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LLC, Jon Gottlieb, and Ann Marie Gottlieb

**UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF NEVADA**

MY LEFT FOOT CHILDREN'S  
THERAPY, LLC; JON GOTTLIEB AND  
ANN MARIE GOTTLIEB,  
  
Plaintiffs,  
  
v.  
  
CERTAIN UNDERWRITERS AT  
LLOYD'S LONDON SUBSCRIBING TO  
POLICY NO. HAH15-0632,  
  
Defendant.

Case No. 2:15-cv-01746-MMD-VCF

**JOINT STIPULATION TO MODIFY  
HEARING DATE AND BRIEFING  
SCHEDULE**

Plaintiffs My Left Foot Children's Therapy Services LLC, Jon Gottlieb, and Ann Marie  
Gottlieb ("**Plaintiffs**") and Defendant Underwriters at Lloyd's London Subscribing to Policy No.  
HAH15-0632 ("**Defendant**") (together with Plaintiffs, the "**parties**") jointly submit this Stipulation to  
modify: (1) the October 14, 2021 hearing date set by ECF No. 241 on the following motions: ECF  
Nos. 219, 220, 221, 222, 231, 232, and 233 (the "**Pending Motions**"), and (2) the time to file a

1 response in opposition to Plaintiffs’ Motion for Partial Summary Judgment (ECF No. 240), which was  
2 filed September 21, 2021 (the “MPSJ”). In support thereof, the parties state as follows:

3 WHEREAS, over the past few months, the parties filed several motions, including the Pending  
4 Motions and MPSJ;

5 WHEREAS, the Pending Motions have been fully briefed;

6 WHEREAS, under Local Rule 7-2, Defendant’s deadline to file a response to the MPSJ is  
7 October 12, 2021, and Plaintiffs’ deadline to file a reply in support of the MPSJ is 14 days after service  
8 of the response;

9 WHEREAS, on September 29, 2021, the Court entered an order setting a hearing date on the  
10 Pending Motions (*see* ECF No. 241);

11 WHEREAS, the hearing is currently set for October 14, 2021;

12 WHEREAS, the availability of both parties’ counsel has been affected by personal and medical  
13 issues since September 2021 (*see* ECF No. 243);

14 WHEREAS, Plaintiffs have multiple conflicts with the October 14 hearing date, including: (1)  
15 lead counsel has a longstanding personal appointment that conflicts with the October 14 date, and (2)  
16 another of Plaintiffs’ counsel will be out of the country October 11-21 for a vacation and family  
17 engagement that had been scheduled many months prior;

18 WHEREAS, the briefing schedule on Plaintiffs’ MPSJ also poses additional scheduling  
19 conflicts with the hearing date;

20 WHEREAS, Plaintiffs have conferred with counsel for Defendant regarding the above, and  
21 requested that: (1) the hearing be moved to the week of November 1, 2021, (2) the deadline for  
22 Defendant to file its response to Plaintiffs’ MPSJ be moved to October 26, 2021, and (3) the reply in  
23 support of Plaintiffs’ MPSJ be moved to November 16, 2021;

24 WHEREAS, there is good cause to postpone the hearing until the week of November 1, 2021  
25 and to extend the MPSJ briefing deadlines, and this stipulation is made in good faith, and not for some  
26 impermissible purpose such as to harass, delay, or prejudice;

27 WHEREAS, this is the parties’ first request to postpone the hearing and this briefing;

1 NOW, THEREFORE, the parties request that the Court enter an order rescheduling the hearing  
2 on the Pending Motions to the week of November 1, 2021 (or to the next available date on the Court's  
3 docket thereafter), and extending the briefing schedule for Plaintiffs' MPSJ, so that Defendant's  
4 Opposition is due on October 26, 2021, and Plaintiffs' Reply due November 16, 2021.

5 Dated: October 7, 2021

6 Respectfully Submitted,

7 AKIN GUMP STRAUSS HAUER &  
8 FELD LLP

Respectfully Submitted,

MARQUIS AURBACH COFFING

9 By: /s/ Shawn Hanson  
10 Shawn Hanson  
11 Admitted *pro hac vice*  
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Attorneys for Plaintiffs

By: /s/ Craig R. Anderson  
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13  
14 CHASNOFF MUNGIA VALKENAAR  
15 PEPPING & STRIBLING, LLP

16 By: /s/ Adam Kiehne  
17 Adam Kiehne  
18 Admitted *pro hac vice*  
1020 NE Loop 410, Suite 150  
San Antonio, TX 78209  
Attorneys for Defendant

19 **ORDER**

20 The hearing on the Pending Motions is hereby rescheduled from October 14, 2021, to  
21 December 8, 2021 at 1:00 PM.

22 ~~The briefing schedule for Plaintiffs' MPSJ is as follows: Defendant's Opposition due on~~  
23 ~~October 26, 2021, and Plaintiffs' Reply due on November 16, 2021.~~

24 IT IS HEREBY ORDERED that the parties  
25 must submit a separate stipulation to  
26 Chief Judge Du on the briefing for the  
27 Motion for Partial Summary Judgment.

IT IS SO ORDERED

  
UNITED STATES MAGISTRATE JUDGE

DATED: 10-7-2021



1 **CERTIFICATE OF SERVICE**

2 *My Left Foot Children's Therapy, LLC, et al. v.*  
3 *Certain Underwriters at Lloyd's London Subscribing to Policy No. HAH15-0632*  
4 *U. S. District Court of Nevada Case No. 2:15-cv-01746- MMD-VCF*

5 I am employed in the County of San Francisco, State of California. I am over the age of 18 and  
6 not a party to the within action; my business address is: 580 California Street, Suite 1500, San  
7 Francisco, California 94104. My email address is: lfrance-gorn@akingump.com. On October 7, 2021,  
8 I served the foregoing documents described as:

9 **1. JOINT STIPULATION TO MODIFY HEARING DATE AND BRIEFING**  
10 **SCHEDULE**

11 on the interested parties below, using the following means:

12 **All parties identified for Notice of Electronic Filing generated by the Court's**  
13 **CM/ECF system under the above-referenced case caption and number**

14 BY ELECTRONIC MAIL OR ELECTRONIC TRANSMISSION: Based on a court order or an  
15 agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents  
16 to be sent to the respective e-mail addresses of the parties as stated above. I did not receive, within a  
17 reasonable time after the transmission, any electronic message or other indication that the transmission  
18 was unsuccessful.

19 I declare that I am employed in the office of a member of this Court at whose direction the  
20 service was made. I declare under penalty of perjury that the foregoing is true and correct.

21 Executed on October 7, 2021, at San Francisco, California.

22 */s/ Lorraine France-Gorn*  
23 Lorraine France-Gorn  
24  
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