

1 Justin V. Alper, Esq.
2 Nevada Bar No. 12923C
3 3535 Executive Terminal Dr # 300
4 Henderson, NV 89052
5 Phone: (702) 361-2100
6 Email: jalper.law@gmail.com

7 *Pro Bono Attorney for Plaintiff*
8 *Bryan Dryden*

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 BRYAN DRYDEN,

12 Plaintiff,

13 v.

14 STATE OF NEVADA ET AL.,

15 Defendant

Case No.: 2:16-cv-01227-JAD-EJY

16 **STIPULATION TO EXTEND**
17 **DISCOVERY**
18 **[SIXTH REQUEST]**

19 Plaintiff Bryan Dryden by and through his *pro bono* counsel, Justin V. Alper, and
20 Defendant Ted Nielson by and through his counsel, Aaron D. Ford, Nevada Attorney General of
21 the State of Nevada, and Austin T. Barnum, Senior Deputy Attorney General, agree and have
22 stipulated to extend discovery and other deadlines in this case for general purposes. The previous
23 deadlines were set in ECF No. 190. The parties agree that more time is needed to review
24 documents, conduct depositions, written questions and that there may be records and perhaps
25 additional evidence that still need to be obtained through discovery.
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1 The attorneys met and conferred on July 8, 2022 whereby they agreed to a general
2 extension of discovery by 90 days. The issue of reactivating the deadline for experts was
3 proposed by Plaintiff's counsel, Justin V. Alper. However, the defense does not agree to
4 reactivate the deadline for expert witnesses at this time because the defense is already conducting
5 an investigation into the suspicious/tampered document in this case (the nurse's Unusual
6 Occurrence Report), and because the defense feels that a forgery expert is unnecessary, and
7 finally the defense expressed concerns that reactivating the deadline for experts could confuse
8 the jury and cause the trier of fact to believe that the case is about a document instead of an
9 assault. However, Plaintiff does not agree with such arguments.
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13 *Nonetheless*, the parties have stipulated to extend all deadlines (except the issue of
14 experts) by approximately 90 days as outlined with the dates indicated directly below:
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16 In particular, the proposed new deadlines would be as follows:
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- 18 1. Discovery to remain open until November 8, 2022.
- 19 3. Dispositive Motions due December 8, 2022.
- 20 4. Pretrial Order due January 9, 2023.*
- 21 5. FRCP 26(a)(3) Disclosures and any objections thereto to be included in the
22 final pre-trial order.
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1 Respectfully submitted,
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4 Dated this 12th day of July, 2022
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7 By: /s/ Justin V. Alper
8 Justin V. Alper (Bar No. 12923C)
9 *Attorney for Plaintiff Bryan Dryden*
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11 By: /s/ Austin T. Barnum
12 Austin T. Barnum (Bar No. 15174)
13 *Senior Deputy Attorney General*
14 *Attorney for Defendant Ted Nielson*
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19 IT IS SO ORDERED.

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21 _____
22 UNITED STATES MAGISTRATE JUDGE
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24 Dated: July 13, 2022
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