Suite 4500  
13 Houston, Texas 77010  
14 *Attorneys for Defendant Autoliv ASP, Inc.*

11 WEINSTEIN TIPPETTS & LITTLE LLP

12 By: /s/ David R. Tippetts

13 David R. Tippetts (admitted pro hac vice)  
14 Katheryne R. MarDock (admitted pro hac vice)  
15 WEINSTEIN TIPPETTS & LITTLE LLP  
16 7660 Woodway, Suite 500  
17 Houston, Texas 77063

18 MICHAEL E. STOBERSKI, ESQ.

Nevada Bar No. 004762

OLSON CANNON GORMLEY & DESRUISSEAUX

9950 West Cheyenne Avenue

Las Vegas, Nevada 89129

*Attorneys for Defendant TRW Automotive U.S. LLC*

19 IT IS SO ORDERED this 3rd day of Sept., 2010.



UNITED STATES MAGISTRATE JUDGE