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9 **UNITED STATES DISTRICT COURT**
 10 **DISTRICT OF NEVADA**

11 MARY JEAN LAMBERT,
 12
 Plaintiff,
 13 v.
 14 PROPERTY AND CASUALTY INSURANCE
 COMPANY OF HARTFORD; HARTFORD
 15 UNDERWRITERS INSURANCE
 COMPANY, companies and entities licensed to
 16 do business in Arizona and Nevada; DOES 1
 through 10; XYZ Corporations 11 through 20;
 17 and ABC Limited Liability Companies 21
 through 30, inclusive,
 18
 Defendants.
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Case No.: 2:17-cv-01509-RFB-PAL

**STIPULATION AND ORDER TO EXTEND
 DISCOVERY DEADLINES
 (SECOND REQUEST)**

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21 Defendant Property and Casualty Insurance Company of Hartford (**Defendant**), incorrectly
 22 named as Hartford Underwriters Insurance Company, and plaintiff Mary Jean Lambert (**Plaintiff**),
 23 respectfully submit the following stipulation requesting a sixty (60) day extension of the current
 24 scheduling order deadlines.

25 **I. INTRODUCTION.**

26 This case is a dispute arising out of an automobile insurance policy. Plaintiff allegedly
 27 suffered injuries as a result of a motor vehicle collision on April 11, 2012, and made a claim on her
 28 insurance policy. Plaintiff filed a complaint in State Court on April 17, 2017, alleging breach of

1 contract, contractual breach of implied covenant and good faith and fair dealing, and unfair claims
2 practices. On May 26, 2017, Defendant removed this matter to Federal Court. A discovery plan and
3 scheduling order was entered on August 24, 2017 [ECF Docket #12]. A stipulation and order to
4 extend discovery deadlines was entered on November 29, 2017 [ECF Docket #19].

5 **II. DISCOVERY STATUS.**

6 On November 29, 2017, the court entered a stipulation and order to extend discovery
7 deadlines which set the following deadlines:

- 8 (a). Discovery Cut Off: Monday, April 2, 2018.
- 9 (b). Motions to amend pleadings or add parties: No extension requested.
- 10 (c). Initial Expert Disclosures: Friday, February 2, 2018.
- 11 (d). Rebuttal Expert Disclosures: Monday, March 5, 2018.
- 12 (e). Interim Status Report: Friday, February 2, 2018.
- 13 (f). Dispositive Motions: Tuesday, May 1, 2018.
- 14 (g). Pretrial Order: Friday, June 1, 2018.
- 15 (h). Extensions or Modifications of the Discovery Plan and Scheduling Order:
16 Monday, March 12, 2018.

17 A. Discovery that has been completed.

- 18 1. Plaintiff served her initial disclosures on August 15, 2017.
- 19 2. Plaintiffs served her first supplement to initial disclosures on August 18, 2017.
- 20 3. Defendant served its initial disclosures on August 18, 2017.
- 21 4. Plaintiff served her second supplement to initial disclosures on September 7,
22 2017.
- 23 5. Plaintiff served her designation of expert witness on September 7, 2017.
- 24 6. Defendant served its first set of requests for production of documents and first
25 set of interrogatories to Plaintiff on September 21, 2017.
- 26 7. Plaintiff served her first supplement to designation of expert witness on
27 October 11, 2017.
- 28

1 8. Plaintiff served her responses to defendant's request for production of
2 documents and answers to defendant's interrogatories on November 15, 2017.

3 9. Plaintiff served her second supplement to designation of expert witness on
4 January 7, 2018.

5 B. Discovery that Remains.

6 1. Expert disclosures;

7 2. Depositions of Plaintiff's treating physicians;

8 3. Deposition of Expert Witnesses;

9 4. Written Discovery;

10 5. Plaintiff's deposition (and follow up discovery on any new issues that arise at
11 the deposition)

12 The parties reserve the right to take additional discovery during the time frames outlined
13 below should the need arise.

14 C. Pending Motions.

15 There are currently no pending motions before the court.

16 **III. REASON WHY EXTENSION IS REQUIRED.**

17 The parties are requesting an additional sixty (60) days of discovery in order to allow
18 Defendant to continue gathering documentation necessary to retain expert witnesses. This case
19 involves a large volume of medical records, many of which have only recently been received.
20 Defendant received a blank HIPAA form from Plaintiff in October of 2017 and medical records
21 requests were subsequently submitted. Defendants are still in the process of receiving records related
22 to these requests, and need additional time to review these records for purposes of retaining experts.
23 This request is being made in a timely manner. The parties believe that good cause is demonstrated.

24 **IV. PROPOSED SCHEDULE.**

25 (a). Discovery Cut Off: **Friday, June 1, 2018.**

26 (b). Motions to amend pleadings or add parties: **No extension requested.**

27 (c). Initial Expert Disclosures: **Tuesday, April 3, 2018.**

28 (d). Rebuttal Expert Disclosures: **Friday, May 4, 2018.**

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- (e). Interim Status Report: **Tuesday, April 3, 2018.**
- (f). Dispositive Motions: **Monday, July 2, 2018.**
- (g). Pretrial Order: **Tuesday, July 31, 2018.**
- (h). Extensions or Modifications of the Discovery Plan and Scheduling Order:
Friday, May 11, 2018.

The parties believe that the sixty (60) day extension of the deadlines in discovery are necessary and appropriate to provide sufficient time for counsel to familiarize herself with this case.

DATED this 23rd day of January, 2018.

<p>AKERMAN LLP</p> <p><u>/s/Jamie K. Combs</u> DARREN T. BRENNER, ESQ. Nevada Bar No. 8386 JAMIE K. COMBS, ESQ. Nevada Bar No. 13088 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134</p> <p>Attorneys for Property and Casualty Insurance Company of Hartford</p>	<p>BERNSTEIN & POISSON</p> <p><u>/s/Karlie M. Gabour</u> SCOTT L. POISSON, ESQ. Nevada Bar No. 10188 KARLIE M. GABOUR, ESQ. Nevada Bar No. 13123 320 S. Jones Blvd. Las Vegas, Nevada 89107</p> <p>Attorneys for Mary Jean Lambert</p>
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IT IS SO ORDERED.
IT IS FURTHER ORDERED that no further extensions will be granted.


UNITED STATES MAGISTRATE JUDGE

DATED: ___ February 5, 2018 _____