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7 *Counsel for Plaintiffs*

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
CONTINUE TRIAL**

~~**STIPULATION AND ORDER TO
CONTINUE SETTLEMENT
CONFERENCE DATE AND
PROPOSED ORDER**~~

(SECOND REQUEST)

28 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs Brian
Ballentine, Catalino Dazo, and Kelly Patterson (“Plaintiffs”), by and through their counsel
Margaret A. McLetchie, Esq., and Defendant Christopher T. Tucker, by and through his
counsel Craig R. Anderson, Esq., that the trial currently scheduled to begin on July 5, 2023,
(ECF No. 284) be continued to the Court’s December 2023, stack or a date thereafter
convenient for the Court.

This Stipulation is entered into for the following reasons:

1. Pursuant to ECF No. 285, the Parties met and conferred regarding trial
readiness.

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2. Counsel for Plaintiffs has an ongoing family medical issue that requires significant time and attention.

3. Counsel for Plaintiffs is going to be out of the jurisdiction during the trial stack currently set for July 5, 2023, to address counsel’s family medical emergency.

4. Counsel for Defendants has trial scheduled in another matter during October 2023.

5. Counsel for Defendants is unavailable for trial during November 2023.

6. This is the second stipulation filed to continue the trial date.

7. This extension is being sought in good faith and not for the purpose of delay.

DATED this 6th day of June, 2023.

DATED this 6th day of June, 2023.

/s/ Margaret A. McLetchie
Margaret A. McLetchie, Esq.
Nevada Bar No. 10931
MCLETCHIE LAW
602 South Tenth Street
Las Vegas, Nevada 89101
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 that the trial date of July 10, 2023 be vacated and continued to December 4, 2023 at 9:00 a.m. Calendar call is continued to November 28, 2023 at 9:00 a.m. in Las Vegas courtroom 6C. The June 21, 2023 MTSC is vacated.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE
DATED: June 7, 2023