	1 2 3 4 5 6 7	DAVID BARRON, ESQ. Nevada Bar No. 142 JOSEPH R. MESERVY, ESQ. Nevada Bar No. 14088 BARRON & PRUITT, LLP 3890 West Ann Road North Las Vegas, Nevada 89031-4416 Telephone: (702) 870-3940 Facsimile: (702) 870-3950 Email: DBarron@lvnvlaw.com Email: JMeservy@lvnvlaw.com Attorneys for Defendant, Smart Industries Corporation	
	8	UNITED STATES DISTRICT COURT	
	9 10	DISTRICT OF NEVADA	
	10	****	
	11 12	WESCO INSURANCE COMPANY as subrogee of its insured NICKELS AND DIMES INCORPORATED,	Case No.: 2:16-cv-01206-JCM-EJY
	13	Plaintiff,	
	14	vs.	
	15	SMART INDUSTRIES CORPORATION dba SMART INDUSTRIES CORP., MFG., an Iowa corporation,	CONSOLIDATED FOR PURPOSES OF DISCOVERY AND TRIAL
	16 17	Defendants.	
	1/		
	18	JENNIFER WYMAN, individually; BEAR	Case No.: 2:16-cv-02378-JCM-EJY
	19	WYMAN, a minor, by and through his natural parent JENNIFER WYMAN; JENNIFER	
	20	WYMAN and VIVIAN SOOF, as Joint Special Administrators of the ESTATE OF CHARLES	STIPULATION AND ORDER FOR EXTENSION OF TIME FOR DEFENDANT SMART TO TAKE
	21	WYMAN; and SARA RODRIGUEZ natural parent and guardian ad litem of JACOB WYMAN,	DEFENDANT SMART TO TAKE CERTAIN DEPOSITIONS (First Request)
	22 23	Plaintiffs,	
	23	vs.	
	24	SMART INDUSTRIES CORPORATION dba SMART INDUSTRIES CORP., MFG, an Iowa	
	26	Corporation; HI-TECH SECURITY INC, a Nevada Corporation; WILLIAM ROSEBERRY;	
	27	BOULEVARD VENTURES, LLC, a Nevada Corporation; DOES 1 through 10; BUSINESS	
	28	ENTITIES I through V; and ROE CORPORATIONS 11 through 20, inclusive,	
627.67		1 Dockets.Justia.c	

 Defendants.
HI-TECH SECURTY INC; and WILLIAM ROSEBERRY,
Third-Party Plaintiffs,
vs.
NICKELS AND DIMES INCORPORATED,
Third-Party Defendants.

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On February 19, 2020, this Court issued an Order (ECF No. 199) stating that "discovery is reopened for a period of 45 days, beginning from the date of this Order, for the sole and exclusive purpose of allowing Smart Industries to depose Sara Rodriguez, Samir Bangalore, M.D. as a fact witness, Jerry Andrews as a fact witness, Lisa Gavin, as a fact witness, and Person Most Knowledgeable for the Clark County Coroner/Medical Examiner, and the Person(s) Most Knowledgeable for Sunrise Hospital, Affordable Cremation & Burial, and the Clark County Fired Department." ECF No. 199 at 19. Accordingly, Smart Industries currently has until April 4, 2020 to take any of the foregoing depositions.

Due to "the recent outbreak of the coronavirus disease 2019 ("COVID-19") in the District of Nevada" (*see* Temporary General Order 2020-03), deponents have communicated to counsel for Smart Industries real concerns about participating in-person for a deposition at this time. Upon information and belief, others, including Jerry Andrews, have simply avoided communicating any availability. Additionally, Smart Industries is concerned that technology presently available may impede its ability to present deponents with detailed documents at deposition and elicit their testimony concerning the same.

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With this Court's approval, the parties hereby agree that the deadline for "Smart Industries to depose Sara Rodriguez, Samir Bangalore, M.D. as a fact witness, Jerry Andrews as a fact witness, 2 Lisa Gavin, as a fact witness, and Person Most Knowledgeable for the Clark County Coroner/Medical 3 Examiner, and the Person(s) Most Knowledgeable for Sunrise Hospital, Affordable Cremation & 4 Burial, and the Clark County Fired Department" shall be extended by 60 days, or such other time as 5 deemed appropriate by the Court. As such, the deadline provided in ECF No. 199 at 19 for Smart 6 Industries to take the aforementioned depositions shall conclude 60 days from the date of this order. 7

This Stipulation is submitted in good faith and is not interposed for purposes of delay. This is the first request to extend the discovery deadline for the sole purpose of allowing Smart Industries to depose Sara Rodriguez, Samir Bangalore, M.D. as a fact witness, Jerry Andrews as a fact witness, Lisa Gavin, as a fact witness, and Person Most Knowledgeable for the Clark County Coroner/Medical Examiner, and the Person(s) Most Knowledgeable for Sunrise Hospital, Affordable Cremation & Burial, and the Clark County Fired Department.

Respectfully submitted, Dated this 19th day of March, 2020,

BARRON & PRUITT, LLP

/s/ Joseph R. Meservy DAVID BARRON, ESQ. Nevada Bar No. 142 JOSEPH R. MESERVY, ESQ. Nevada Bar No. 14088 3890 West Ann Road North Las Vegas, Nevada 89031 Attorneys for Defendant Smart Industries Corporation Dated this 19th day of March, 2020, CLIFF W. MARCEK, P.C.

/s/ Cliff Marcek 25 CLIFF W. MARCEK, ESQ. Nevada Bar No. 5061 26 536 East St. Louis Ave. Las Vegas, Nevada 89104 27 Attorneys for Plaintiffs Sara Rodriguez and Jacob Wyman 28

Dated this 19th day of March, 2020,

EGLET ADAMS

/s/ James Trummell TRACY A. EGLET, ESO. Nevada Bar No. 6419 JAMES A. TRUMMELL, ESQ. Nevada Bar No. 14127 ASHLEY E. KABINS, ESQ. Nevada Bar No. 15057 400 South 7th Street, 4th Floor Las Vegas, Nevada 89101 Attorneys for the Wyman Plaintiffs

Case No. 2:16-cv-02378-JCM-EJY Stipulation and Order for Extension of Time for Defendant Smart to Take Certain Depositions (First Request)

<u>ORDER</u>

Based upon the Stipulation of the parties hereto, and with good cause appearing therefor, IT IS HEREBY ORDERED, that the Stipulation to Extend hereinabove is hereby Granted. DATED this 23rd day of March, 2020.

STATES ΓRΑ