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

11 DAVID BRIGHAM YOUNG,	Case No. 2:12-cv-00091-KJD-GWF
12 Plaintiff,	
13 v.	
14 MERCURY CASUALTY COMPANY,	
15 Defendant.	

16
 17 **STIPULATION AND ORDER**

18 COME NOW, Plaintiff DAVID BRIGHAM YOUNG, through his attorney of
 19 record, Barbara I. Johnston, Esq., and Defendant MERCURY CASUALTY COMPANY,
 20 by and through its attorneys, HAGER & DOWLING, P.C., and hereby submit this
 21 stipulation and order to the Court to extend the briefing schedule on the cross motions for
 22 summary judgment filed by the parties, docket numbers [146](#) and [149](#).

23 The reason for the continued briefing schedule is that Plaintiff’s counsel, Barbara
 24 Johnston, recently underwent medical treatment upon admission to a hospital for an
 25 ongoing health issue. This has seriously impacted her ability to prepare a timely response
 26 to the motion for summary judgment filed by Mercury, as well as to deal with any
 27 resulting opposition filed to Mr. Young’s motion. The Court previously granted a motion
 28 brought by Mr. Young on largely the same basis to continue the dispositive motion

1 deadline¹, but the parties only received notice after or shortly before they filed their
2 motions on the then-existent deadline of July 14.² The parties seek the Court provide them
3 with the relief afforded by its earlier order continuing the deadline to file the motions for
4 summary judgment by extending the deadline to file oppositions and replies.

5 The parties propose a new opposition deadline of August 24, 2015, with reply briefs
6 due on September 8, 2015. The parties propose a new deadline of August 10, 2015 for
7 Plaintiff's counsel to file an opposition to Mercury's Motion *in Limine*, docket number
8 [145](#).

9 Additionally, the parties seek consolidation of the hearings on the dual motions
10 related to Dr. Alan Berman, docket numbers [139](#) and [145](#). The basis for this request is the
11 extensive overlap facts and issues presented in the competing motions. A single hearing
12 on this matter is in the interests of all parties and the Court in reducing the number of
13 appearances and hearings held.

14
15 Dated: July 27, 2015

JOHNSTON & ASSOCIATES

16 By: /s/ Barbara I. Johnston, Esq.
17 Barbara I. Johnston, Esq.
18 NV Bar # 3748
19 8309 Shad Bush Avenue
20 Las Vegas, NV 89140
21 *Attorney for Plaintiff*

22 Dated: July 27, 2015

HAGER & DOWLING

23 By: /s/ Benjamin J. Carman, Esq.
24 Benjamin J. Carman
25 NV Bar # 12775
26 4045 Spencer Street, Suite 408
27 Las Vegas, NV 89119
Attorney for Defendant

28 ¹ Docket No. [143](#)
² See Docket No. 147

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ORDER

IT IS SO ORDERED this 3rd day of August, 2015.



RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE