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6 Attorneys for Defendants,
7 Las Vegas Limousines, LLC and
Frias Management, LLC

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 ASHLEY SILVER,)
11 Plaintiff,) Case No. 2:17-cv-00197-RFB-CWH
12 vs.)
13) **MOTION FOR WAIVER OF**
14 LAS VEGAS LIMOUSINES, LLC dba)
15 LAS VEGAS LIMOUSINES, a Nevada)
16 Limited Liability Company, FRIAS)
17 MANAGEMENT, LLC dba FRIAS)
18 TRANSPORTATION)
19 MANAGEMENT, a Nevada limited)
liability company, DOES I through X,)
and ROE CORPORATIONS I through)
X,)
20 Defendants.)

21 Defendants, pursuant to the Order Scheduling Early Neutral Evaluation Session
22 filed February 21, 2017 (ECF No. 8), hereby move the Court for an order excusing the
23 physical attendance of the AIG insurance carrier representative, Ryan Potente, at the
24 March 24, 2017 ENE.

25 Mr. Potente is located in New York, and overnight travel (likely multiple days)
26 would be required. Defendants are aware that cost and inconvenience are generally not
27 considered good cause for an exception from the attendance requirements, but the Court
28

1 is asked to consider in combination with these factors the fact there is a \$100,000 self-
2 insured retention on this matter, little of which has been exhausted. While Defendants
3 intend to come to the ENE for good faith negotiations, no scenario is envisioned in
4 which insurance carrier funds would come into play at the ENE. Further, a settlement
5 position will be formulated before the ENE, Mr. Potente would be available during the
6 ENE by telephone as needed, and Defendants will be represented in person at the ENE.
7 Finally, the AIG representatives are presently short-staffed by a person such that Mr.
8 Potente is currently handling approximately 250 claims, which makes multiple days out
9 of the office more difficult.

11 FISHER & PHILLIPS LLP

12
13 /s/ Scott M. Mahoney, Esq.
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15 300 S. Fourth Street
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Attorneys for Defendants

17 **CERTIFICATE OF ELECTRONIC SERVICE**

18 This is to certify that on the 7th day of March 2017, the undersigned, an
19 employee of Fisher & Phillips LLP, electronically filed the foregoing Motion for
20 Waiver of Attendance of Insurance Carrier at ENE with the U.S. District Court, and a
21 copy was electronically transmitted from the court to the e-mail address on file for:
22

23 Angela J. Lizada, Esq.

24 By: /s/ Stacey Grata

25 **IT IS SO ORDERED.**

26 

27
28 **UNITED STATES MAGISTRATE JUDGE**
DATED: 3-17-2017