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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 *****

11 WESCO INSURANCE COMPANY as subrogee
12 of its insured NICKELS AND DIMES
INCORPORATED,

13 Plaintiff,

14 vs.

15 SMART INDUSTRIES CORPORATION dba
16 SMART INDUSTRIES CORP., MFG., an Iowa
corporation,

17 Defendants.

Case No.: 2:16-cv-01206-JCM-EJY

CONSOLIDATED FOR PURPOSES OF
DISCOVERY AND TRIAL

18 JENNIFER WYMAN, individually; BEAR
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
21 WYMAN; and SARA RODRIGUEZ natural
parent and guardian ad litem of JACOB WYMAN,

22 Plaintiffs,

23 vs.

24 SMART INDUSTRIES CORPORATION dba
25 SMART INDUSTRIES CORP., MFG, an Iowa
Corporation; HI-TECH SECURITY INC, a
26 Nevada Corporation; WILLIAM ROSEBERRY;
BOULEVARD VENTURES, LLC, a Nevada
27 Corporation; DOES 1 through 10; BUSINESS
ENTITIES I through V; and ROE
28 CORPORATIONS 11 through 20, inclusive,

Case No.: 2:16-cv-02378-JCM-EJY

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
DEFENDANT SMART TO TAKE
CERTAIN DEPOSITIONS (Fourth
Request)**

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

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 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 Fire Department.” ECF No. 199 at 19. On March 23, 2020, this Court issued an Order (ECF No. 237) extending that period of time by 60 days. On April 20, 2020, this Court issued an Order (ECF No. 251) extending that period of time by 30 days. On June 2, 2020, this Court issued an Order (ECF No. 261) extending that period of time by 30 days. Accordingly, Smart Industries currently has until July 22, 2020 to take any of the foregoing depositions.

Lisa Gavin, MD has indicated that she is not available for her deposition until after the current deadline. As such, the parties have agreed to take the deposition of Lisa Gavin, MD on July 27, 2020.

With this Court’s approval, the parties hereby agree that the deadline for Smart Industries to depose Lisa Gavin, as a fact witness, shall be extended by an additional 5 days, or such other time as deemed appropriate by the Court. As such, the deadline provided for Smart Industries to take the deposition of Dr. Gavin shall conclude on July 27, 2020. All other deposition previously allowed by the court will be conducted prior to the current July 22, 2020 deadline.

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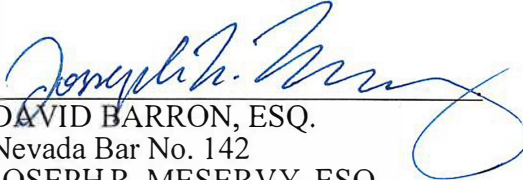
1 This Stipulation is submitted in good faith and is not interposed for purposes of delay. This is
2 the fourth request to extend the discovery deadline for the sole purpose of allowing Smart Industries
3 to depose Lisa Gavin, as a fact witness.

4 Respectfully submitted,
5 Dated this 29th day of June, 2020,

Dated this 29th day of June, 2020,

6 BARRON & PRUITT, LLP

EGLET ADAMS

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/s/ James A. Trummell
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24 *Attorneys for the Wyman Plaintiffs*

25 Dated this 29th day of June, 2020,

26 CLIFF W. MARCEK, P.C.

/s/ Cliff W. Marcek
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Case No. 2:16-cv-02378-JCM-EJY
Stipulation and Order for Extension of
Time for Defendant Smart to
Take Certain Depositions
(Second Request)

ORDER

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 30th day of June, 2020.


UNITED STATES MAGISTRATE JUDGE

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