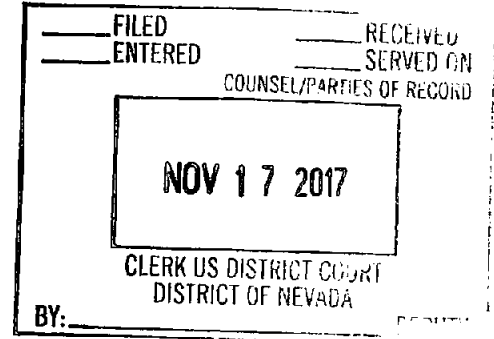


1 MICHAEL FOLEY
 2 209 S. Stephanie St. Ste. B-191
 3 Henderson, NV 89012
 Telephone: (702) 771-9725
 Plaintiff Pro Se



7 **UNITED STATES DISTRICT COURT**
 8 **DISTRICT OF NEVADA**

11 MICHAEL FOLEY,) Case No. 2:17-cv-01024-JCM-VCF
 12)
 Plaintiff,)
 13 vs.)
 14)
 Sylvia Teuton, an individual; James)
 15 Harris, an individual; Kenneth Bourne, an)
 individual; Joseph Lombardo, an)
 16 individual; Steven Wolfson, an individual;) **UNOPPOSED MOTION TO EXTEND**
 17 Steven Grierson, Court Clerk; Clark) **TIME TO FILE RESPONSE TO**
 County Detention Center; Clark County, a) **DEFENDANT STEVEN GRIERSON'S**
 18 political subdivision of the State of) **MOTION TO DISMISS**
 Nevada; Patricia Foley, an individual;)
 19 DOES 1-100 and ROES 101-200,)
 20)
 Defendants.)

22 COMES NOW, Plaintiff Michael Foley, and hereby moves the Court to extend the
 23 time to respond to Defendant Steven Grierson's MOTION TO DISMISS. This motion is
 24 filed unopposed. This is the first request for extension of time.

25 On or about November 8, 2017, Defendant Steven Grierson filed his MOTION TO
 26 DISMISS the Plaintiff's complaint. The Plaintiff did not receive the motion until
 27 November 13, 2017, and counsel for the defendant has agreed to not oppose this motion.
 28 See the email correspondence, Exhibit "1."

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Exhibit “1”

RE: Foley v. Teuton

Amanda C. Sage <ASage@ag.nv.gov>

Wed 11/15/2017 4:02 PM

To: 'Michael Foley' <foley1769@LIVE.COM>; Lucinda Coumou <Lucinda.Coumou@clarkcountyda.com>;

Mr. Foley –

Just to repeat what we discussed on the phone, you need to file a motion for extension of time, not a stipulated motion for your request. In that motion you are free to let the court know that I have no objection to your request for extension of time to respond to Mr. Grierson's motion to dismiss.

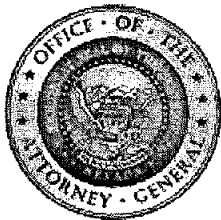
As for the scheduling conference, I am free Friday of this week, any time on Monday, November 20, or the morning of November 21. Ms. Coumou – do any of those dates and times work for you?

Thank you,

Amanda C. Sage

Deputy Attorney General, Post-Conviction Unit
Office of the Nevada Attorney General

100 N. Carson St.
Carson City, Nevada 89701
(775) 687-2141



This email contains the thoughts and opinions of the sender, and does not represent official Attorney General policy. This email may contain legally privileged and/or confidential information. If you are not the intended recipient(s), any dissemination, distribution or copying of this email message is strictly prohibited. If you have received this message in error, please immediately notify the sender and delete this email from your computer.

From: Michael Foley [mailto:foley1769@LIVE.COM]

Sent: Wednesday, November 15, 2017 2:24 PM

To: Amanda C. Sage <ASage@ag.nv.gov>; Lucinda Coumou <Lucinda.Coumou@clarkcountyda.com>

Subject: Re: Foley v. Teuton

Thank you Ms. Sage.

