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AUTOMOTIVE GROUP, LLC AND GARFF
15 AUTOMOTIVE GROUP, LLC
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17 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA
18 ^.^

19 MORGAN RUSSELL,
20 Plaintiff,
21 vs.

Case No.: 2-16-cv-00458-JCM-VCF

22 NISSAN MOTOR CO., LTD., NISSAN NORTH
AMERICA, INC., AUTOLIV JAPAN LTD.;
23 AUTOLIV ELECTRONICS ASIA PACIFIC;
TAKATA CORPORATION; TK HOLDINGS,
24 INC; KEN GARFF AUTOMOTIVE GROUP
d/b/a KEN GARFF NISSAN OF SALT LAKE;
25 DOE INDIVIDUALS 1 through 100; ROE
26 BUSINESS ENTITIES 1 through 100, inclusive,
27 Defendants.
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STIPULATION AND ORDER TO
EXTEND EXPERT DISCLOSURE
DEADLINES
(THIRD REQUEST)

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STIPULATION AND ORDER TO EXTEND EXPERT DISCLOSURE DEADLINES
(THIRD REQUEST)

Plaintiff Morgan Russell and Defendants Nissan North America, Inc., Nissan Motor Co., Ltd., and Garff-Warner Nissan of SLC, LLC d/b/a Ken Garff Nissan of Salt Lake (collectively the “Parties”), by and through their undersigned counsel, hereby stipulate and agree that the expert discovery deadlines be extended as set forth below.

In support of this Stipulation, the Parties set forth the following status of discovery in accordance with LR 26-4.

I. DISCOVERY REMAINING

The parties have complied with the discovery deadlines set forth in the Discovery Plan and the Second Stipulation and Order to Extend Discovery Deadlines. The Parties, at this stage, are set to provide their respective experts and opinions, with Plaintiff producing one of her expert's report for purposes of early mediation.

II. REASONS WHY EXPERT DISCOVERY SHOULD BE EXTENDED

1. This is a complex products liability case involving allegations of a passenger airbag failure causing multiple injuries, including neurologic injuries. Plaintiff claims more than \$500,000.00 in past medical specials. The damages and medical components of this case are complex due to the extent of Plaintiff’s injuries and ongoing treatment. The liability aspect of the case is complex because it potentially involves the vehicle, its airbag system, the various components of the airbag system, as well as other components of the vehicle that interact with and potentially affect the airbag system.

2. The Parties are in the process of scheduling formal mediation. Plaintiff has already provided an early report from her expert, but wishes to mediate at this time instead of incurring the additional expenses of preparing the remainder of her experts’ reports, and gaining greater

1 flexibility in negotiations. Additionally, Nissan prefers not to incur any unnecessary expert costs
 2 at this time, and instead would rather focus on mediation. Accordingly, the Parties wish to
 3 extend their respective expert disclosure of opinions for a brief period, until after mediation. The
 4 parties are currently attempting to schedule a time with Judge Jerry Whitehead or Joesph
 5 Bongiovi III for August or September of 2017, assuming availability.

6 For these reasons, the Parties stipulate to extend deadlines for “expert discovery” and
 7 discovery cut-off, as set forth in the Discovery Plan and the Second Stipulation and Order to
 8 Extend Discovery Deadlines.
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10 **III. PROPOSED DEADLINES FOR REMAINING DISCOVERY**

	Current Deadline	Proposed Deadline
Disclosure of Plaintiff’s experts and opinions:	July 17, 2017	Sept. 13, 2017
Disclosure of Defendants' experts and opinions:	Sept. 1, 2017	Oct. 13, 2017
Disclosure of rebuttal experts and opinions:	Sept. 30, 2017	Nov. 10, 2017
Amendments of Pleadings and Adding Parties to be completed:	Oct. 17, 2017	No change
Discovery Cut-Off Date:	Dec. 12, 2017	Jan. 12, 2018
Dispositive motions shall be filed no later than:	Feb. 13, 2018	No change
The Pretrial Order, including motions in limine, must be filed by:	March 17, 2018	No change

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1 **IV. CONCLUSION**

2 For the foregoing reasons, the Parties respectfully request that the Court enter an Order
3 adopting the dates set forth in this Stipulation.

4 DATED this 24th day of July, 2017.

5 **MAINOR WIRTH, LLP**

5 **BOWMAN AND BROOKE LLP**

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15 **ORDER**

16 It is so Ordered.

17 Dated this 25th day of July, 2017.

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20 UNITED STATES MAGISTRATE JUDGE