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**REQT**  
M. Craig Murdy, State Bar No. 007108  
[murdy@lbbslaw.com](mailto:murdy@lbbslaw.com)  
**LEWIS BRISBOIS BISGAARD & SMITH LLP**  
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Attorneys for Defendant Aces High Management, LLC d/b/a Saddle West Hotel, Casino and RV Resort

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

KATHLEEN McDERMED,  
  
Plaintiff,  
  
vs.  
  
ACES HIGH MANAGEMENT d/b/a  
SADDLE WEST HOTEL, CASINO and RV  
RESORT; ROE CORPORATIONS I-X,  
inclusive, and JOHN DOES I-X, inclusive,  
  
Defendants.

CASE NO.: 2:10-cv-1087-RLH-LRL

**REQUEST FOR EXCEPTION**

Pursuant to this Court's July 8, 2011 Order Scheduling Settlement Conference, Defendant Aces High Management, LLC d/b/a Saddle West Hotel, Casino and RV Resort respectfully request an exception to the Settlement Conference Attendance requirements. Saddle West is insured pursuant to a policy of insurance issued by American Zurich Insurance Company. See Exhibit 1, Common Policy Declarations. The policy is subject to a self-insured retention of \$100,000.00. See Exhibit 2, Self-Insured Retention Endorsement. Approximately \$75,000.00 remains of the self-insured retention. Settlement decisions within the self-insured retention will be made by Saddle West. Saddle West

1 representative Don Hampton will attend the settlement conference in person. Saddle West  
2 would request that the American Zurich representative, Jani Lehane be allowed to attend th  
3 settlement conference via telephone.

4 DATED this 18<sup>th</sup> day of August, 2011.

5 **LEWIS BRISBOIS BISGAARD & SMITH, LLP**

6 */s/ M. Craig Murdy*

7 \_\_\_\_\_  
8 M. Craig Murdy  
9 Attorneys for Defendant Aces High Management, LLC  
10 d/b/a Saddle West Hotel, Casino and RV Resort

11 **CERTIFICATE OF MAILING**

12 Pursuant to NRCP 5(b), I certify that I am an employee of LEWIS BRISBOIS  
13 BISGAARD & SMITH, and that on this 18th day of August, 2011, an electronic copy of the  
14 foregoing **REQUEST FOR EXCEPTION** was served on the person identified below **via the**  
15 **U.S. District Court file and serve program:**

16  
17 Cal J. Potter, III, Esq.  
18 John C. Funk, Esq.  
19 Potter Law Offices  
20 1125 Shadow Lane  
21 Las Vegas, NV 89102

22 */s/ Becky Finnell*

23 \_\_\_\_\_  
24 Employee of Lewis Brisbois Bisgaard & Smith, LLP  
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Defendants.

CASE NO.: 2:10-cv-1087-RLH-LRL

**ORDER**

THIS MATTER having come before the Court on a Request for Exemption and good cause appearing,

IT IS HEREBY ORDERED allowing American Zurich representative, Jani Lehane, to attend the August 26, 2011 Settlement Conference via telephone.

DATED: 8-19-11

\_\_\_\_\_  
U.S. Magistrate Judge