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7 *Attorneys for Defendants*  
*Nevada Board of Prison Commissioner,*  
 8 *Nevada Department of Corrections, Isidro Baca,*  
*Colin Brown, Barbara Cegavske,*  
 9 *James Cox, Jerry Howell,*  
*Laxalt, Randolph Moye, Jennifer Nash,*  
 10 *Dwight Neven, Ryan Pappas*  
 11 *Michael Ramos, Brian Sandoval, Anthony Scillia,*  
*Bruce Stroud and Yekchung Yung*

12 **IN THE UNITED STATES DISTRICT COURT**  
 13 **DISTRICT OF NEVADA**

14 LAWRENCE EVANS, an individual

15 Plaintiff,

16 v.

17 STATE OF NEVADA, ex rel THE NEVADA  
 18 BOARD OF PRISON COMMISSIONERS;  
 STATE OF NEVADA, ex rel  
 19 DEPARTMENT OF CORRECTIONS;  
 20 BRIAN SANDOVAL, in his individual and  
 official capacity as a Nevada Prison  
 21 Commissioner; ADAM P. LAXALT, in his  
 individual and official capacity as a Nevada  
 22 Prison Commissioner; BARBARA  
 CEGAVSKE, in her individual and official  
 23 capacity as a Nevada Prison  
 Commissioner; JAMES G. COX, in his  
 24 individual and official capacity as Director of  
 the Nevada Department of Corrections;  
 25 DWIGHT NEVEN, in his individual and  
 26 official capacity as Warden of High Desert  
 State Prison; ANTHONY SCILLIA, in his  
 27 individual and official capacity as Associate  
 Warden of High Desert State Prison;  
 28 ISIDRO BACA, in his individual and official

Case No. 2:15-cv-01885-APG-NJK

**STIPULATION AND ORDER TO EXTEND  
 TIME TO RESPOND TO PLAINTIFF'S  
 MOTION FOR PRELIMINARY  
 INJUNCTION (ECF NO. 17)**

1 capacity as Associate Warden of High  
2 Desert State Prison; COLE MORROW, in  
3 his individual and official capacity as  
4 Associate Warden of High Desert State  
5 Prison; JERRY HOWELL, in his individual  
6 and official capacity as Associate Warden  
7 of High Desert State Prison; JENNIFER  
8 NASH, in her individual and official capacity  
9 as Associate Warden of High Desert State;  
10 COLIN BROWN, in his individual capacity  
11 as a correctional sergeant; MICHAEL  
12 RAMOS, in his individual capacity as a  
13 correctional officer; RANDOLPH MOYE, in  
14 his individual capacity as a correctional  
15 officer; BRUCE STROUD, in his individual  
16 capacity as a correctional officer lieutenant;  
17 ARTHUR LINDSEY, in his individual  
18 capacity as a correctional lieutenant;  
19 CHARLES RATCLIFF, in his individual  
20 capacity as a correctional officer; RYAN  
21 PAPPAS, in his individual capacity as a  
22 correctional officer; YEKCHUNG YUNG, in  
23 his individual capacity as a correctional  
24 officer; and DOES 1 through 10,  
25 collectively,

Defendants.

Plaintiff, Lawrence Evans, by and through counsel, Travis N. Barrick, and Defendants Nevada Board of Prison Commissioner, Nevada Department of Corrections, Isidro Baca, Colin Brown, Barbara Cegavske, James Cox, Jerry Howell, Adam Laxalt, Randolph Moye, Jennifer Nash, Dwight Neven, Ryan Pappas, Michael Ramos, Brian Sandoval, Anthony Scillia, Bruce Stroud and Yekchung Yung, by and through counsel, Adam Paul Laxalt, Attorney General of the State of Nevada, and Andrea R. Barraclough, Chief Deputy Attorney General, hereby stipulate as follows:

1) That the Court in (ECF No. 28) ordered Defendants to respond to Plaintiff's pending Motion for Preliminary Judgment, which had been stayed for the purposed of mediation, but which had been resurrected upon a stipulated lift of the stay when mediation did not result in settlement.

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1           2)     That even though mediation was unsuccessful, the parties continued informal  
2 negotiations. Defendants did not provide an opposition brief earlier because settlement was  
3 close;

4           3)     That this matter has been successfully negotiated as of today, with Plaintiff  
5 providing oral agreement but still needing to sign and return the Settlement Agreement prior to  
6 counsels' ability to formally file the Stipulation to Dismiss.

7           Accordingly, the parties stipulate to an extension to time for Defendants to file an  
8 Opposition to the Motion for Preliminary Injunction, in the expectation that they will be able to  
9 file a Stipulation to Dismiss upon settlement agreement in lieu of an opposition prior to its next  
10 due date.

11           The parties believe Plaintiff can review, sign and return the Settlement Agreement  
12 within two (2) weeks, that it can be countersigned within a few days thereafter, and that the  
13 Stipulation to Dismiss can be executed by both counsels contemporaneously. Thus, the  
14 parties request a continuance of time to respond to the Plaintiff's Motion for Preliminary  
15 Injunction until Monday, July 11, 2016.

17 DATED this 20 day of June, 2016.

18 GALLIAN WELKER & BECKSTROM, LC

19 By:

20 /s/ Travis N. Barrick

21 Travis N. Barrick, SBN 9257

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23 Las Vegas, Nevada 89117

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Attorneys for Plaintiff

DATED this 20 day of June, 2016.

OFFICE OF THE ATTORNEY GENERAL

By:



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Attorneys for Defendants

25 **APPROVED AND SO ORDERED:**

26 Dated: June 21, 2016

27   
28 UNITED STATES MAGISTRATE JUDGE