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

10 BRIAN BALLENTINE, an individual;  
 11 CATALINO DAZO, an individual; and  
 12 KELLY PATTERSON, an individual;  
 13 Plaintiffs,  
 14 vs.  
 15 LAS VEGAS METROPOLITAN POLICE  
 16 DEPARTMENT, in its official capacity;  
 17 DETECTIVE CHRISTOPHER T. TUCKER,  
 18 as an individual and in his official capacity as  
 19 a Las Vegas Metropolitan Police Department  
 20 Detective; SERGEANT MIKE WALLACE,  
 21 as an individual and in his official capacity as  
 22 a Las Vegas Metropolitan Police Department  
 23 Sergeant; LIEUTENANT JOHN LIBERTY,  
 24 as an individual and in his official capacity as  
 25 a Las Vegas Metropolitan Police Department  
 26 Lieutenant,  
 27 Defendants.

Case. No.: 2:14-cv-01584-APG-EJY

**STIPULATION AND ORDER TO**  
**EXTEND THE DEADLINE TO FILE**  
**THE PRE-TRIAL ORDER**  
**(THIRD REQUEST)**

21 Plaintiffs Brian Ballentine, Catalino Dazo, and Kelly Patterson (“Plaintiffs”), by  
 22 and through their counsel Margaret A. McLetchie, Esq. and Defendant Detective  
 23 Christopher Tucker, by and through his counsel Craig R. Anderson, Esq., hereby stipulate  
 24 and agree to extend the current deadline to file a Joint Pretrial Order of July 1, 2022, by  
 25 twenty-one (21) days, up to and including July 22, 2022.

26 In an April 21, 2022, Order on Mandate (ECF No. 258), this Court set the deadline  
 27 to submit a Proposed Joint Pretrial Order by May 20, 2022. As reflected in this Court’s May  
 28 19, 2022, Order (ECF No. 260) the parties stipulated to a three-week extension of this

1 deadline. As further reflected in this Court's June 10, 2022, Order (ECF No. 262) the parties  
2 stipulated to another three-week extension of this deadline.

3 The parties are working together on a draft of the Pretrial Order and agree that the  
4 requested extension of this deadline is necessary because staff absences due to illness, as  
5 well as the caseloads and other responsibilities of counsel for Plaintiffs, have not allowed  
6 them sufficient time to prepare the Joint Pretrial Order by the current deadline.

7 It is notable that a trial date has not yet been set in this matter, and as such, the trial  
8 will not need to be postponed due to the requested extension. This is the third request for an  
9 extension of this deadline since this case was remanded to this Court from the Ninth Circuit  
10 Court of Appeals. This extension is being sought in good faith and not for the purpose of  
11 delay.

12  
13 DATED this 30th day of June, 2022.

DATED this 30th day of June, 2022.

14  
15  
16 /s/ Margaret A. McLetchie

Margaret A. McLetchie, Esq.  
17 Nevada Bar No. 10931  
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*Attorney for Plaintiffs*

/s/ Craig R. Anderson

Craig R. Anderson, Esq.  
20 Nevada Bar No. 6882  
MARQUIS AURBACH  
21 10001 Park Run Drive  
22 Las Vegas, NV 89145  
*Attorney for Defendant*

23 **ORDER**

24 **IT IS SO ORDERED:**

25 

26 UNITED STATES MAGISTRATE JUDGE

27 Dated this 30 day of June, 2022.