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 Larry Williamson, M.D.
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8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF NEVADA

10 JOSHUA CRITTENDON,
 11 Plaintiff,

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

12 vs.

STATUS REPORT

13
 14 JOSEPH LOMBARDO, et al.,
 15 Defendants.
 16

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 18 Plaintiff Joshua Crittendon, by and through his counsel of record, Diana S. Ebron
 19 and Karen L. Hanks of KIM GILBERT EBON, Defendants Las Vegas Metropolitan
 20 Police Department, Rogers, Sanchez, Torres, Brown, Patimeteeporn, Senior, Trost,
 21 Verduzco, Binko, Reynolds, Johnson and Williams (the "LVMPD Defendants") by and
 22 through their counsel of record, Nick D. Crosby and Jackie Nichols of MARQUIS
 23 AURBACH COFFING, and Defendant Larry Williamson, M.D., by and through his
 24 attorneys of record, S. Brent Vogel and Katherine J. Gordon of LEWIS BRISBOIS
 25 BISGAARD & SMITH LLP, hereby submit their Status Report with updated requested
 26 discovery dates.
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28 On July 22, 2020 counsel for the parties participated in a conference to discuss

1 whether discovery should be extended, the length of an extension, and corresponding new
2 discovery deadlines. As a result of the conference, counsel request an updated Discovery
3 Plan and Scheduling Order which reflects the dates set forth below. The Status Report is
4 separated into two portions according to Plaintiff’s claims; i.e. (1) the “LVMPD Claims”,
5 and (2) the “Medical Claims”, according to the Honorable Richard F. Boulware’s prior
6 bifurcation of the case which provided for separate discovery and scheduling order dates.
7 [ECF No. 136].

8 The parties hereby stipulate to the following:

9 **I.**

10 **THE LVMPD CLAIMS**

11 **A. Discovery**

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

14 **B. Disclosures**

15 New counsel for Plaintiff was recently appointed. Counsel for the LVMPD
16 Defendants will forward Plaintiff counsel their prior disclosures submitted pursuant to Fed.
17 R. Civ. P. 26. Counsel for the LVMPD Defendants will also forward Plaintiff counsel
18 copies of all written discovery exchanged between the LVMPD Defendants and Plaintiff.

19 **C. Dispositive Motions**

20 The LVMPD Defendants previously filed a Motion for Summary Judgment [ECF
21 No. 150] which was denied by the Court without prejudice to allow time for counsel to be
22 appointed for Plaintiff. In order to provide new Plaintiff counsel time to review the prior
23 disclosures and written discovery, a new due date for dispositive motions is provided, to
24 expire on Thursday, November 19, 2020 (which is 120 days from the date of the parties’
25 Conference, July 22, 2020).

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II.

THE MEDICAL CLAIMS

A. Discovery

This matter, including discovery, remains stayed until Plaintiff files his anticipated second amended complaint which, according to the Court, is to contain “an affidavit as it relates to Defendant Williamson and the medical malpractice claim previously raised” pursuant to N.R.S. 41A.071. [ECF No. 136].

The parties agree that Plaintiff will have an additional 90 days, from the date of this Status Report and stipulation, to file a second amended complaint. The new due date for a second amended complaint is Tuesday, October 20, 2020.

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

B. Disclosures

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

C. Experts

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

1 **D. Dispositive Motions**

2 The deadline for filing dispositive motions will be 30 days after the discovery cut-
3 off date pursuant to L.R. 26-1(b)(4). Counsel for Plaintiff and Dr. Williamson agree to file
4 an Updated Status Report and Proposed Discovery Plan Regarding the Medical Claims
5 following the filing of Plaintiff’s second amended complaint which will provide an exact
6 due date for dispositive motions.

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8 Dated this 24th day of July 2020.

Dated this 23rd day of July 2020.

9 KIM GILBERT EBRON

LEWIS BRISBOIS BISGAARD & SMITH LLP

10
11 By: /s/ Diana Ebron
12 Diana S. Ebron, Esq.
13 Nevada Bar No. 10580
14 Karen L. Hanks, Esq.
15 Nevada Bar No. 9578
16 7625 Dean Martin Dr., Suite 110
17 Las Vegas, Nevada 89139
18 Pro Bono Counsel for Plaintiff

By: /s/ Katherine J. Gordon
S. Brent Vogel, Esq.
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Katherine J. Gordon, Esq.
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Las Vegas, Nevada 89118
Attorneys for Defendant
Larry Williamson, M.D.

19 Dated this 23rd day of July 2020.

IT IS ORDERED that the Court ADOPTS as a Discovery Plan and Scheduling Order the dates set forth in this status report.

20 MARQUIS AURBACH COFFING

IT IS FURTHER ORDERED that by August 21, 2020, plaintiff shall file a status report indicating whether he continues to assert his motion at ECF No. 172 or whether he will withdraw it.

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22 By: /s/ Jackie V. Nichols
23 Nick D. Crosby, Esq.
24 Nevada Bar No. 8996
25 Jackie V. Nichols, Esq.
26 Nevada Bar No. 14246
27 10001 Park Run Drive
28 Las Vegas, Nevada 89145
Attorney for LVMPD Defendants

IT IS SO ORDERED

DATED: 3:36 pm, July 28, 2020



BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE