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 7 Wal-Mart Stores, Inc.

8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

10
 11 LUCINDA CRAIG,
 Plaintiff,

2:16-cv-01020-JCM-PAL

12 vs.

**STIPULATION AND ORDER TO
 EXTEND DISCOVERY
 DEADLINES**

13
 14 WAL-MART STORES, INC.; DOES 1-20 and
 ROE BUSINESS ENTITIES 1-20, inclusive,

[Third Request]

15
 16 Defendants.

17 COME NOW, Plaintiff Lucinda Craig (hereinafter "Plaintiff"), by and through her counsel of
 18 record, Bryan Blackwell, Esq. of Richard Harris Law Firm, and Defendant Wal-Mart Stores, Inc. ("Wal-
 19 Mart"), by and through its counsel of record, Ryan Kerbow, Esq. of the law firm of Phillips, Spallas &
 20 Angstadt, LLC, and hereby stipulate to modify the scheduling order. Pursuant to Local Rule 6-1(b), the
 21 parties state that this is their third request for such leave.

22 **DISCOVERY COMPLETED TO DATE**

- 23 • The parties have exchanged initial disclosures of documents and the names of individuals with
 24 knowledge of the facts pertaining to the claims set forth in this matter.
 25 • Wal-Mart responded to Plaintiff's propounded written discovery requests, including
 26 Interrogatories and Requests for Production of Documents to Defendant.
 27 • Wal-Mart propounded a First Set of Interrogatories and First Set of Requests for Production of
 28 Documents. Plaintiff has served responses.

- 1 • Plaintiff has been deposed.
- 2 • Plaintiff underwent an FRCP 35 Examination by Wal-Mart's retained expert physician.
- 3 • Plaintiff has served her initial expert disclosures.
- 4 • Defense has served its initial expert disclosures.
- 5 • Defense has served rebuttal expert disclosures.
- 6 • Plaintiff has deposed Walmart's Rule 30(b)(6) representative.
- 7 • Walmart has deposed Plaintiff's retained expert witnesses.
- 8 • Walmart has deposed certain of Plaintiff's treating physicians.
- 9 • Plaintiff has deposed Walmart's retained expert, Dr. Ewers.
- 10 • The parties have deposed fact witness, Daria Lee.

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12 **REASONS FOR EXTENSION TO COMPLETE DISCOVERY**

13 The parties aver, pursuant to Local Rule 6-1(b), good cause exists for a 30-day extension
14 of discovery deadlines. As a result of Wal-Mart's motion for Rule 37(c) sanctions [ECF No. 15], the
15 Court ordered that Wal-Mart may disclose additional affirmative expert opinions by June 15, 2017.
16 However, because – unbeknownst to Wal-Mart – certain key medical imaging files pertaining to
17 Plaintiff's claimed injuries that Wal-Mart obtained through discovery were corrupted and un-
18 viewable, a fact Wal-Mart learned of only recently from Wal-Mart's medical expert, Wal-Mart is
19 having to re-order and re-obtain said medical imaging. Said medical imaging is necessary for the
20 additional expert opinions that Wal-Mart will disclose. As such, a brief extension is needed.

21 **CURRENT DISCOVERY DEADLINES**

22 Deadline for Wal-Mart to make expert disclosures: 6/15/17
23 Deadline to Plaintiff to make rebuttal expert disclosures: 7/15/17

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25 **[PROPOSED] NEW DISCOVERY DEADLINES**

26 Deadline for Wal-Mart to make expert disclosures: 7/15/17
27 Deadline to Plaintiff to make rebuttal expert disclosures: 8/14/17

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DATED this 13th day of June, 2017

DATED this 13th day of June, 2017

RICHARD HARRIS LAW FIRM

PHILLIPS, SPALLAS & ANGSTADT LLC

/s/ Bryan Blackwell

/s/ Ryan Kerbow

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Attorneys for Plaintiff
Lucinda Craig

Attorneys for Defendant
Wal-Mart Stores, Inc.

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE

DATED: June 14, 2017
