

1 BRENDA H. ENTZMINGER
 Nevada Bar No. 9800
 2 TIMOTHY J. LEPORE
 Nevada Bar No. 13908
 3 **PHILLIPS, SPALLAS & ANGSTADT LLC**
 4 504 South Ninth Street
 Las Vegas, Nevada 89101
 5 (702) 938-1510
 6 *Attorneys for Defendant*
 7 *Wal-Mart Stores, Inc.*

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

10 RUTH ANN STEDEFORD,
 11 Plaintiff,
 12 v.
 13 WAL-MART STORES, INC., and DOES I-X
 and ROE CORPORATIONS I-X, inclusive,
 14 Defendants.
 15

Case No.: 2:14-cv-01429-JAD-PAL

**STIPULATION ESTABLISHING
 PARAMETERS FOR FRCP 34 SITE
 INSPECTION BY PLAINTIFF RUTH
 ANN STEDEFORD**

16 COME NOW, Plaintiff RUTH ANN STEDEFORD, by and through her counsel of record, the
 17 law firm of INJURY LAWYERS OF NEVADA, and Defendant WAL-MART STORES, INC.
 18 (“Walmart”), by and through its counsel of record, the law firm of PHILLIPS, SPALLAS &
 19 ANGSTADT LLC, and pursuant to the provisions of FRCP 34(a)(2)(b)(1), the parties agree, and
 20 hereby stipulate, that the inspection shall be conducted within the following parameters:
 21

22 At 11:00 a.m., on October 28, 2015, at the premises of Walmart Store No. 5101, located at 300
 23 South Highway 160, Pahrump, Nevada, Defendant shall permit Plaintiff, Ruth Ann Stedeford;
 24 Plaintiff’s counsel, Jared Anderson, Esq.; and Plaintiff’s designated expert, Thomas A. Jennings
 25 (collectively, “Plaintiff’s group”) entry upon designated land or other property in control of the party
 26 upon whom request is served for the express purposes of inspection, measurement, surveying,
 27 photography, and non-destructive and non-invasive testing of the property, specifically the floor near
 28

1 the self-checkout area upon which Plaintiff allegedly fell on December 11, 2013, and the surrounding
2 area for a distance of up to ten (10) feet in any or all directions from the location of Plaintiff's alleged
3 fall, using only manual and visual inspection, measuring and surveying tools, such as a hand-operated
4 English XL device or similar device to measure coefficient of friction.

5
6 Members of Plaintiff's group may utilize still photography of the area upon which Plaintiff fell
7 on December 11, 2013, and the surrounding area for a distance of up to ten (10) feet in any or all
8 directions from the location of Plaintiff's alleged fall, but may not create a videotape or recording of
9 any kind. No member of Plaintiff's group shall speak to any member of Walmart personnel during the
10 inspection.

11
12 DATED this 26th day of October, 2015.

DATED this 26th day of October, 2015.

13 **INJURY LAWYERS OF NEVADA**

PHILLIPS, SPALLAS & ANGSTADT LLC

14
15 /s/ Jared Anderson
16 JARED ANDERSON, ESQ.
17 Nevada Bar No. 9747
18 6900 Westcliff Drive, Suite 707
19 Las Vegas, Nevada 89145
20 (702)868-8888

/s/ Timothy J. Lepore
TIMOTHY J. LEPORE
Nevada Bar No. 13908
504 South Ninth Street
Las Vegas, Nevada 89101
(702) 938-1510

Attorneys for Plaintiff
Ruth Ann Stedeford

Attorneys for Defendant
Wal-Mart Stores, Inc.

21
22
23 IT IS SO ORDERED.

24 DATED this 2nd day of November, 2015.

25 
26 UNITED STATES MAGISTRATE JUDGE