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7 *Attorneys for HSBC Bank USA, N.A., as Trustee for*  
*Wells Fargo Home Equity Asset-Backed Certificates,*  
 8 *Series 2006-3, by its Attorney-in-fact Wells Fargo*  
*Bank, N.A., Wells Fargo Bank, N.A., and Wells*  
 9 *Fargo Asset Securities Corporation*

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

12 EDYTA GRYGLAK, formerly known as  
 EDYTA A. FROMKIN,

13 Plaintiff,

14 vs.

15 HSBC BANK USA, N.A., as trustee for  
 16 WELLS FARGO HOME EQUITY  
 ASSET-BACKED CERTIFICATES, Series  
 2006-3, by its Attorney-in-fact WELLS  
 17 FARGO BANK, N.A.; WELLS FARGO  
 BANK, N.A.; and WELLS FARGO  
 18 ASSET SECURITIES CORPORATION,

19 Defendants.

Case No. 2:17-cv-01514-JCM-NJK

**STIPULATION AND ORDER TO  
 EXTEND DISCOVERY DEADLINES**

**(THIRD REQUEST)**

20  
 21 Defendants HSBC BANK USA, N.A., as trustee for WELLS FARGO HOME EQUITY  
 22 ASSET-BACKED CERTIFICATES, Series 2006-3, by its Attorney-in-fact WELLS FARGO  
 23 BANK, N.A.; WELLS FARGO BANK, N.A. (“Wells Fargo”); AND WELLS FARGO ASSET  
 24 SECURITIES CORPORATION (collectively “Defendants”) and Plaintiff Edyta Gryglak  
 25 (“Plaintiff” and together with Defendants, the “Parties”) by and through their counsel, hereby  
 26 stipulate and request that this Court extend the remaining discovery deadlines in the above-  
 27 captioned case by sixty (60) days. The current close of discovery is May 14, 2018, and the  
 28 Parties seek an extension to July 13, 2018.

1 This is the Parties' Third Request to extend the discovery deadlines. In support of this  
2 Stipulation, the Parties state as follows.

3 **A. REASONS WHY REMAINING DISCOVERY WAS NOT COMPLETED**

4 As previously noted to the Court, Defendants' counsel Blakeley E. Griffith, Esq., had  
5 taken the lead in litigating this case on behalf of Defendants, but was on leave pursuant to the  
6 Family Medical Leave Act ("FMLA") through March 25, 2018. Unfortunately, counsel that took  
7 her place as lead, Jennifer L. McBee, Esq., had a health diagnosis in February that required her to  
8 have multiple out-of-town doctor appointments and required surgery. This unexpected medical  
9 issue caused the parties to request the second extension for discovery. Now, Ms. Griffith has  
10 returned from FMLA leave and is getting back up to speed on this case while Ms. McBee is now  
11 out on FMLA leave. Previously, the parties intended to respond to all written discovery by April  
12 6, 2018 and have depositions take place in April. However, due to the Parties' schedules they  
13 were unable to schedule the depositions in April and these have been scheduled for early May  
14 instead. A significant reason for the delay in scheduling these depositions is Wells Fargo's  
15 extensive witness schedule. In Nevada alone, Wells Fargo is currently providing witnesses for  
16 hundreds of depositions. The Parties have worked together to schedule the depositions of Wells  
17 Fargo for May 11, 2018 and Mrs. Gryglak for May 15, 2018.<sup>1</sup> However, in an abundance of  
18 caution, the Parties wish to extend discovery for an additional sixty (60) days in case any third  
19 party deposition is necessary after the depositions of Plaintiff and Wells Fargo. The Parties  
20 acknowledge that it is not typical to have three extensions of discovery and do not seek such an  
21 extension lightly. Unfortunately, due to the circumstances noted above it has been necessary in  
22 this case.

23 The Parties have been working diligently to litigate this action, with a dispositive motion  
24 having recently been ruled on and written discovery propounded by all Parties. Further, Plaintiff  
25 recently filed a Motion for Reconsideration and Defendants' opposition is due on April 16, 2018.  
26 Extending the close of discovery and dispositive motion deadlines will allow additional time for  
27 counsel to take the depositions and schedule any further depositions if necessary.

28 \_\_\_\_\_  
<sup>1</sup> This is one day after the present close of discovery.

1 The Parties do not seek an extension for any improper purpose, or for the purpose of  
2 delay. Additionally, an extension of time will not prejudice the Parties, as all counsel explicitly  
3 consents to the requested extension. Finally, the Parties are only requesting an extension of the  
4 close of discovery, dispositive motions, and the joint pretrial order, and request that these deadlines  
5 be extended, as detailed below.

6 **B. DISCOVERY COMPLETED TO DATE**

7 The following discovery has been completed:

- 8 1. Defendants responded to Plaintiff's written discovery on March 23, 2018.
- 9 2. Plaintiff will respond to Defendant's written discovery on April 20, 2018.
- 10 3. The Parties have scheduled depositions of the Plaintiff for May 15, 2018 and of  
11 Wells Fargo for May 11, 2018.

12 **C. DISCOVERY THAT REMAINS TO BE COMPLETED**

13 The following discovery remains to be completed:

- 14 1. Plaintiff's deposition, which is scheduled for May 15, 2018 and Wells Fargo's  
15 deposition which is scheduled for May 11, 2018.
- 16 2. Any third party depositions or depositions of other Defendants other than Wells  
17 Fargo, which arise after the depositions of Wells Fargo and the Plaintiff.

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**D. PROPOSED SCHEDULE**

Accordingly, the Parties propose the following schedule:

<b>Event</b>	<b>Current Deadline</b>	<b>Proposed New Deadline</b>
Dispositive Motions	June 15, 2018	August 13, 2018
Close of Discovery	May 14, 2018	July 13, 2018
Joint Pretrial Order	July 16, 2018	September 12, 2018

Dated: April 12, 2018.

SNELL & WILMER L.L.P.

By: /s/ Blakeley E. Griffith  
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Certificates, Series 2006-3, by its Attorney-in-fact  
Wells Fargo Bank, N.A., Wells Fargo Bank, N.A.,  
and Wells Fargo Asset Securities Corporation*

Dated: April 12, 2018.

VEGAS WEST ATTORNEYS

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**ORDER**

IT IS SO ORDERED.

DATED: April 12, 2018

  
UNITED STATES MAGISTRATE JUDGE