

1 WRIGHT, FINLAY & ZAK, LLP
 2 Edgar C. Smith, Esq.
 3 Nevada Bar No. 05506
 4 Rock K. Jung, Esq.
 5 Nevada Bar No. 10906
 6 7785 W. Sahara Ave., Suite 200
 7 Las Vegas, NV 89117
 8 (702) 475-7964; Fax: (702) 946-1345
 9 esmith@wrightlegal.net
 10 rjung@wrightlegal.net

11 *Attorneys for Plaintiff, PROF-2013-S3 LEGAL TITLE TRUST, BY U.S. BANK NATIONAL*
 12 *ASSOCIATION, AS LEGAL TITLE TRUSTEE*

13 **UNITED STATES DISTRICT COURT**
 14 **DISTRICT OF NEVADA**

15 PROF-2013-S3 LEGAL TITLE TRUST, BY
 16 U.S. BANK NATIONAL ASSOCIATION, AS
 17 LEGAL TITLE TRUSTEE,

18 Plaintiff,

19 vs.

20 DESERT RAIN HOLDINGS, LLC; DOE
 21 INDIVIDUALS I through X, inclusive; and
 22 ROE CORPORATIONS I through X, inclusive,

23 Defendants.

Case No.: 2:17-cv-01793-APG-PAL

**STIPULATION AND ORDER TO
 EXTEND DISCOVERY DEADLINES**

(FIRST REQUEST)

24 COMES NOW, Plaintiff, PROF-2013-S3 Legal Title Trust, by U.S. Bank National
 25 Association, as Legal Title Trustee (hereinafter "Plaintiff" or "U.S. Bank"), by and through its
 26 attorney, ROCK K. JUNG, ESQ., of the law firm of Wright, Finlay & Zak, LLP, and Defendant,
 27 Desert Rain Holdings, LLC (hereinafter "Desert" or "Defendant"), by and through its counsel of
 28 record, Joseph P. Reiff, Esq., hereby stipulate and agree to extend the time to disclose experts.

///

///

1 **A. DISCOVERY COMPLETED**

- 2 1. Plaintiffs' Initial and Supplemental Disclosures.
- 3 2. Plaintiff's Subpoena Duces Tecum to Highland Hills Homeowners Association.
- 4 3. Plaintiffs' written discovery (interrogatories, requests for production and requests
- 5 for admission) to Desert Rain Holdings, LLC.
- 6 4. Desert Rain Holdings, LLC's responses to Plaintiffs' written discovery (requests
- 7 for production and requests for admission).

8 **B. DISCOVERY THAT REMAINS TO BE COMPLETED**

- 9 1. Desert Rain Holdings, LLC's responses to Plaintiff's First Set of Interrogatories.
- 10 2. Plaintiff's deposition of Desert Rain Holdings, LLC.
- 11 3. Plaintiff's deposition of Highland Hills Homeowners Association.
- 12 4. Plaintiff's deposition of Alessi & Koenig, LLC.
- 13 5. Defendants' deposition of Plaintiff.
- 14 6. Plaintiff's written discovery (interrogatories, requests for production and requests
- 15 for admission) to Highland Hills Homeowners Association.

16 **C. REASON WHY DISCOVERY HAS NOT BEEN COMPLETED**

17 Good cause and excusable neglect justify an extension of the deadlines at this time. On

18 December 5, 2017, Plaintiff filed its First Amended Complaint adding a new party, Highland

19 Hills Homeowners Association (hereinafter "HOA"). It is anticipated that, once the HOA

20 appears, an amended discovery plan will be filed. However, at this time, the parties are desirous

21 to extend only the Expert disclosure and Rebuttal Expert Disclosure Deadline at this time.

22 **D. PROPOSED PRE-TRIAL DEADLINES AND DISCOVERY SCHEDULE**

23

EVENT	CURRENT DATE	PROPOSED DATE
Expert Disclosures	December 18, 2017	December 29, 2018
Rebuttal Expert Disclosures	January 16, 2018	January 26, 2018

24

25

26

27 **E. CURRENT TRIAL DATE**

28 A trial date is not currently set for this matter.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

F. CONCLUSION

Accordingly, for good cause shown and excusable neglect, the parties respectfully request that the Court enter the accompanying order to extend the aforementioned discovery deadlines in this matter.

IT IS SO STIPULATED.


WRIGHT, FINLAY & ZAK, LLP

/s/ Rock K. Jung, Esq.
EDGAR C. SMITH, ESQ.
Nevada Bar No. 05506
E-Mail: esmith@wrightlegal.net
ROCK K. JUNG, ESQ.
Nevada Bar No. 10906
E-Mail: rjung@wrightlegal.net
7785 W. Sahara Ave., Suite 200
Las Vegas, Nevada 89117
Attorneys For:
PROF-2013-S3 Legal Title Trust,
U.S. Bank National Association, as Legal
Title Trustee

/s/ Joseph P. Reiff, Esq.
JOSEPH P. REIFF, ESQ.
Nevada Bar No. 6469
E-Mail: lvkt3887000@gmail.com
3001 E. Charleston Blvd., Suite A
Las Vegas, Nevada 89104
Attorney For:
Desert Rain Holdings, LLC

ORDER

IT IS SO ORDERED.


UNITED STATES MAGISTRATE JUDGE
DATED: December 18, 2017