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 11 *Attorneys for Prada USA Corp.*

12 **UNITED STATES DISTRICT COURT**  
 13 **DISTRICT OF NEVADA**

14 HELEN BREWER, individually  
 15  
 16 Plaintiff,  
 17 v.  
 18 PRADA USA CORP., a Foreign  
 19 Corporation,  
 20 Defendants.

Case No.: 2:16-cv-001192-MMD-CWH

**DEFENDANT’S REQUEST FOR  
 EXCEPTION TO EARLY NEUTRAL  
 EVALUATION ATTENDANCE  
 REQUIREMENTS**

21 Defendant PRADA USA Corp. (“Defendant”), by and through its counsel Jackson Lewis  
 22 P.C., hereby respectfully requests an exception to the early neutral evaluation (“ENE”) attendance  
 23 requirements.

24 Defendant is insured with Ironshore, Inc. However, Defendant’s insurance policy contains  
 25 a substantial self-insured retention (near the Title VII damages cap for large employers); and, given  
 26 Plaintiff’s single claim of discrimination in this case, any resolution at the ENE will be within  
 27 Defendant’s self-insured retention. As such, Defendant respectfully requests that a representative  
 28 from Defendant’s insurance carrier be excused from attending in person the ENE; however, a


1 representative will be available telephonically as needed.

2 The parties conferred regarding this request on August 3, 2016. Plaintiff's counsel indicated  
3 that she has no objection to the representative of the insurance company appearing telephonically  
4 as needed. Moreover, participation by the insurance carrier via telephone will not adversely affect  
5 the ENE, and Defendant will attend the ENE with appropriate settlement authority.

6 Based on the foregoing, Defendant respectfully requests the insurance carrier be excused  
7 from in-person attendance, and to the extent necessary be allowed to attend the ENE telephonically  
8 as needed.

9 Dated this 3 day of August 2016

10 JACKSON LEWIS P.C.

11   
12 Joseph A. Saccomano, Jr.  
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18 *Attorneys for Defendant Prada USA Corp.*

19 **IT IS SO ORDERED.**

20 

21 **UNITED STATES MAGISTRATE JUDGE**

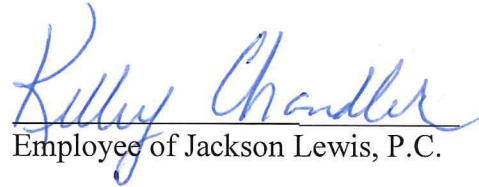
22 **DATED:** 8-3-2016

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**CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of Jackson Lewis P.C. and that on this 3<sup>rd</sup> day of August, 2016, I caused to be served a true and correct copy of the above and foregoing **DEFENDANT'S REQUEST FOR EXCEPTION TO EARLY NEUTRAL EVALUATION ATTENDANCE REQUIREMENTS** via ECF Filing, properly addressed to the following:

Ruth L. Cohen, Esq.  
PAUL PADDA LAW, PLLC  
4240 W. Flamingo Road, Suite 220  
Las Vegas, Nevada 89103  
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Employee of Jackson Lewis, P.C.

4825-9543-1221, v. 1