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 8 BELLAGIO, LLC and VINCENT ROTOLO

10 UNITED STATES DISTRICT COURT
 11 DISTRICT OF NEVADA

13 ANDI KRAJA,
 14 Plaintiff,
 15 vs.
 16 BELLAGIO, LLC, a Nevada Corporation;
 VINCENT ROTOLO, an individual; ROE
 17 Business Organizations I-X; and DOE
 INDIVIDUALS I-X, Inclusive,
 18 Defendants.
 19

Case No. 2:15-cv-01983-APG-NJK

**[PROPOSED] STIPULATION AND
 ORDER TO TAKE DEPOSITION OF
 THIRD PARTY WITNESSES OUTSIDE
 CLOSE OF DISCOVERY**

20 Plaintiff, ANDI KRAJA and Defendants, BELLAGIO, LLC and VINCENT ROTOLO, by
 21 and through their respective counsel of record, stipulate and agree to take the depositions of two
 22 third party witnesses outside the June 17, 2016 close of discovery. This stipulation is requested by
 23 Defendants and agreed to by Plaintiff because Plaintiff disclosed third party witnesses Megan French
 24 and Fernando Talag and produced their affidavits on June 7, 2016, only ten days before the June 17,
 25 2016 close of discovery. According to Plaintiff’s disclosures, these witnesses are “expected to have
 26 knowledge and testify as to . . . personal observations of the changes in Plaintiff’s physical and/or
 27 mental condition/status.” Depositions of several party witnesses were scheduled from June 7, 2016
 28

1 through June 17, 2016, making it impossible to notice depositions of these witnesses before the close
2 of discovery. Prior to the June 17, 2016, close of discovery, Defendants' counsel requested that
3 Plaintiff's counsel permit these third party depositions take place outside the close of discovery in
4 light of their disclosure near the end of the discovery period. Defendants intend to notice the
5 depositions for July 15, 2016, thus the depositions should not impact the August 8, 2016, dispositive
6 motion deadline.

7 Accordingly, the parties request the Court permit depositions of Megan French and Fernando
8 Talag take place outside the close of discovery. This request is made in good faith and not for the
9 purpose of delay.

10 Dated: July 5, 2016

Dated: July 5, 2016

11 Respectfully submitted,

Respectfully submitted,

12
13 /s/ James P. Kemp
14 JAMES P. KEMP, ESQ.
15 VICTORIA L. NEAL, ESQ.
16 KEMP & KEMP, ATTORNEYS AT LAW

/s/ Amy L. Baker
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17 Attorneys for Plaintiff
18 ANDI KRAJA

Attorneys for Defendants
BELLAGIO, LLC and VINCENT ROTOLO

19 **ORDER**

20 **IT IS SO ORDERED.**

21 Dated: July 6, 2016.

22
23 
24 UNITED STATES MAGISTRATE JUDGE

25 Firmwide:141300119.1 060736.1097