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 Nevada Bar No. 9800  
 2 BETSY C. JEFFERIS  
 Nevada Bar No. 12980  
 3 **PHILLIPS, SPALLAS & ANGSTADT LLC**  
 4 504 South Ninth Street  
 Las Vegas, Nevada 89101  
 5 (702) 938-1510

6 *Attorneys for Defendant*  
 7 *Wal-Mart Stores, Inc.*

8 UNITED STATES DISTRICT COURT  
 9 DISTRICT OF NEVADA

10 TIMOTHY BOYTOR,  
 11 Plaintiff,  
 12 v.  
 13 WAL-MART STORES, INC., and DOES 1  
 through 100; and ROE CORPORATIONS 101  
 14 through 200,  
 15 Defendants.

Case No.: 2:16-cv-02023-JAD-GWF

**STIPULATION AND [PROPOSED]**  
**ORDER TO EXTEND INITIAL EXPERT**  
**DEADLINES**

**[SECOND REQUEST]**

16  
 17 Plaintiff TIMOTHY BOYTOR (hereinafter “Plaintiff”) and Defendant WAL-MART STORES,  
 18 INC. (hereinafter “Defendant”), by and through their respective counsel of record LLC and hereby  
 19 stipulate to modify the scheduling order to extend the initial expert discovery deadlines by five (5) days.

20 Pursuant to Local Rule 6-1(b), the parties hereby aver that this is the second such discovery  
 21 extension requested in this matter.

22 **DISCOVERY COMPLETED TO DATE**

- 23 • The parties have conducted an FRCP 26(f) conference and have served their respective  
 FRCP 26(a) disclosures;
- 24 • The parties have completed written discovery;
- 25 • Walmart has deposed Plaintiff;
- 26 • Depositions of fact witnesses/store employee
- 27 • FRCP 35 Independent Medical Examination of Plaintiff.

1 **DISCOVERY TO BE COMPLETED AND REASONS FOR DISCOVERY**  
2

3 Discovery to be completed includes:

- 4 • Depositions of expert witnesses and treating medical providers;
- 5 • Initial Expert Disclosures
- 6 • Rebuttal expert disclosures.
- 7

8 The parties aver, pursuant to Local Rule 2.25, that good cause exists for the requested extension.

9 The parties agree that, pending this Court’s approval, extension of initial expert disclosure deadlines is  
10 appropriate, as the parties wish to further investigate this case, conduct necessary discovery prior to  
11 pertinent deadlines, and potentially reach a resolution prior to incurring fees and costs for extensive  
12 discovery and experts. Despite the good faith efforts of the parties to comply with the Court’s discovery  
13 deadlines, Defendant’s expert’s availability for a preparation of expert reports necessitates this  
14 extension. All amendments are noted in “**BOLD.**”  
15

16 **[PROPOSED] NEW DISCOVERY DEADLINES**  
17

18 **Initial Expert Disclosure Deadline**

19 **Currently: February 6, 2017**

20 **Proposed: February 10, 2017**  
21

22 If the extension is granted, all anticipated additional discovery is expected to be included within  
23 the stipulated extended deadline. The parties aver that this request for extension is made by the parties  
24 in good faith and not for the purpose of delay.  
25  
26  
27  
28

1 Continued from last page.

2  
3 DATED this 7<sup>th</sup> day of February, 2017.

4 **BERSTEIN & POISSON**

**PHILLIPS, SPALLAS & ANGSTADT LLC**

5  
6 /s/ Jamie Corcoran

/s/ Betsy Jefferis

7 Jamie H. Corcoran, Esq.  
8 Nevada Bar No. 11790  
9 BERNSTEIN & POISSON  
320 S. Jones Blvd.  
Las Vegas, NV 89107

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10 *Attorneys for Plaintiff*  
11 *Timothy Boytor*

*Attorneys for Defendant*  
*Wal-Mart Stores, Inc.*

12  
13  
14 **ORDER**

15 IT IS SO ORDERED.

16 DATED this 8<sup>th</sup> day of February, 2017.

17  
18   
19 \_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE

1 **CERTIFICATE OF SERVICE**

2 Pursuant to FRCP Rule 5, I hereby certify that I am an employee of the law firm PHILLIPS,  
3 SPALLAS & ANGSTADT, LLC, and that on this 7<sup>th</sup> day of February, 2017, I electronically served a  
4 copy of **STIPULATION AND [PROPOSED] ORDER TO EXTEND EXPERT DISCOVERY**  
5 **DEADLINES [SECOND REQUEST]** as follows:

6  By facsimile addressed to the following counsel of record, at the address listed below;

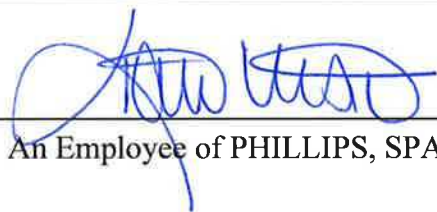
7  By placing same to be deposited for mailing in the United States Mail, in a sealed envelope  
8 upon which first class postage was prepaid in Las Vegas, Nevada;

9  By Hand Delivery (ROC); and/or

10  By Electronic Service through CM/ECF to:

11

ATTORNEY OF RECORD	TELEPHONE/FAX	PARTY
12 SCOTT L. POISSON, ESQ. Nevada Bar No. 10188 13 JAMIE H. CORCORAN, ESQ Nevada Bar No. 11790 14 BERNSTEIN & POISSON 320 S. Jones Blvd. 15 Las Vegas, NV 89107	Phone 702-256-4566 Fax 702-256-6280	Plaintiff

16 

17  
18 An Employee of PHILLIPS, SPALLAS & ANGSTADT LLC

\*\*\*\*\*  
\*\*\* FAX TX REPORT \*\*\*  
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TRANSMISSION OK

JOB NO. 0039  
DESTINATION ADDRESS 7022566280  
SUBADDRESS  
DESTINATION ID  
ST. TIME 02/07 09:16  
TX/RX TIME 01' 28  
PGS. 4  
RESULT OK

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