

1 JAMES P. KEMP, ESQUIRE
 2 Nevada Bar No. 006375
 3 KEMP & KEMP
 4 7435 W. Azure Drive, Suite 110
 5 Las Vegas, NV 89130
 6 (702) 258-1183/258-6983(fax)
 7 jp@kemp-attorneys.com
 8 Attorney for Plaintiff

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ELENA MOIS

Plaintiff,

vs.

9 WYNN LAS VEGAS, LLC, a Nevada Limited
 10 Liability Company.
 11
 12 Defendant.

Case No.: 2:15-cv-00143-APG-NJK
 STIPULATION AND ORDER TO
 EXTEND TIME FOR PLAINTIFF TO
 RESPOND TO DEFENDANT'S
 MOTION FOR SUMMARY JUDGMENT
 AND FOR DEFENDANT'S REPLY
 [SECOND REQUEST]

KEMP & KEMP
 ATTORNEYS AT LAW
 7435 W. Azure Drive, Suite 110
 LAS VEGAS, NEVADA 89130
 Tel. (702) 258-1183 ♦ Fax (702) 258-6983

13
 14
 15 It is hereby stipulated by and between the parties, through their respective counsel, that Plaintiff,
 16 ELENA MOIS, (hereinafter referred to as "Plaintiff"), shall have a further extension from Tuesday,
 17 December 8, 2015 to and including Monday, December 14, 2015, in which to file her Response to
 18 Defendant's Motion for Summary Judgment. Defendant shall have until Monday, January 11, 2015 to
 19 file any Reply. This stipulation is submitted and based upon the following:

- 20 1. That Plaintiff's counsel has requested this extension of time and has informed
- 21 Defendant's counsel that such an extension is necessary because counsel for Plaintiff
- 22 has been experiencing unexpected extremely heavy workloads since the time of the
- 23 previous extension. This includes having to conduct or defend three (3) depositions
- 24 (including having to travel to Salt Lake City for two that took all day on Monday,
- 25 December 7), a full half-day (three hours) long Motions in Limine Hearing on Tuesday,
- 26
- 27
- 28

1 December 1, in state court in the case of *Mandell vs. State of Nevada* [University of
2 Nevada School of Medicine], case number A-649211-C. At the conclusion of that
3 hearing Judge Joanna Kishner ordered the parties to take part in a settlement conference
4 on Thursday, December 3, 2015. It took all day on Wednesday, December 2 to prepare
5 for the settlement conference, including drafting a Settlement Conference Statement
6 and collecting exhibits to submit with it. The settlement conference lasted all day on
7 December 3 (no settlement yet, but talks are ongoing). In addition, Plaintiff's counsel
8 had three hearings today, December 8, 2015, two in Bankruptcy Court (morning and
9 afternoon), along with the pre-trial conference on the *Mandell* case in the morning.
10 along with numerous administrative hearings, client consultations, mediations, and
11 preparing for and attending Early Neutral Evaluation Conferences. Plaintiff's counsel
12 has been working on the Response as time has allowed. He estimates that it is
13 approximately 50% completed with most of the remaining work needed on drafting the
14 factual portions and citing to evidence.

- 15
16
17
18
19
20
21
22
23
24
25
26
27
28
2. Plaintiff's counsel has not had time to meet with the Plaintiff in order to prepare an affidavit for her in response to the Summary Judgment Motion. Plaintiff is presently scheduled to meet with counsel on Wednesday, December 9, 2015 at 11:00 a.m. to discuss the case and address her needed affidavit.
 3. Additionally, Plaintiff's counsel attended to family obligations over the Thanksgiving holiday period. Thus Plaintiff's counsel has been unable to devote the necessary time to this matter and the requested extension would be appreciated.
 4. Defendant shall receive an extension through and including January 11, 2016 to file any Reply to the Opposition. Defendant's Counsel will be travelling out of state to visit family during the upcoming holiday season and with Plaintiff's extension, the Defendant

1 should also receive additional time.

2 5. That this request for an extension of time for Plaintiff to file her Response to
3 Defendant's above referenced Motion for Summary Judgment, and extension of time
4 for Defendant to file any Reply, is made in good faith and not for purpose of delay.
5

6 DATED this 7th day of December, 2015.

7 /s/ James P. Kemp

8 James P. Kemp, Esq.
9 Nevada Bar No. 6375
10 Victoria L. Neal, Esq.
11 KEMP & KEMP ATTORNEYS AT LAW
12 7435 West Azure Drive, Suite 110
13 Las Vegas, NV 89130
14 Attorney for Plaintiff

15 /s/ Nicole A. Young

16 Scott M. Abbott, Esq.
17 Jen J. Sarafina, Esq.
18 Nicole A. Young, Esq.
19 KAMER ZUCKER ABBOTT
20 3000 W. Charleston Blvd, #3
21 Las Vegas, NV 89102
22 Attorneys for Defendant

23 **IT IS SO ORDERED**

24 
25 U.S. DISTRICT COURT JUDGE

26 Dated: December 9, 2015

27
28