

1 JONATHAN W. CARLSON
 Nevada Bar No. 10536
 2 TODD W. BAXTER
Admitted Pro Hac Vice
 3 GREGORY S. MASON
Admitted Pro Hac Vice
 4 McCORMICK, BARSTOW, SHEPPARD,
 WAYTE & CARRUTH LLP
 5 8337 West Sunset Road, Suite 350
 Las Vegas, Nevada 89113
 6 Telephone: (702) 949-1100
 Facsimile: (702) 949-1101
 7 *jonathan.carlson@mccormickbarstow.com*
todd.baxter@mccormickbarstow.com
 8 *greg.mason@mccormickbarstow.com*

9 ERON Z. CANNON
 Nevada Bar No. 8013
 10 FAIN ANDERSON VANDERHOEF
 ROSENDAHL O'HALLORAN SPILLANE PLLC
 11 701 5th Avenue #4750
 Seattle, Washington 98104
 12 Telephone: (206) 749-0094
 Facsimile: (206) 749-0194
 13 *eron@favros.com*

14 Attorneys for Plaintiffs/Counterdefendants

15 **UNITED STATES DISTRICT COURT**
 16 **DISTRICT OF NEVADA**

17 ALLSTATE INSURANCE COMPANY,
 ALLSTATE PROPERTY & CASUALTY
 18 INSURANCE COMPANY, ALLSTATE
 INDEMNITY COMPANY, and ALLSTATE
 19 FIRE & CASUALTY INSURANCE
 COMPANY,

20 Plaintiffs,

21 v.

22 MARJORIE BELSKY, MD; MARIO
 23 TARQUINO, MD; MARJORIE BELSKY,
 MD, INC., doing business as INTEGRATED
 24 PAIN SPECIALISTS; and MARIO
 TARQUINO, MD, INC., DOES 1-100, and
 25 ROES 101-200,

26 Defendants.

CASE NO. 2:15-cv-2265-MMD-DJA

**STIPULATION AND ORDER TO
 EXTEND THE DEADLINE FOR
 DISPOSITIVE MOTIONS**

[SEVENTEENTH REQUEST]

27 **AND RELATED CLAIMS**
 28

1 Plaintiffs and Counterdefendants, ALLSTATE INSURANCE COMPANY, ALLSTATE
2 PROPERTY & CASUALTY INSURANCE COMPANY, ALLSTATE INDEMNITY COMPANY,
3 and ALLSTATE FIRE & CASUALTY INSURANCE COMPANY (hereinafter “Allstate Parties”),
4 and Defendants and Counterclaimants MARJORIE BELSKY, M.D., MARIO TARQUINO, M.D.,
5 MARJORIE BELSKY, M.D., INC. d/b/a INTEGRATED PAIN SPECIALISTS, and MARIO
6 TARQUINO, M.D., INC. (hereinafter “Belsky Parties”), by and through their respective attorneys of
7 record, stipulate and agree to extend the March 10, 2023, deadline for dispositive motions beyond the
8 date set forth in the October 21, 2022 Order Extending Discovery [ECF No. 507] to March 31, 2023.

9 1. Due to scheduling conflicts, the parties have yet to complete the deposition of Dennis
10 Prince, which was scheduled for January 10, 2023, however, Mr. Prince was not available at that time
11 due to a conflict. The parties have agreed to take the continued deposition sometime in the early part
12 of March. A final date is being worked out.

13 2. Further, due to work load issues over the last two months, the holiday season and
14 scheduling conflicts for respective counsel for the Allstate Parties (Todd W. Baxter) and the Belsky
15 Parties (Samuel R. Mirkovich), and in light of the critical importance of the Belsky Parties’ motion as
16 to Allstate’s claims herein and the Allstate Parties’ motion on the Belsky Parties’ counterclaims, an
17 extension of time is necessary to complete work on the motions.

18 3. For example, starting on January 30, 2023 through February 4, 2023, counsel for the
19 Allstate Parties unexpectedly had a medical issue that arose leading to a limited work schedule. That
20 has since resolved. In addition Mr. Baxter was in trial during the week of February 6, 2023 in Tulare
21 County Superior Court in Visalia, California. Mr. Baxter is also preparing oppositions to two
22 extensive motions for summary judgment filed in the case of *Allstate et. al. v. Shah, et al.*, also venued
23 with this Court, which are scheduled to be filed on March 3, 2023.

24 4. Although counsel for the Allstate Parties and the Belsky Parties have been diligently
25 working on the motions, additional time is needed due to unanticipated work-related issues and
26 scheduling conflicts.

27 5. The parties stipulate and agree to extend the deadline for dispositive motions from
28 March 10, 2023 to March 31, 2023.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

6. This stipulation is made in good faith and not to delay the proceedings.
Trial has not been scheduled in this matter.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED this 21st day of February, 2023

DATED this 21st day of February, 2023

FAIN ANDERSON VANDERHOEF
ROSENDAHL O'HALLORAN
SPILLANE PLLC

CAMPBELL & WILLIAMS

By: /s/ Todd W. Baxter

By: /s/ Samuel R. Mirkovich

ERON Z. CANNON
JENNIFER M. SMITROVICH
701 Fifth Avenue, Suite 4750
Seattle, WA 98104

DONALD J. CAMPBELL
J. COLBY WILLIAMS
SAMUEL R. MIRKOVICH
710 South Seventh Street, Suite A
Las Vegas, Nevada 89101

TODD W. BAXTER
McCORMICK, BARSTOW,
SHEPPARD, WAYTE, &
CARRUTH LLP
8337 West Sunset Road,
Suite 350
Las Vegas, NV 89113

PETER S. CHRISTIANSEN
KENDELEE L. WORKS
710 South Seventh Street, Suite B
Las Vegas, Nevada 89101

*Attorneys for Defendants
Counterclaimants*

*Attorneys for Plaintiffs/
Counterdefendants*

IT IS SO ORDERED.

DATED: February 24, 2023


UNITED STATES DISTRICT JUDGE