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 14 COUNTY OF CLARK

13 UNITED STATES DISTRICT COURT
 14 DISTRICT OF NEVADA

15 SAFETY MUTUAL CASUALTY
 16 CORPORATION,

Case No. 2:10-cv-00426-PMP-PAL

17 Plaintiff,

18 vs.

19 COUNTY OF CLARK, and DOES 1
 20 through 50, inclusive,

21 Defendants.

22 CLARK COUNTY, NEVADA,

23 Counterclaimant,

24 vs.

25 SAFETY MUTUAL CASUALTY
 26 CORPORATION,

27 Counterdefendant.
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1 **JOINT EMERGENCY MOTION AND STIPULATION AND ORDER TO EXTEND**
2 **DISCOVERY DEADLINE [FOURTH REQUEST]**

3 Pursuant to our prior Stipulation and Order requesting the extension of a discovery deadline
4 filed June 30, 2011 (#23), and this Court's Order entered by the U.S. Magistrate on July 7, 2011
5 (#25), the parties fully expected to complete all discovery in this matter by August 26, 2011. As
6 part of this process, a number of depositions were scheduled during the final full week of August 23,
7 2011 which included the closing depositions of Clark County's representatives Elizabeth Ayers and
8 Deputy District Attorney Clifford Jeffers, Clark County also completed the deposition of Plaintiff's
9 experts on Wednesday, August 24, 2011 and Thursday, August 25, 2011.

11 As part of this process and due to a Rule 29 Stipulation and Order regarding the disclosure
12 of certain privilege materials, it was anticipated that Plaintiff would be designating Mr. Carl
13 Reynolds, Senior Vice-President of Claims, as the last deposition to be taken and completed in this
14 action.

16 Clark County had also served a corresponding Notice of Deposition in accordance with the
17 provisions of Rule 30(b)(6) with Mr. Carl Reynolds as the designated deponent.

18 In conjunction with both the Joint Agreement and Stipulation, Mr. Reynolds agreed to fly
19 from St. Louis, Missouri for his deposition to be taken in Las Vegas no later than September 1, 2011
20 since the week of August 22, 2011 had been consumed with the remaining depositions in question.
21 However, in advance of two days of his departure, Mr. Reynolds ascertained that his medical
22 condition made it prudent for him to fly to Vegas especially since he was undergoing continuing
23 treatment for his condition.
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1 extended for an additional 60 days for the sole and exclusive purpose of completing his deposition.
2 It is anticipated that Mr. Reynolds will be able to travel or undergo his deposition within this time
3 frame. Both parties submit that good cause exists to extend the discovery for additional 60 days in
4 light of this deponent's medical condition.
5

6 In accordance with Local Court Rule 26-4, the parties provide the following information:

7 Beyond those items which are first noted in the parties' joint submission of April 15, 2011,
8 and the subsequent joint submission of June 30, 2011, the following additional deposition discovery
9 has been completed:

- 10 1. July 28, 2011, an initial deposition session of Clifford Jeffers, Deputy District
11 Attorney (Civil Division);
- 12 2. On August 1, 2011, Plaintiff took and completed the deposition of Defendant's trial
13 expert, Peter Kochenburger;
- 14 3. On Thursday, August 4, 2011, Plaintiff took the deposition of Gail Brooks, a claims
15 adjuster for the relevant third-party administrator for Clark County's Workers'
16 Compensation Claims (CDS CompFirst; Nevada Administrators; and Sierra Nevada
17 Administrators);
- 18 4. On August 23, 2011, Plaintiff took the last deposition of Elizabeth Ayres (the Clark
19 County Workers' Compensation Coordinator);
- 20 5. On Wednesday, August 24, 2011, Defendant took the deposition of Plaintiff's expert,
21 Jill Lynne, Esq.;
- 22 6. On August 25, 2011, Defendant took the deposition of Plaintiff's expert, Gary
23 Jennings; and
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1 Finally, the parties request that the deadline to file dispositive motions and/or to submit the
2 Joint Pretrial Order be extended for an additional 90 days upon the following revision to the
3 discovery plan and scheduling order:

- 4 (1) Discovery cutoff to be extended to October 25, 2012;
5
6 (2) Dispositive motions deadline to be extended to November 23, 2011; and
7
8 (3) Joint Pretrial Order deadline to be extended to December 23, 2011.

8 DATED this 7th day of September 2011. DATED this 7th day of September 2011.

9 THORNDAL, ARMSTRONG, DELK,
10 DELK, BALKENBUSH & EISINGER

OLSON, CANNON, GORMLEY
& DESRUISSEAUX

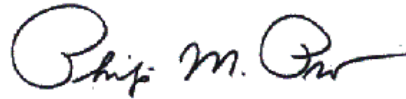
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18 **ORDER**

19 IT IS SO ORDERED.

20 DATED this 8th day of September, 2011.

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23 PHILIP M. PRO
24 United States District Judge
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