

1 Kym Samuel Cushing, Esq.  
 Nevada Bar No. 4242  
 2 Douglas M. Rowan, Esq.  
 Nevada Bar No. 4736  
 3 **WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP**  
 300 South Fourth Street, 11th Floor  
 4 Las Vegas, Nevada 89101  
 (702) 727-1400; FAX (702) 727-1401  
 5 [kym.cushing@wilsonelser.com](mailto:kym.cushing@wilsonelser.com)  
[douglas.rowan@wilsonelser.com](mailto:douglas.rowan@wilsonelser.com)  
 6 *Attorneys for Defendant TARGET CORPORATION*

7  
 8 **UNITED STATES DISTRICT COURT**  
 9 **DISTRICT OF NEVADA**

10 GEORGE PHILLIPS, individually,

CASE NO.: 2:14-cv-00468-JCM-CHM

11 Plaintiff,

12 vs.

13 TARGET CORPORATION f/n/a DAYTON  
 HUDSON CORPORATION d/b/a TARGET  
 14 STORE T826; JOHN DOE and/or JANE DOE;  
 DOES I through X and ROE CORPORATIONS I  
 15 through X, inclusive,

16 Defendants

17 **STIPULATION AND ORDER FOR DISMISSAL OF ENTIRE CASE WITH PREJUDICE**

18 Plaintiff GEORGE PHILLIPS (“Plaintiff”), by and through his counsel of record FARHAN  
 19 R. NAQVI, ESQ., of NAQVI INJURY LAW, and Defendant TARGET CORPORATION  
 20 (“Defendant”), by and through its counsel of record, KYM SAMUEL CUSHING, ESQ., of  
 21 WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP, hereby stipulate and agree to the  
 22 following:

- 23 1. Defendant hereby withdraws its Bill of Costs [Doc. #34] and Notice of Corrected  
 24 Image/Document re: 34 Bill of Costs by Defendant Target Corporation [Doc. #35] and  
 25 will not otherwise pursue costs against Plaintiff.  
 26 2. In consideration of Defendant’s agreement not to pursue costs against Plaintiff as set  
 27 forth herein, Plaintiff agrees to waive any rights to appeal the Order [Doc. #32] granting  
 28

1 Defendant's Motion for Summary Judgment [Doc. #29] or the associated Judgment in a  
2 Civil Case [Doc. #33].

3 3. Plaintiff hereby withdraws Plaintiff's Motion to Extend Time to File Notice of Appeal  
4 Pursuant to F.R.A.P. 4(a)(5) [Doc. #37] as moot.

5 4. This action shall be dismissed in its entirety, with prejudice, each party to bear their own  
6 fees and costs.

7 DATED this 15<sup>th</sup> day of September, 2015.

DATED this 10<sup>th</sup> day of September, 2015.

8 **WILSON, ELSER, MOSKOWITZ,**  
9 **EDELMAN & DICKER LLP**

**NAQVI INJURY LAWYERS**

10  
11 BY: 

12 Kym Samuel Cushing, Esq.  
13 Nevada Bar No. 004242  
14 Douglas M. Rowan, Esq.  
15 Nevada Bar No. 004736  
16 300 South Fourth Street, 11th Floor  
17 Las Vegas, Nevada 89101  
18 Attorneys for Defendant  
19 TARGET CORPORATION

BY: /s/ Elizabeth Coleman

Farhan R. Naqvi, Esq.  
Nevada Bar No. 008589  
Elizabeth E. Coleman, Esq.  
Nevada Bar No. 012350  
9500 W. Flamingo Road, Suite 104  
Las Vegas, NV 89147  
Attorney for Plaintiff GEORGE PHILLIPS

16 **ORDER**

17 IT IS SO ORDERED.

18 DATED September 15, 2015.

19  
20   
U.S. DISTRICT COURT JUDGE

21 Prepared and Respectfully Submitted by:

22 **WILSON, ELSER, MOSKOWITZ, EDELMAN**  
23 **& DICKER LLP**

24 BY: 

25 Kym Samuel Cushing, Esq.  
26 Nevada Bar No. 004242  
27 Douglas M. Rowan, Esq.  
28 Nevada Bar No. 004736  
300 South Fourth Street, 11th Floor  
Las Vegas, Nevada 89101  
Attorneys for Defendant Target Corporation