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 8

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

11 JPMORGAN CHASE BANK, N.A.,
 12 Plaintiff,

Case No. 2:17-cv-01576-RFB-NJK

13 vs.

**STIPULATION AND ORDER TO
 EXTEND SCHEDULING ORDER
 DEADLINES BY 30 DAYS**

14 G2 VENTURES LLC, a Nevada limited
 liability company; ARBUCKLE DRIVE
 15 HOMEOWNERS ASSOCIATION, INC., a
 Nevada non-profit corporation; PATRICIA
 16 K. PURCELL; and LEONARD D.
 PURCELL,

(Second Request)

17 Defendants.
 18

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19 Pursuant to LR IA 6-1 and LR 26-4, Plaintiff JPMORGAN CHASE BANK N.A.
 20 (“Chase”), Defendant ARBUCKLE DRIVE HOMEOWNERS ASSOCIATION, INC.
 21 (“Arbuckle”), and Defendant G2 VENTURES LLC (“G2”), (collectively, the “Parties”),
 22 by and through their respective counsel of record, stipulate and request that this
 23 Court extend discovery and dispositive motion deadlines in the above-captioned case
 24 for 30 days, to permit the Parties to efficiently complete party depositions and
 25 outstanding written discovery—specifically the deposition of Chase, whose
 26 designated witness underwent significant surgery in late December, from which she
 27 will not have recuperated until February 2018. The Parties agree that this brief
 28 extension is the most reasonable way to complete discovery in this case, including so

1 that Chase's designated witness has sufficient time to attend to necessary medical
2 treatment and recuperate for her deposition.

3 This is the Parties' second request for an extension to the scheduling order
4 deadlines, which were submitted in compliance with LR 26-1. The Parties make this
5 request in good faith and not for purposes of delay.

6 **A. Discovery Completed to Date**

7 To date, Chase has served the following discovery: initial disclosures; initial
8 expert disclosure; requests for production to G2; interrogatories to G2; notice of Rule
9 30(b)(6) deposition of G2 (scheduled for January 16, 2018); subpoena *duces tecum* to
10 Alessi & Koenig, LLC. ("Alessi"); subpoena for deposition testimony to Alessi
11 (scheduled for January 22, 2018); requests for production to Arbuckle; interrogatories
12 to Arbuckle; and notice of Rule 30(b)(6) deposition of Arbuckle (scheduled for January
13 17, 2018).

14 To date, G2 has served the following discovery: requests for production to
15 Chase and interrogatories to Chase.

16 To date, Arbuckle has served the following discovery: initial disclosures;
17 requests for production to Chase; interrogatories to Chase; and requests for
18 admission to Chase.

19 **B. Specific Description of Discovery that Remains to be Completed**

20 The Parties are awaiting responses to the served discovery requests. Arbuckle
21 and Chase have been working to schedule the Rule 30(b)(6) deposition of Chase. As
22 discussed below, however, the Parties seek to reschedule Chase's Rule 30(b)(6)
23 deposition to occur after the current discovery cutoff of January 28, 2018 to
24 accommodate the Chase designee's recovery from surgery.¹

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27 _____
28 ¹ The Parties further reserve their rights to meet and confer and, if necessary, engage
in motion practice regarding any discovery issues that may arise.

1 **C. Good Cause Exists for the Requested Extension**

2 After the Court entered the Order on the stipulation to extend the discovery
3 cutoff and subsequent deadlines (ECF No. 54), counsel learned that the designee
4 would be undergoing significant surgery in late December, from which she is
5 currently recovering. Chase and Arbuckle have been attempting to schedule the
6 deposition of Chase. While it is not certain at this point when her doctor will clear
7 her, the Parties have met and conferred about rescheduling Chase's deposition in this
8 lawsuit near the end of February 2018, when the Chase designee is fully recuperated
9 from surgery and able to be deposed. Accordingly, the Parties seek an additional 30
10 days for discovery to conduct this party deposition and provide adequate time for the
11 witness to receive and review the deposition transcript and for the Parties to finalize
12 their disclosures. This is the Parties' second request to extend the discovery period in
13 this case, and they seek the extension so that Chase's designated witness may have
14 an opportunity to receive necessary medical treatment and recover from the same,
15 which treatment and recovery were not anticipated at the time the Parties filed their
16 stipulation to extend the discovery period and/or at the time the Court entered an
17 Order thereon (ECF No. 54). The Parties have diligently engaged in discovery to
18 date, met and conferred regarding the requested extension and scheduling of
19 outstanding discovery items, and seek this extension in good faith.

20 **D. Proposed Discovery Deadlines**

21 As a result of the foregoing, the Parties request an order extending the close of
22 discovery, the deadline to file dispositive motions, and the deadline to file a pre-trial
23 order by 30 days:

24

| Event | Current Deadline ² | New Deadline |
|---------------------|-------------------------------|-------------------|
| Close of Discovery | January 28, 2018 | February 27, 2018 |
| Dispositive Motions | February 26, 2018 | March 28, 2018 |

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28 ² See Order, ECF No. 54.

| | | |
|-------------------|------------------|------------------|
| 1 Pre-Trial Order | 2 March 27, 2018 | 3 April 26, 2018 |
|-------------------|------------------|------------------|

4 This requested extension is reasonable and necessary given the good cause set
5 forth above.

6 **IT IS SO STIPULATED.**

7 Respectfully submitted this 11th day of January, 2018.

8 GIBBS GIDEN LOCHER TURNER
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27 *Attorney for Defendant*
28 G2 Ventures LLC

ORDER
IT IS SO ORDERED.


UNITED STATES MAGISTRATE JUDGE
DATED: January 12, 2018