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8
 9 **UNITED STATES DISTRICT COURT**
 10 **DISTRICT OF NEVADA**

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

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

13 Plaintiff,

14 vs.

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

CONSOLIDATED FOR PURPOSES OF
DISCOVERY AND TRIAL

17 Defendants.

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,

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

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

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,

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Defendants.
HI-TECH SECURTY 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. On June 30, 2020, this Court issued and Order (ECF No. 265) extending the period of time to take the deposition of Lisa Gavin, MD through July 27, 2020.

Due to a change in the schedule of a family member’s medical procedure, counsel for Smart Industries, Inc. needs to reschedule the deposition of Dr. Gavin. 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 35 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 August 31, 2020. All other deposition previously allowed by the court have been completed.

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

4 Respectfully submitted,
5 Dated this 24th day of July, 2020,
6 BARRON & PRUITT, LLP

Dated this 28th day of July, 2020,
EGLET ADAMS

7 /s/ Joseph R. Meservy
8 DAVID BARRON, ESQ.
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Attorneys for the Wyman Plaintiffs

12 Dated this 28th day of July, 2020,

13 CLIFF W. MARCEK, P.C.

14 /s/ Cliff Marcek
15 CLIFF W. MARCEK, ESQ.
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18 Las Vegas, Nevada 89104
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20 *and Jacob Wyman*

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

21
22 **ORDER**

23 Based upon the Stipulation of the parties hereto, and with good cause appearing therefor,
24 IT IS HEREBY ORDERED, that the Stipulation to Extend hereinabove is hereby Granted.

25 DATED this 29th day of July, 2020.

26 
27 UNITED STATES MAGISTRATE JUDGE
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