If you don't mind, I'd like to formalize the extension by stipulation. I would file the stipulation today, but I don't have electronic access on this case yet. I would use the following language IF I could submit the stipulation electronically. If I can't have you submit it, then I will have to file a motion and use this email exchange to support it.

The language I would use would be substantially the following:

STIPULATION AND ORDER FOR EXTENSION OF TIME FOR PLAINTIFF MICHAEL FOLEY TO FILE A RESPONSE TO DEFENDANT STEVEN GRIERSON'S MOTION TO DISMISS

Pursuant to FRCP 6(b) and Local Rule 7-1, the undersigned parties respectfully request that the Court extend the current deadline for Plaintiff Michael Foley to respond the Defendant Steven Grierson's MOTION TO DISMISS to November 28, 2017. This is the parties' first request for an extension of time. The subject MOTION TO DISMISS was filed on November 8, 2017, but not received by the Plaintiff until November 13, 2017. The current deadline is _____. The Plaintiff does intend to formally request access to CM/ECF to timely file and receive notifications electronically.

Therefore, the parties respectfully request that the Court approve this stipulation.

DATED this 15th day of November, 2017.

DISTRICT COURT JUDGE

By: Michael Foley

Michael Foley
209 S. Stephanie St. Ste B-191
Henderson, Nevada 89012

By: Amanda C. Sage

Amanda C. Sage
Nevada Bar No. 13429
555 E. Washington Ave. Ste. 3900
Las Vegas, Nevada 89101
Attorney for Defendant Steven Grierson

Please let me know if you are willing to do this from your end. If you can't, then I will submit a MOTION to the court through the mail.

As far as having a rule 26 conference, please let me know when is a good time for you and Ms. Coumou to do this telephonically. I'll copy her on this message. I was at the Clerk's office on Monday, and examined this case for current status, and yesterday I received *another* Klingele notice, so if you are representing ANY other defendants who have filed a motion to dismiss since last week, please let me know because apparently there is something delaying my mail.

Thank you.

Sincerely,

Michael Foley

702-771-9725

From: Amanda C. Sage <ASage@ag.nv.gov>
Sent: Tuesday, November 14, 2017 7:25 AM
To: 'Michael Foley'
Subject: RE: Foley v. Teuton

Mr. Foley,

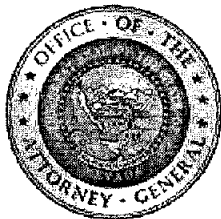
Thank you for your email. A copy of the motion to dismiss was mailed to you on November 8, 2017, however, I've also attached a copy to this email. I have no objection to a 14 day extension of your time to file a response.

Also, I'm glad you emailed. I've tried contacting you by phone but it looks like you don't have a voicemail box setup. Per Federal Rules of Civil Procedure 26(f), you are required to organize a meeting with all defendants to discuss a schedule for discovery and any potential case resolutions. Under local rules for Nevada's Federal District Court (Local Rule 26-1), this conference should have occurred by November 1, with a written plan submitted to the judge by November 15. This is a rather informal meeting and can occur via phone, but all parties must be included. If you have questions about setting this up, please feel free to contact me at the number below. I will be in my office all day today. Tomorrow and Thursday I'll be in and out but will be checking messages.

Again, thank you for your email.

Amanda C. Sage

Deputy Attorney General, Post-Conviction Unit
Office of the Nevada Attorney General
100 N. Carson St.
Carson City, Nevada 89701
(775) 687-2141



This email contains the thoughts and opinions of the sender, and does not represent official Attorney General policy. This email may contain legally privileged and/or confidential information. If you are not the intended recipient(s), any dissemination, distribution or copying of this email message is strictly prohibited. If you have received this message in error, please immediately notify the sender and delete this email from your computer.

From: Michael Foley [mailto:foley1769@LIVE.COM]
Sent: Monday, November 13, 2017 6:30 PM
To: Steven G. Shevorski <SShevorski@ag.nv.gov>; Amanda C. Sage <ASage@ag.nv.gov>
Subject: Foley v. Teuton

Dear Mr. Shevorski and Ms. Sage,