Howard v. Foster et al

1	ADAM PAUL LAXALT		
2	Attorney General Frank A. Toddre II (Bar No. 11474)		
3	Senior Deputy Attorney General State of Nevada Office of the Attorney General 555 E. Washington Avenue, Suite 3900		
4			
5	Las Vegas, NV 89101 (702) 486-3149 (phone)		
6	(702) 486-3773 (fax) <u>ftoddre@ag.nv.gov</u>		
7	Attorneys for Defendants Sean Bloomfield		
8	Aaron Dicus, and Gustavo Sanchez		
9	UNITED STATES DISTRICT COURT		
10	DISTRICT OF NEVADA		
11	REGINALD HOWARD,	CASE NO. 2:13-cv-01368-RFB-NJK	
12	Plaintiff,	STIPULATION TO EXTEND CERTAIN	
13	vs.	POST-TRIAL DEADLINES PENDING POSSIBLE RESOLUTION OF	
14	S. FOSTER, et al.,	MATTER	
15	Defendants.	(Second Request)	

Defendants, Sean Bloomfield, Aaron Dicus, and Gustavo Sanchez, by and through counsel, Attorney General Adam Paul Laxalt, and Senior Deputy Attorney General Frank A. Toddre II, of the State of Nevada, Office of the Attorney General, along with Plaintiff Reginald Howard, by and through his attorneys, Margaret A. McLetchie and Alina M. Shell, of the law firm McLetchie Law and hereby agree and stipulate to extend certain posttrial deadlines.

First, the deadline for Plaintiff to submit a proposed order with underlying documentation as to fees and costs pursuant to 42 U.S.C. § 1988. (ECF No. 142) shall be extended from November 19, 2018 to December 21, 2018.

Second, Defendants have filed a Motion for Reconsideration under Rule 59. (ECF No. 145). Plaintiff's deadline to respond to that Motion shall be extended from December 18, 2018 to January 17, 2019.

Third, Defendants have filed a Limited Objection to the Bill of Costs filed by Plaintiff on September 20, 2018 (ECF No. 146). Plaintiff's reply, if any, to any Objection shall be extended from November 13, 2018 until December 21, 2018.

This Stipulation is not sought for any improper purpose or other purpose of delay, but in the interest of effectively representing both parties' interests in this matter. The parties are currently discussing settlement and wish to reduce the accumulation of attorney's fees.

Counsel has been working further to resolve outstanding appellate matters relating to Howard's Appeal in Ninth Circuit Case No. 18-16969. Lastly, Counsel for Defendants will be out of jurisdiction from November 13, 2018 until November 22, 2018, and will not have any access to e-mail or State files.

12 || IT IS SO STIPULATED.

1

 $\mathbf{2}$

3

4

 $\mathbf{5}$

6

7

8

9

10

11

21

22

23

24

25

26

27

28

¹³ DATED this 13^{th} day of November, 2018.

14/s/ Alina M. Shell MARGARET A. MCLETCHIE 15Nevada Bar No. 10931 ALINA M. SHELL 16 Nevada Bar No. 11711 MCLETCHIE LAW 17701 East Bridger Ave., Suite 520 Las Vegas, NV 89101 18(702) 728-5300 maggie@nvlitigation.com 19 Attorneys for Plaintiff Reginald Howard 20

DATED this 13th day of November, 2018.

<u>/s/ Frank A. Toddre II</u> ADAM PAUL LAXALT Nevada Bar No.12426 FRANK A. TODDRE II Nevada Bar No. 11474 OFFICE OF THE ATTORNEY GENERAL Bureau of Litigation – Public Safety Division 555 E. Washington Ave., Suite 3900 Las Vegas, NV 89101 (702) 486-3149 ftoddre@ag.nv.gov Attorneys for Defendants

<u>ORDER</u>

IT IS SO ORDERED.

DATED: November 26, 2018.

RICHARD F. BOULWARE, II United States District Judge