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*Attorneys for Plaintiffs*

*Jennifer Wyman, Bear Wyman,*

*and the Estate of Charles Wyman*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

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

Plaintiff,

vs.

SMART INDUSTRIES CORPORATION d/b/a  
SMART INDUSTRIES CORP, MFG, an Iowa  
corporation,

Defendants.

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

**STIPULATION AND ORDER FOR  
EXTENSION OF TIME TO FILE  
PLAINTIFFS' REPLIES TO THEIR  
MOTIONS IN LIMINE NO's. 5, 6,  
AND 7 (First Request)**

JENNIFER WYMAN, individually; BEAR  
WYMAN, a minor, by and through his natural  
parent JENNIFER WYMAN; JENNIFER  
WYMAN and VIVIAN SOOF, as Joint Special  
Administrators of the ESTATE OF CHARLES  
WYMAN; and SARA RODRIGUEZ, natural  
parent and guardian ad litem of JACOB WYMAN,

Plaintiffs,

vs.

CONSOLIDATED WITH  
Case No. 2:16-cv-02378-JCM-CWH

1 SMART INDUSTRIES CORPORATION, d/b/a  
2 SMART INDUSTRIES CORP., MFG, an Iowa  
3 corporation, HI-TECH SECURITY INC., a Nevada  
4 corporation; WILLIAM ROSEBERRY;  
5 BOULEVARD VENTURES, LLC, a Nevada  
6 corporation; DOES I thought V; DOES 1 thought  
7 10; BUSINESS ENTITIES I through V; and ROE  
8 CORPORATIONS 11 through 20, inclusive,

9 Defendants.

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HI-TECH SECURITY, INC; and WILLIAM  
ROSEBERRY,

Third-Party Plaintiffs,

vs.

NICKELS AND DIMES INCORPORATED,

Third-Party Defendant.

On April 6, 2022, Wyman Plaintiffs filed their Motion in Limine No. 5 to Preclude Any Argument that the Subject Arcade Machine Defect Did Not Exist When it Left Smart Industries Corporation's Possession (ECF No. 368); Motion in Limine No. 6 to Exclude Argument or Reference that the Defective Junction Box Was Modified After it Left its Possession Due to Lack of Foundation (ECF No. 369); and Motion in Limine No. 7 to Exclude Charles Wyman's Toxicology Report and Any Argument or Reference to His Alleged Drug Use (ECF No. 370).

On April 20, 2022, Defendant Smart Industries Corporation filed a Stipulation and Order for an Extension of Time to file its Oppositions to Plaintiffs' Motions in Limine until May 4, 2022 (ECF Nos. 382). On May 4, 2022, Defendant Smart Industries Corporation filed its Oppositions to Plaintiffs' Motions in Limine (ECF Nos. 385, 386, and 387). Wyman Plaintiffs' Replies to Defendant Smart Industries Corporation's Oppositions to Wyman Plaintiffs' Motions in Limine are currently due May 11, 2022. Wyman Plaintiffs have requested a two-week extension



1 of time to file their Replies in Support of their Motions in Limine. Defendant Smart has agreed  
2 to Wyman Plaintiffs’ request, which would make the replies due on May 25, 2022.

3 This Stipulation is submitted in good faith and is not interposed for purposes of delay.  
4 Due to unexpected delays and having not received Defendant Smart’s Oppositions until May 4,  
5 2022, with this Court’s approval, the parties hereby agree that that the deadline for Wyman  
6 Plaintiffs to file the above-mentioned briefs, shall be extended by two weeks, or such other time  
7 as deemed appropriate by the Court. As such, the deadline for filing said briefs shall be  
8 May 25, 2022.

9 Respectfully submitted by:

Approved as to Form and Content by:

10 DATED this 11th day of May, 2022.

DATED this 11th day of May, 2022.

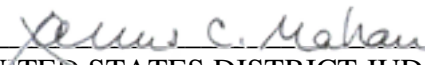
11 /s/ Brittney R. Glover, Esq.  
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Smart Industries Corporation*

**ORDER**

Based upon the Stipulation of the parties hereto, and for good cause, IT IS HEREBY  
ORDERED, that the Stipulation to Extend hereinabove is hereby Granted.

DATED May 23, 2022.

  
UNITED STATES DISTRICT JUDGE