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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  
 PARTIES TO RESPOND TO MOTIONS  
 FOR SUMMARY JUDGMENT [ECF 518]  
 and [ECF 522]**

**[FIRST 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 May 5, 2023, deadline for all parties to respond to their  
8 respective Motions for Summary Judgment filed on April 14, 2023, Allstate Parties [ECF 518] and  
9 Belsky Parties [ECF 522], extending the deadline for responses to each motion to June 19, 2023.

10 1. The extension is due to work load issues and scheduling conflicts for respective  
11 counsel for the Allstate Parties (Todd W. Baxter) and the Belsky Parties (Peter S. Christiansen), and in  
12 light of the critical importance of the Belsky Parties’ motion as to Allstate’s claims herein and the  
13 Allstate Parties’ motion on the Belsky Parties’ counterclaims, an extension of time is necessary to  
14 complete work on the motions.

15 2. Counsel for Allstate Parties, Mr. Baxter, is preparing a reply to an opposition to  
16 Allstate’s motions for summary judgment on the Defendants Counterclaims in the case of *Allstate v.*  
17 *Shah* Case No. 2:15-cv-01786-APG-DJA. That reply is due on April 28, 2023. Mr. Baxter also has  
18 an appellate opening brief due on April 28, 2023, another opening brief due on May 3, 2023, as well  
19 as a third opening brief due on May 13, 2023, in the state Court of Appeal in Fresno, California.

20 3. Counsel for the Belsky Parties, Mr. Christiansen, has a trial in May. The case is  
21 entitled *State of Nevada v. Durwin Allen*, C-17-323628-1. The case involves two counts of First  
22 Degree Murder and one count of Attempted Murder. The trial court will not extend the matter out any  
23 further and there is a firm trial setting of May 30, 2023. Because of the number of victims, potential  
24 witnesses and physical evidence, as well as the severity of the crimes and potential penalty, the trial  
25 requires substantial preparation not only of Mr. Christiansen, but of other lawyers within the firm.

26 4. Further, this Court requested that the parties brief the issue of whether this matter is a  
27 related case to the *Allstate v. Shah* matter detailed above. That order was issued on April 14, 2023  
28 and the parties filed and served their responses on April 21, 2023.

1 5. There are a number of issues and claimants involved in this case, with extensive  
2 discovery having been completed that must be summarized for purposes of responding to the motions  
3 that have been filed. The motion for summary judgment filed by the Belsky Parties contains a 45-  
4 page points and authorities, with an extensive amount of exhibits attached thereto that must be  
5 reviewed and summarized. The motions at issue are of critical importance; however, due to the  
6 existing work schedule of counsel for both parties, including, but not limited to, substantial appellate  
7 briefing in other matters and briefing of a reply to an opposition for summary judgment for Allstate  
8 Parties in a separate case, as well as an upcoming trial for Belsky Parties counsel, in order to ensure  
9 that the parties have a full and adequate opportunity to respond to the motions [ECF No. 518 and 522],  
10 good cause exists to extend the dispositive motion deadline to June 19, 2023.

11 6. Although counsel for the Allstate Parties and the Belsky Parties have begun to work on  
12 the responses to the respective motions and will diligently work on those oppositions, additional time  
13 is needed due to work-related issues and scheduling conflicts.

14 7. Thus, the parties stipulate and agree to extend the deadline for dispositive motions from  
15 May 5, 2023 to June 19, 2023.

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

18 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

19 DATED this 25th day of April, 2023  
20 FAIN ANDERSON VANDERHOEF  
21 ROSENDAHL O'HALLORAN  
SPILLANE PLLC

DATED this 25th day of April, 2023  
CHRISTIANSEN LAW OFFICES

22 By: /s/ Todd W. Baxter

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IT IS SO ORDERED.

DATED: April 26, 2023



UNITED STATES DISTRICT COURT JUDGE