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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 J.M. and I.M., minors by and through  
 16 their natural parent and guardian,  
 17 JESSICA HARGROVE,

CASE NO.: 2:14-cv-01197-JAD-NJK

18 Plaintiffs,

19 vs.

20 ANDREA HERNANDEZ; WALDO  
 21 HERNANDEZ; ANITA MOODY; LISA  
 22 BROCHU; KIM KALLAS; LISA RUIZ-LEE;  
 23 PAULA HAMMACK; DOE Individuals I-X;  
 24 ROE CLARK COUNTY DEPARTMENT OF  
 25 FAMILY SERVICES EMPLOYEES XI-XX,  
 26 individually and in their official  
 27 capacities; COUNTY OF CLARK, a  
 28 political subdivision of the State of  
 Nevada; and ZOE CORPORATIONS XXI-  
 XXX,

**STIPULATION AND ORDER TO  
 EXTEND DISCOVERY  
 (SECOND REQUEST)**

Defendants.

Pursuant to FRCP 6 and FRCP 26, the parties, by and through their  
 respective counsel of record, hereby stipulate and agree to jointly move this  
 Court for an Order to:



- 1 1. Extend the discovery cut-off deadline from 08/07/15 to 12/07/15;
- 2 2. Extend the last date to amend pleadings and add parties from
- 3 05/11/15 to 09/08/15;
- 4 3. Extend the date for FRCP 26(a)(2) disclosures (experts) from 06/08/15
- 5 to 10/08/15;
- 6 4. Extend the date to disclose rebuttal expert witnesses from 07/08/15 to
- 7 11/09/15;
- 8 5. Extend the date to file dispositive motions from 09/08/15 to 01/06/16;
- 9 6. Extend the date to file the Interim Status Report from 06/08/15 to
- 10 10/08/15;
- 11 7. Extend the date to file the Joint Pre-Trial Order from 10/08/15 to
- 12 02/05/16; and
- 13 8. Extend the date to file Pre-Trial Disclosures or objections to the Pre-
- 14 Trial Order from 11/06/15 to 03/07/16.

15 **I. DISCOVERY COMPLETED**

16 Defendants, Anita Moody; Kim Kallas; Lisa Ruiz-Lee; Paula Hammack; and  
17 County of Clark, provided their Initial Witness and Document Disclosure  
18 Pursuant to FRCP 26(a)(1) on September 23, 2014, and have since provided eight  
19 supplemental disclosures. Plaintiffs provided their Initial Witness and Document  
20 Disclosure Pursuant to FRCP 26(a)(1) on September 24, 2014, and has since  
21 provided one additional disclosure. Defendant, Lisa Brochu, provided her Initial  
22 Witness and Document Disclosure Pursuant to FRCP 26(a)(1) on September 29,  
23 2014, and has since provided two supplemental disclosures.

1 Plaintiffs propounded written discovery on Defendant, County of Clark,  
2 and Defendant responded. Plaintiffs propounded written discovery on  
3 Defendant, Lisa Brochu, and Defendant responded. Defendant, County of Clark,  
4 propounded written discovery on Plaintiff, Jessica Hargrove. Plaintiff has  
5 responded to the Requests for Admission; the remaining responses are due June  
6 4, 2015.  
7

8 Defendant Anita Moody and Defendant Lisa Brochu have been deposed.  
9 The parties have also corresponded regarding the availability of the remaining  
10 Defendants for their depositions.  
11

## 12 **II. GROUNDS FOR DISCOVERY EXTENSION:**

13 Default was entered against Defendants, Andrea and Waldo Hernandez, on  
14 August 21, 2014. (Dkt # 15.) After the remaining parties answered and  
15 conducted discovery for several months, counsel for Mr. and Mrs. Hernandez  
16 appeared. The Default was officially set aside on April 27, 2015. (Dkt # 28.) Mr.  
17 and Mrs. Hernandez answered Plaintiff's Complaint and County of Clark's Cross-  
18 Complaint on April 28, 2015. Subsequently, Defendant Brochu filed a Motion for  
19 Leave to Amend Answer to Assert a Crossclaim against Mr. and Mrs. Hernandez  
20 as well.  
21

22 Meanwhile, all parties, including Mr. and Mrs. Hernandez, have been  
23 diligently conducting discovery in this case. Defendants disclosed several  
24 thousand pages of records.  
25

26 Additionally, Defendants have designated almost 250 witnesses in their  
27 disclosures, and it is unclear at this time which witnesses will need to be  
28 deposed.

1           Therefore, the parties hereby stipulate and request that this Court extend  
2 discovery in the above-captioned case for another 120 days, up to and including  
3 December 7, 2015.

4           The parties recognize that this proposed extension is being sought less  
5 than twenty-one (21) days before the first upcoming deadline, the deadline for  
6 FRCP 26(a)(2) disclosures (experts). However, in the interests of fairness to the  
7 Hernandez Defendants, all parties agree that there is good cause to extend this  
8 deadline, and the remaining discovery deadlines. The parties first agreed to this  
9 extension two weeks ago, but with this many parties and attorneys involved, it  
10 took time to confirm specific details of the extension and stipulation.  
11

12           **III. DISCOVERY THAT REMAINS TO BE COMPLETED:**

13           A. Plaintiffs:

- 14           1. Plaintiffs would like to take the depositions of Defendants, Kim  
15 Kallas, Lisa Ruiz-Lee, Paula Hammack, Andrea Hernandez, and  
16 Waldo Hernandez; and additional witnesses disclosed by  
17 Defendants;  
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19           2. Plaintiffs will propound written discovery upon Defendants,  
20 Andrea Hernandez and Waldo Hernandez; and  
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22           3. Plaintiffs require additional time to designate experts and  
23 consider rebuttal experts.

24           B. Defendants:

- 25           1. Defendants would like to take the deposition of the Plaintiff;  
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27           2. Defendants require additional time to potentially designate  
28 experts and consider rebuttal experts; and



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8. Extend the date to file Pre-Trial Disclosures or objections to the Pre-Trial Order from 11/06/15 to 03/07/16.

DATED this 26th day of May, 2015.  
GANZ & HAUF

DATED this 26th day of May, 2015.  
OLSON, CANNON, GORMLEY, ANGULO & STOBERSKI

/s/ Jason Lather  
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*Attorney for Defendants, County of Clark; Anita Moody; Kim Kallas; Lisa Ruiz-Lee; and Paula Hammack*

DATED this 26 day of May, 2015.  
KOLE SAR & LEATHAM

DATED this 26th day of May, 2015.  
KEATING LAW GROUP

[Signature]  
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*Attorney for Defendants, Andrea Hernandez and Waldo Hernandez*

**ORDER**

IT IS SO ORDERED

[Signature]  
UNITED STATES MAGISTRATE JUDGE

DATED: May 27, 2015