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 6 *M.D., PH.D. Medical Enterprises,*  
*A Nevada Corporation*

8 **UNITED STATES DISTRICT COURT**  
 9 **DISTRICT OF NEVADA**

11 **ROBERT H. ODELL, JR., et al.,** )  
 )  
 12 **Plaintiff,** )  
 )  
 13 **v.** )  
 )  
 14 **THOMAS E. PRICE, M.D., SECRETARY OF** )  
 15 **HEALTH AND HUMAN SERVICES, et al.,** )  
 )  
 16 **Defendants.** )  
 17 )  
 18 )

**Case No.: 2:15-cv-1793-RFB-GWF**  
**JOINT REQUEST FOR**  
**EXTENSION OF**  
**SCHEDULING DEADLINES**

19 The Parties, through their undersigned counsel, respectfully request the Court  
 20 extend the discovery Motion and briefing deadlines set forth in the Court’s Order dated  
 21 November 14, 2017 and would state in support thereof as follows:

22 1. Pursuant to the Court’s Order, Plaintiff was provided the opportunity to  
 23 conduct discovery necessary to support its jurisdictional allegations. Said discovery  
 24 would include in part, three depositions. In this matter, said depositions are corporate  
 25 depositions of the defendant agency and two other large corporate entities. Document  
 26 production has been requested as well. The parties have conferenced and coordinated the  
 27 deposition of several representatives, locations, availability and document production.  
 28 The document production involved obtaining records stored off sight and requires a

1 detailed review of thousands of pages in order to determine relevant material. This  
2 process now appears complete.

3 2. The Parties have conducted several scheduling telephone conferences  
4 which have included third party Noridian Healthcare Solutions, the Regional Medicare  
5 Contractor responsible for processing many of the claims described in the Complaint.  
6 The deposition of Noridian Healthcare Solutions was taken November 14, 2017 in Fargo  
7 North Dakota. The deposition of Qualified Independent Contractor for the Defendant is  
8 scheduled to take place in Jacksonville, Florida on December 12, 2017. Defendant's  
9 corporate representatives (three) are now scheduled to take place on January 5, 2018 in  
10 Baltimore, Maryland. Defendant will be producing its representatives in Baltimore,  
11 Maryland.

12 3. The deposition of Defendant's corporate representatives previously  
13 scheduled for Dec 18, 2017 has been re-scheduled for January 5, 2018 in Baltimore  
14 Maryland. This re-scheduling was necessary due to a healthcare emergency involving  
15 Plaintiff's counsel (Mr. Brew). Due to unforeseen circumstances a small additional  
16 amount of time is necessary to complete the Discovery in question through January 5<sup>th</sup>.

17 4. The Parties respectfully request the Court extend the deadline for  
18 discovery through January 5, 2018 with dispositive motions due February 16, 2018,  
19 Responses due March 9, 2018 and Replies due March 30, 2018.

20  
21 STEVEN W. MYHRE  
Acting United States Attorney  
District of Nevada  
22 /s/ Roger Wenthe  
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1  
2 **CERTIFICATE OF SERVICE**

3 The undersigned certifies that the following were served with a copy of the foregoing  
4 document on the date and by the method of service identified below:

5 CM/ECF

6 All counsel of record

7 Dated: December 12, 2017

8  
9  
10  
11 **IT IS SO ORDERED:**

12 

13 \_\_\_\_\_  
14 RICHARD F. BOULWARE, II  
15 United States District Judge

16 DATED this 22nd day of January, 2018.

17 /s/ George K. Brew  
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