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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
 (FOURTH 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 22, 2022, by
 25 fourteen (14) days, up to and including August 5, 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. As further reflected in this
3 Court's June 30, 2022 Order (ECF No. 264) the parties stipulated to another three-week
4 extension of this deadline.

5 The parties are working together on a draft of the Pretrial Order and agree that the
6 requested extension of this deadline is necessary because staff absences due to illness, as
7 well as the caseloads and other responsibilities of counsel for Plaintiffs, have not allowed
8 them sufficient time to prepare the Joint Pretrial Order by the current deadline. Specifically,
9 the parties require more time to meet and confer regarding potential trial dates, witnesses,
10 and exhibits.

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

16 DATED this 22nd day of July, 2022.

DATED this 22nd day of July, 2022.

17 /s/ Margaret A. McLetchie
18 Margaret A. McLetchie, Esq.
19 Nevada Bar No. 10931
20 MCLETCHIE LAW
21 602 South Tenth Street
22 Las Vegas, Nevada 89101
23 *Attorney for Plaintiffs*

/s/ Craig R. Anderson
Craig R. Anderson, Esq.
Nevada Bar No. 6882
MARQUIS AURBACH
10001 Park Run Drive
Las Vegas, NV 89145
Attorney for Defendant

ORDER

IT IS SO ORDERED:

24 
25
26 UNITED STATES MAGISTRATE JUDGE

27 Dated this 25th day of July _____, 2022.
28