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12 *Attorneys for Plaintiff, Antoinette Delisse*

13 **UNITED STATES DISTRICT COURT**
 14 **DISTRICT OF NEVADA**

15 ANTOINETTE DELISSE,)	
)	
16 Plaintiff,)	Case No. 2:13-cv-00780-RFB-PAL
v.)	
17 STATE FARM MUTUAL AUTOMOBILE)	STIPULATION AND ORDER TO
18 INSURANCE COMPANY; DOES I - V)	CONTINUE JURY TRIAL CURRENTLY
and ROES VI - X, inclusive,)	SET FOR JANUARY 7, 2019 & TO
)	EXTEND TIME FOR PLAINTIFF TO
19 Defendants.)	FILE OPPOSITIONS TO DEFENDANT'S
)	MOTIONS IN LIMINE
20)	(First Request)

21 **STIPULATION AND ORDER TO CONTINUE JURY TRIAL CURRENTLY**
 22 **SET FOR JANUARY 7, 2019 & TO EXTEND TIME FOR PLAINTIFF TO**
 23 **FILE OPPOSITIONS TO DEFENDANT'S MOTIONS IN LIMINE**

23 COME NOW the parties, by and through their respective undersigned counsel and file this
 24 Stipulation & Order to Continue the Trial currently set for January 7, 2019 and to Extend the Time
 25 for Plaintiff to File Oppositions to Defendants Motions in Limine (ECF 32-ECF42) Pursuant to
 26 Local Rules IA 6-1 and 16-3, and in support thereof show the Court as follows:

27 **I. FACTUAL BACKGROUND**

28 A Jury Trial in this matter is currently scheduled to resume on January 7, 2019. Plaintiff's

1 Trial counsel Gus W. Flangas, Esq., has recently been caring for his father who is in the later stages
2 of Parkinson's and Alzheimers. The doctor's have indicated that it could be days or it could be a few
3 months before he passes, but Mr. Flangas needs to be able to be at his father's bedside at a moment's
4 notice when the time comes. As such, he cannot be in the middle of a Trial, especially a jury trial
5 and have to leave on a moments notice to get to his father. Mr. Flangas explained this to
6 Defendant's counsel who has graciously agreed to stipulate to moving the Trial to either the week
7 of March 4, 2019; March 25, 2109; April 8, 2019; April 15, 2019; or April 22, 2019, based on the
8 Court's availability. Therefore, the parties respectfully request that the Court enter an Order vacating
9 the January 7, 2019 Trial date and resetting the Jury Trial in accordance with one of the foregoing
10 proposed dates.

11 Additionally, in light of the upcoming jury trial, Defendant filed six (6) Motions in Limine
12 ECF 32, 34, 36, 38, 40 and 42 on December 7, 2018. Plaintiff would have until December 24, 2018
13 to file any Opposition. However, in light of the parties agreement to move the Trial Date, the parties
14 also stipulate to extending the time to file the Oppositions to the motions in Limine in accordance
15 with the new date the Court picks for the Trial. So by way of example, if the Court were to choose
16 the week of April 22, 2019 for the Trial, the date for filing the motions would be artificially set as
17 March 22, 2019 which would make the Oppositions due on April 8, 2019. Therefore the parties
18 stipulate to extending the due date for the Oppositions to a date in the future to be determined based
19 on the scheduling of the Jury Trial.

1 No previous requests or extensions for request for continuance of Jury Trial or request for
2 extension of time in which to file the Opposition to the Motions in Limine in this matter have been
3 requested.

4 Dated this 12th day of December, 2018

Dated this 12th day of December, 2018

5
6 
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/s/ Matthew J. Wagner, with permission

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DENNETT WINSPEAR, LLP

1 Case No: 2:13-cv-00780-RFB-PAL

2 Case Name: Delisse v. State Farm

3 **ORDER**

4 Based on the foregoing Stipulation of the Parties:

5 **IT IS ORDERED** that the Jury Trial in this matter currently set for January 7, 2019 be
6 vacated and be reset to the 8th day of April, 2019 at 9:00 AM .

7 **IT IS FURTHER ORDERED** that any Opposition to the Motions in Limine shall be
8 due on the 15th day of March, 2019.

9 IT IS FURTHER ORDERED that Calendar call set for January 2, 2019 at 2:00 PM is
10 vacated and reset to April 2, 2019 at 3:00 PM.

11
12 Respectfully Submitted by:

13
14 
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11
12 

13
14 RICHARD F. BOULWARE, II
15 UNITED STATES DISTRICT JUDGE

16 DATED: December 27, 2018.

Jessica Peterson

From: Matt Wagner [mwagner@dennettwinspear.com]
Sent: Wednesday, December 12, 2018 12:30 PM
To: Jessica Peterson
Cc: 'Christian Gabroy'; gwf@fdlawlv.com
Subject: RE: SAO

It looks okay to me. Go ahead and e-sign on my behalf. Thank you.

MATTHEW J. WAGNER, ESQ.
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From: Jessica Peterson <jkp@fdlawlv.com>
Sent: Wednesday, December 12, 2018 12:08 PM
To: Matt Wagner <mwagner@dennettwinspear.com>
Cc: 'Christian Gabroy' <christian@gabroy.com>; gwf@fdlawlv.com
Subject: SAO

Matt:
Per our conversation yesterday here is the SAO. Christian and I had missed each other's phone calls that I would be handling this so I apologize for any confusion on your end re: the e-mail you received from him. Please review and let me know if you have any changes or revisions to this, if you do not please send me an e-mail indicating that I have permission to utilize your electronic signature, so that I can get it on file. Thank you again for your professional courtesy regarding this matter.

Sincerely
Jessica

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