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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**
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7 ZAN KORBA,

8 Plaintiff,

9 vs.

10 HARTFORD UNDERWRITERS INSURANCE
11 COMPANY,

12 Defendant.

Case No. 2:12-cv-01391-GMN-PAL

ORDER

13 The parties requested an informal discovery dispute resolution conference. Michael Hall and
14 Jake Smith appeared telephonically on behalf of the Plaintiff. Kimberly Hyson appeared telephonically
15 on behalf of the Defendant.


16 At a hearing held June 11, 2013, the court granted Defendant's motion to compel Plaintiff to
17 participate in an independent medical evaluation with Dr. Duke and required the parties to meet and
18 confer to schedule the IME on the first mutually available date consistent with the discovery plan and
19 scheduling order deadlines. The court indicated that it would grant relief from the discovery plan and
20 scheduling order if the doctor could not conduct the IME prior to the expiration of discovery. The
21 parties have arranged a September 4, 2013, IME with Dr. Duke, which is the earliest possible date
22 available on his calendar. Plaintiff requested relief from the discovery plan and scheduling order
23 deadlines for the limited purpose of allowing Dr. Duke to conduct his IME and serve a written report.
24 Defense counsel requested that the court extend all of the discovery plan and scheduling order
25 deadlines, including the deadline to disclose other experts, so that all expert reports would be due at the
26 same time.

27 The court advised the parties that the existing discovery plan and scheduling order deadlines
28 shall remain in effect except for the deadline for Dr. Duke to conduct his independent medical

1 examination which was extended until September 4, 2013. Dr. Duke shall have thirty days in which to
2 submit a report, and Plaintiff will have thirty days thereafter to depose Dr. Duke, and to serve an
3 rebuttal expert report.

4 **IT IS ORDERED** the existing discovery plan and scheduling order deadlines shall apply with
5 the exception of the independent medical examination to be conducted by Dr. Duke on September 4,
6 2013. Defendant shall have until October 4, 2013, in which to serve Plaintiff with Dr. Duke's report.
7 Plaintiff shall have until November 4, 2013, in which to complete Dr. Duke's deposition and serve any
8 rebuttal report.

9 Dated this 26th day of June, 2013.

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12 Peggy A. Leen
13 United States Magistrate Judge
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