

1 Kevin C. Barrett, State Bar No. 8959
 2 **BARRETT | MATURA**
 3 8925 East Pima Center Parkway, Suite 100
 4 Scottsdale, Arizona 85258
 Telephone: (602) 792-5705
 Facsimile: (602) 792-5710
kbarrett@barrettmatura.com

5 Attorneys for Defendant
 American Family Mutual Insurance Company

6
 7 **UNITED STATES DISTRICT COURT**
 8 **DISTRICT OF NEVADA**

9 FRED DOREMUS, individually; and
 LINDA DOREMUS, individually,

Case No. 2:17-CV-01034-RFB-VCF

10 Plaintiffs,

11 vs.

**STIPULATION AND ORDER FOR
 EXTENSION OF REMAINING
 DEADLINES
 [SECOND REQUEST]**

12 AMERICAN FAMILY MUTUAL
 13 INSURANCE COMPANY, a foreign
 entity; DOES I through X; and ROE
 14 CORPORATIONS, XI through XX,
 inclusive,

15 Defendants.

16 Pursuant to Federal Rule of Civil Procedure 29(b) and Local Rules 6-1, 7-1, and LR
 17 26-4, the parties hereby submit the following Stipulation and Order for Extension of
 18 Remaining Deadlines (Second Request) to extend the discovery deadlines and all related
 19 case management deadlines, as set forth in the Court's Scheduling Order [Doc. 13] and
 20 Order granting Stipulation to Extend Discovery Deadline [Doc. 17], by approximately 90
 21 days.

22 **I. STATUS OF DISCOVERY EFFORTS TO DATE**

23 The parties have conducted the following discovery to date:

- 24 • Disclosure statements have been exchanged.
- 25 • Defendant served Plaintiffs with Interrogatories and Requests for Production
 26 on September 19, 2017.
- 27 • Plaintiffs have responded to Interrogatories and Requests for Production on
 28 October 23, 2017.

- 1 • Defendant issued subpoenas duces tecum to Plaintiffs' medical providers in
- 2 November, 2017.
- 3 • Some medical records have been produced by Plaintiffs' medical providers,
- 4 but not all.
- 5 • Plaintiffs issued Interrogatories, Requests for Production, and Requests for
- 6 Admission to Defendant on February 6, 2018.
- 7 • Defendant's responses to Plaintiffs' Interrogatories, Requests for Production,
- 8 and Requests for Admission will be filed on March 12, 2018.
- 9 • Plaintiffs have taken the depositions of the claim handlers involved in this
- 10 matter and some 30(b)(6) representatives.
- 11 • Expert opinions have been exchanged.

12 **II. DISCOVERY REMAINING**

- 13 • Pending subpoena responses from remaining medical providers to be
- 14 received by Defendant.
- 15 • Deposition of Plaintiffs.
- 16 • Deposition of an additional 30(b)(6) Defendant representative.
- 17 • Expert depositions.
- 18 • Depositions of additional fact witnesses, as necessary.
- 19 • Additional subpoenas and written discovery, as necessary.

20 **III. REASONS FOR REQUESTED EXTENSION**

21 Pursuant to Local Rule 26-4, the parties submit that good cause exists for the
22 extension requested below for the following reasons:

23 The parties have been diligent in conducting written discovery, issuing subpoenas
24 to collect Plaintiffs' relevant medical information, and beginning the deposition process.
25 However, at this time, the parties have been unable to schedule all of the necessary
26 depositions within the current deadlines. Additionally, without all of the relevant medical
27 records collected, it would be premature for Defendant to depose Plaintiffs. The parties
28 are working together to facilitate mutually acceptable dates for the remaining depositions.

1 As such, good cause is present to extend the current case deadlines, as evidenced by
2 the discovery efforts listed above. The parties have diligently worked together to move
3 this case forward.

4 **IV. CURRENT DATES AND REQUESTED EXTENSIONS**

5 The parties hereby request an extension of the remaining case deadlines as follows:

6 1. Discovery Cutoff Date:

7 Current date: March 18, 2018

8 **Requested Extension: June 18, 2018**

9 2. Dispositive Motions:

10 Current date: April 17, 2018

11 **Requested Extension: July 16, 2018**

12 3. Pretrial Order:

13 Current date: May 17, 2018

14 **Requested Extension: August 15, 2018** (unless dispositive motions are
15 filed, in which case the pretrial order shall be filed thirty days after the decision on
16 the dispositive motions or further order from the Court).

17 4. All other deadlines set forth in the Scheduling Order will remain the same.

18 The parties have complied with the Scheduling Order and its deadlines thus far.
19 This request is the parties' second request to extend any discovery deadlines, and it is made
20 in good faith.

21 For the reasons above, the parties submit that good cause exists to extend discovery,
22 dispositive motions, and pretrial order, all in accordance with the accompanying Order.

23 DATED: March 13, 2018

24 HENNESS & HAIGHT

BARRETT | MATURA

25
26 By: /s/ Jacob Smith (w/ permission)
Jacob Smith
Attorneys for Plaintiffs
Fred & Linda Doremus

By: /s/ Kevin C. Barrett
Kevin C. Barrett
Attorneys for Defendant
American Family Mutual Ins. Co.

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

ORDER

IT IS SO ORDERED.



UNITED STATES MAGISTRATE JUDGE

DATED: March 13, 2018

CERTIFICATE OF SERVICE

I hereby certify that on March 13, 2018, I electronically transmitted the foregoing document to the Clerk’s Office using the CM/ECF system for filing and that a copy of same was deposited for mailing, first class mail, postage prepaid, to the following:

Mark G. Henness, Esq.
Jacob S. Smith, Esq.
HENNESS & HAIGHT
8972 Spanish Ridge Avenue
Las Vegas, Nevada 89148
Attorneys for Plaintiffs

/s/ Carolyn Harrington

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