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 7 Larry Williamson, M.D.

8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF NEVADA

10
 11 JOSHUA CRITTENDON,

12 Plaintiff,

13 vs.

14
 15 JOSEPH LOMBARDO, et al.,

16 Defendants.

CASE NO. 2:17-cv-01700-RFB-BNW

STATUS REPORT

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 19 Plaintiff Joshua Crittendon, by and through his counsel of record, Seth M.
 20 Strickland, Defendants Las Vegas Metropolitan Police Department, Rogers, Sanchez,
 21 Torres, Brown, Patimeteeporn, Senior, Trost, Verduzco, Binko, Reynolds, Johnson and
 22 Williams (the "LVMPD Defendants") by and through their counsel of record, Nick D.
 23 Crosby and Jackie Nichols of Marquis Aurbach Coffing, and Defendant Larry Williamson,
 24 M.D., by and through his attorneys of record, S. Brent Vogel and Katherine J. Gordon of
 25 Lewis Brisbois Bisgaard & Smith LLP, hereby submit their Status Report with updated
 26 requested discovery dates.

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1 On December 23, 2019, counsel for the parties participated in a conference to
2 discuss whether discovery should be extended, the length of an extension, and
3 corresponding new discovery deadlines. As a result of the conference, counsel agreed to
4 the information set forth below. The Status Report is separated into two portions
5 according to Plaintiff's claims; i.e. (1) the "LVMPD Claims", and (2) the "Medical
6 Claims", as bifurcated by the Honorable Richard F. Boulware in ECF No. 136.

7 **I.**

8 **THE LVMPD CLAIMS**

9 **A. Discovery**

10 Discovery is closed. Plaintiff reserves the right to file a request with the Court to
11 reopen discovery.

12 **B. Disclosures**

13 Counsel for Plaintiff was recently appointed. Counsel for the LVMPD Defendants
14 has provided Plaintiff's counsel their prior disclosures submitted pursuant to Fed. R. Civ.
15 P. 26. Counsel for the LVMPD Defendants will also forward Plaintiff counsel copies of
16 all written discovery exchanged between the LVMPD Defendants and Plaintiff.

17 **C. Dispositive Motions**

18 The LVMPD Defendants previously filed a Motion for Summary Judgment [ECF
19 No. 150] which was denied by the Court without prejudice to allow time for counsel to be
20 appointed for Plaintiff. In order to provide Plaintiff counsel time to review the prior
21 disclosures and written discovery, a new due date for dispositive motions is provided, to
22 expire on Thursday, April 2, 2020 (which is 90 days from the date of this Status Report
23 and stipulation).

24 **II.**

25 **THE MEDICAL CLAIMS**

26 **A. Discovery**

27 This matter, including discovery, remains stayed until Plaintiff files his anticipated
28 second amended complaint which, according to the Court, is to contain "an affidavit as it

1 relates to Defendant Williamson and the medical malpractice claim previously raised”
2 pursuant to N.R.S. 41A.071. [ECF No. 136].

3 The parties agree that Plaintiff will have an additional 30 days, from the date of this
4 Status Report and stipulation, to file a second amended complaint. The new due date for a
5 second amended complaint is Monday, February 3, 2020.

6 The parties further agree to a new discovery deadline of 180 days after Plaintiff files
7 a second amended complaint. Counsel for Plaintiff and Dr. Williamson agree to file an
8 Updated Status Report and Proposed Discovery Plan Regarding the Medical Claims
9 following the filing of Plaintiff’s second amended complaint which will provide an exact
10 discovery cut-off date.

11 **B. Disclosures**

12 Counsel for Plaintiff was recently appointed. Counsel for Dr. Williamson will
13 forward Plaintiff counsel his prior disclosures submitted pursuant to Fed. R. Civ. P. 26.
14 Counsel for Dr. Williamson will also forward Plaintiff counsel copies of all written
15 discovery exchanged between Dr. Williamson and Plaintiff.

16 **C. Experts**

17 Pursuant to Fed. R. Civ. P. 26(a)(2) and L.R. 26-1(b)(3), the parties agree the due
18 date for initial expert disclosures shall be 60 days before the discovery cut-off date and that
19 rebuttal expert disclosures shall be made 30 days after the initial disclosure of experts.
20 Counsel for Plaintiff and Dr. Williamson agree to file an Updated Status Report and
21 Proposed Discovery Plan Regarding the Medical Claims following the filing of Plaintiff’s
22 second amended complaint which will provide specific due dates for initial and rebuttal
23 expert disclosures.

24 **D. Dispositive Motions**

25 The deadline for filing dispositive motions will be 30 days after the discovery cut-
26 off date pursuant to L.R. 26-1(b)(4). Counsel for Plaintiff and Dr. Williamson agree to file
27 an Updated Status Report and Proposed Discovery Plan Regarding the Medical Claims

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1 following the filing of Plaintiff's second amended complaint which will provide an exact
2 due date for dispositive motions.

4 Dated this 30th day of December 2019

Dated this 30th day of December 2019
LEWIS BRISBOIS BISGARRD & SMITH LLP

7 /s/ Seth M. Strickland
8 SETH M. STRICKLAND
9 Nevada Bar No. 14768
10 400 South Fourth St., Ste 500
11 Las Vegas, NV 89101
12 Pro Bono Counsel for
13 Plaintiff Joshua Crittendon

/s/ Katherine J. Gordon
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13 Dated this 30th day of December 2019
14 MARQUIS AURBACH COFFING

15 /s/ Jackie V. Nichols
16 NICK D. CROSBY
17 Nevada Bar No. 8996
18 JACKIE V. NICHOLS
19 Nevada Bar No. 14246
20 10001 Park Run Dr.
21 Las Vegas, NV 89145
22 Attorneys for Defendants, Las Vegas
23 Metropolitan Police Department,
24 Rogers Sanchez, Torres, Brown,
25 Patimeteeporn, Senior, Trost,
26 Verduzco, Binko, Reynolds, Johnson
27 and Williams

IT IS SO ORDERED

DATED: December 31, 2019



BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE

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CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b), I certify that I am an employee of LEWIS BRISBOIS BISGAARD & SMITH LLP, and that on this 30th day of December 2019., I did cause a true and correct copy of **STATUS REPORT** to be served via electronic service by the U.S. District Court CM/ECF system to the parties on the Electronic Filing System:

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Johnson and Williams

By /s/ Johana Whitbeck
An Employee of LEWIS BRISBOIS
BISGAARD & SMITH LLP