

1 BRENDA ENTZMINGER
 Nevada Bar No. 9800
 2 BETSY JEFFERIS
 Nevada Bar No. 12980
 3 **PHILLIPS, SPALLAS & ANGSTADT LLC**
 4 504 South Ninth Street
 Las Vegas, Nevada 89101
 5 (702) 938-1510
 6 Attorneys for Defendant
 7 Wal-Mart Stores, Inc.

8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

10 MAGGIE J. SANTANA, individually,
 11 Plaintiff,
 12 v.
 13 WAL-MART STORES, INC., a Foreign
 corporation; DOES 1 through 100; and ROE
 14 CORPORATIONS 1 through 100,
 15 Defendants.

Case No.: 2:16-cv-00973-GMN-GWF

**~~PROPOSED~~ ORDER TO EXTEND
 DISCOVERY DEADLINES**

FIRST REQUEST

16
 17 COMES NOW Plaintiff Maggie J. Santana (hereinafter "Plaintiff"), by and through her
 18 counsel of record, Elaine H. Marzola, Esq. of Richard Harris Law Firm, and Defendant, Wal-Mart
 19 Stores, Inc. ("Walmart") by and through its counsel of record, Betsy C. Jefferis, Esq. of the law firm
 20 of Phillips, Spallas & Angstadt, LLC and hereby stipulate to modify the scheduling order to extend the
 21 initial and rebuttal expert disclosure deadlines by thirty (30) days. Pursuant to Local Rule 6-1(b), the
 22 parties state this is their first request for such leave.
 23

24 **DISCOVERY COMPLETED TO DATE**

- 25
- 26 • The parties have conducted an FRCP 26(f) conference and have served their respective
 FRCP 26(a) disclosures;
 - 27 • The parties have completed written discovery;
 - 28 • Walmart has deposed Plaintiff.

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

**DISCOVERY TO BE COMPLETED AND
REASONS FOR EXTENSION OF DISCOVERY**

Discovery to be completed includes:

- Depositions of fact witnesses/store employees;
- Depositions of expert witnesses and treating medical providers;
- Deposition of Walmart’s Rule 30(b)(6) witness;
- FRCP 35 Independent Medical Examination of Plaintiff

The parties aver, pursuant to Local Rule 2.25, that good cause exists for the requested extension. The parties agree that, pending this Court’s approval, extension of initial and rebuttal expert disclosure deadlines is appropriate, as the parties wish to further investigate this case, conduct necessary discovery prior to pertinent deadlines, and potentially reach a resolution prior to incurring fees and costs for extensive discovery and experts. Despite the good faith efforts of the parties to comply with the Court’s discovery deadlines, Defendant’s expert’s availability for a records review and independent medical examination of Plaintiff Maggie Santana, as well as the availability of Plaintiff to appear for the same necessitates this extension.

[PROPOSED] NEW DISCOVERY DEADLINES

Initial Expert Disclosure Deadline

Currently: August 29, 2016

Proposed: September 28, 2016

Rebuttal Expert Disclosure Deadline

Currently: September 26, 2016

Proposed: October 26, 2016

//
//
//
//

1 If this extension is granted, all discovery mentioned above should be concluded within the
2 stipulated extended deadline. The parties aver that this request for extension of discovery deadlines is
3 made by the parties in good faith and not for the purpose of delay.

4 DATED this 8th day of September, 2016.

DATED this 8th day of September, 2016.

5 **RICHARD HARRIS LAW FIRM**

PHILLIPS, SPALLAS & ANGSTADT LLC

6 /s/ Elaine H. Marzola

/s/ Betsy Jefferis

7
8 ELAINE H. MARZOLA, ESQ.
9 Nevada Bar No. 12442
10 801 South 4th Street
11 Las Vegas, NV 89101
12 (702)444-4444
13 Attorneys for Plaintiff

BETSY JEFFERIS, ESQ.
Nevada Bar No. 12980
504 South Ninth Street
Las Vegas, Nevada 89101
(702) 938-1510
Attorneys for Defendant
Wal-Mart Stores, Inc.

ORDER

14 IT IS SO ORDERED.

15 DATED this 13th day of September, 2016.

16
17 
18 UNITED STATES MAGISTRATE JUDGE

19 Respectfully Submitted by:

20 **PHILLIPS, SPALLAS & ANGSTADT LLC**

21 /s/ Betsy C. Jerfferis

22
23 BRENDA H. ENTZMINGER

24 Nevada Bar No. 9800
25 BETSY C. JEFFERIS
26 Nevada Bar No. 12980
27 504 South Ninth Street
28 Las Vegas, Nevada 89101
(702) 938-1510
bentzminger@PSALaw.net
bjeffervis@PSALaw.net
Attorneys for Defendant
Wal-Mart Stores, Inc.