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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

VICTOR PEREZ, as Special Administrator  
of the Estate of CARLOS PEREZ,  
deceased; VICTOR PEREZ, as the Guardian  
Ad Litem for S.E.P., a minor; VICTOR  
PEREZ, as the Guardian Ad Litem for A.I.P., a  
minor; and MYRA PEREZ, individually.

Plaintiff,

-vs-

STATE OF NEVADA; DIRECTOR GREG  
COX, individually; WARDEN DWIGHT  
NEVEN, individually; ASSISTANT  
WARDEN TIMOTHY FILSON, individually;  
COT. RAMOS, individually; LIEUTENANT  
OLIVER, individually; CORRECTIONS  
OFFICER CASTRO, individually;  
CORRECTIONS OFFICER  
SMITH, individually; and DOES I-X,  
inclusive; and ROES I-X, inclusive,

Defendants.

Case No.: 2:15-cv-1572-ADG-CWH

**STIPULATION AND ORDER**  
**TO EXTEND PLAINTIFFS'**  
**REPLY TO NDOC DEFENDANTS'**  
**MOTION TO DISMISS**  
**AMENDED COMPLAINT [ECF 90] AND**  
**EXTEND DEFENDANTS' REPLY TO**  
**PLAINTIFFS' OPPOSITION TO NDOC**  
**DEFENDANTS' MOTION TO DISMISS**  
**AMENDED COMPLAINT**  
**[First Request]**

Plaintiffs, named above, by and through their counsel of record Cal J. Potter, III, Esq. and

C. J. Potter, IV, Esq. of Potter Law Offices; Defendants, NDOC, James "Greg" Cox, Timothy  
Filson, Dwight Neven, and Ronald Oliver (hereinafter "NDOC Defendants") by and through their  
counsel of record Steve Shevorski and Theresa M. Haar, Deputy Attorney Generals, COT. Ramos,  
by and through his counsel of record, Robert W. Freeman, Jr. Esq. of Lewis Brisbois Bisgaard &  
Smith, LLP; Defendant, CO Castro, by and through his counsel of record,

1 Craig R. Anderson, Esq. of Marquis Aurbach Coffing; and Defendant CO Smith, by and through  
2 his counsel of record, Jeffrey R. Barr, Esq. of Ashcroft & Barr, LLP, and hereby submit this  
3 Stipulation to Extend Plaintiffs' Reply to NDOC Defendants' Motion to Dismiss Amended  
4 Complaint [ECF 90], filed December 28, 2016, currently due January 11, 2017, be extended an  
5 additional twenty-one (21) days up to and including Wednesday, February 1, 2017, and NDOC  
6 Defendants' Reply to Plaintiffs' Opposition to NDOC Defendants' Motion to Dismiss Amended  
7 Complaint be due on Wednesday, February 22, 2017.

8       Although Plaintiffs' counsel has been actively working on responding to Defendants'  
9 Motion, Plaintiffs' counsel has been unable to complete the Response. Since the filing of  
10 Defendants' Motion to Dismiss Plaintiffs' Amended Complaint, Plaintiffs' counsel has had a  
11 Supreme Court Brief and a Ninth Circuit Brief due, three (3) depositions, numerous substantive  
12 motions and responses; as well as other general appearances and deadlines. This request for  
13 extension is made in good faith and not for the purposes of delay.

14       WHEREFORE, the parties respectfully request that Plaintiffs' Response to Defendants'  
15 Motion to Dismiss Plaintiffs' Amended Complaint, be extended an additional twenty-one (21)  
16 days up to and including Wednesday, February 1, 2017, and NDOC Defendants' Reply to  
17 Plaintiffs' Opposition to NDOC Defendants' Motion to Dismiss Amended Complaint be due on  
18 Wednesday, February 22, 2017.

19       APPROVED AS TO FORM AND CONTENT.

20 DATED this 10th day of January, 2017.

21 POTTER LAW OFFICES

22 By /s/ C. J. Potter, IV, Esq.  
23 CAL J. POTTER, III, ESQ.  
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Nevada Bar No. 13225  
25 1125 Shadow Lane  
Las Vegas, Nevada 89102  
26 *Attorneys for Plaintiffs*

27 **SO ORDERED.**



28 **UNITED STATES DISTRICT JUDGE**

Dated: January 10, 2017.

DATED this 10th day of January, 2017.

OFFICE OF THE NEVADA ATTORNEY  
GENERAL

By /s/ Theresa M. Haar, Esq.  
ADAM P. LAXALT, ATTORNEY GENERAL  
STEVE SHEVORISKI  
HEAD OF COMPLEX LITIGATION  
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*Attorneys for NDOC Defendants*

1 DATED this 10th day of January, 2017.  
2 LEWIS BRISBOIS BISGAARD & SMITH  
3 By /s/ Robert W. Freeman, Jr., Esq.  
ROBERT W. FREEMAN, JR., ESQ.  
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5 Las Vegas, Nevada 89118  
*Attorney for Defendant*  
6 *Correction Officer Trainee*  
*Raynaldo-John Ramos*

7 DATED this 10th day of January, 2017.  
8

ASHCRAFT & BARR, LLP

9 By /s/ Jeffrey F. Barr, Esq.  
10 JEFFREY F. BARR, ESQ.  
Nevada Bar No. 7269  
11 LEE I. IGOLDY, ESQ.  
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12 2300 West Sahara Avenue, Suite 1130  
Las Vegas, Nevada 89102  
13 *Attorneys for Defendant Isaiah Smith*

14  
15 IT IS SO ORDERED.  
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**ORDER**

17 DATED

18 UNITED STATES DISTRICT COURT JUDGE