

1 JAMES A. KOHL
 Nevada Bar No. 5692
 2 W. WEST ALLEN
 Nevada Bar. No. 5566
 3 wwa@h2law.com
 4 HOWARD & HOWARD PLLC
 3800 Howard Hughes Parkway, Suite 1000
 5 Las Vegas, Nevada 89169
 Telephone: (702) 667-4843
 6 Facsimile: (702) 567-1568

7 *Attorneys for Defendant*
 8 *Advance Polybag (Nevada), Inc.*

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

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HOWARD & HOWARD ATTORNEYS PLLC

13 UNION PACIFIC RAILROAD COMPANY;
 14 Plaintiff,
 15 vs.
 16 ADVANCE POLYBAG (NEVADA), INC.,
 17 Defendant.

Case No. 2:17-cv-02077-RFB-NJK

STIPULATION AND ~~PROPOSED~~
ORDER TO SCHEDULE DEPOSITION
OF JEFF FORD ON MAY 31, 2018

(First Request for Ford Deposition)

19 **Pursuant to LR 26-1 and Fed. R. Civ. P. 26(f)**, the parties, Union Pacific Railroad
 20 Company (“Union Pacific”) and Advance Polybag (Nevada), Inc. (“Advance Polybag”),
 21 respectfully submit the following Stipulation and proposed Order and jointly request that the
 22 Court approve the taking of the deposition of Jeff Ford on May 31, 2018.

23 Whereas, third party witness Jeff Ford (“Ford”) has extensive knowledge about the
 24 lease and the railroad tracks that are at issue in this matter;

25 Whereas, Mr. Ford has been subpoenaed to appear for his deposition on May 25,
 26 2018;

27 Whereas, Mr. Ford’s attorney reached out to counsel for Advance Polybag to get an
 28 alternate date for Ford’s deposition;

1 Whereas, Counsel for Ford informed counsel for Advance Polybag that Mr. Ford has
2 prearranged travel plans from May 25 through May 29, 2018;

3 Whereas, counsel for Advance Polybag and Union Pacific would like to
4 accommodate Mr. Ford by moving his deposition to May 31, 2018;

5 Whereas, the current discovery cutoff is May 29, 2018;

6 Now therefore the Parties stipulate and agree that they are willing to take Mr.Ford's
7 deposition on May 31, ~~2019~~²⁰¹⁸, if the Court approves this stipulation. This stipulation is limited
8 solely to Mr. Ford's deposition. Advance Polybag and Union Pacific respectfully request
9 that the Court approve this stipulation and issue an Order permitting Mr. Ford's deposition to
10 take place on May 31, 2018.

11 LAMSON, DUGAN & MURRAY, LLP and
12 PARSONS BEHLE & LATIMER

HOWARD & HOWARD, PLLC

13 By: /s/Kyle Wallor
14 Kyle Wallor, Nebraska Bar No. 21346
15 Admitted *Pro Hac Vice*, July 27, 2017
16 Nelly F. Greenberg, Nebraska Bar No. 26036
17 Admitted *Pro Hac Vice*, April 16, 2018
18 LAMSON, DUGAN & MURRAY, LLP
19 10306 Regency Parkway Drive
20 Omaha, NE 68114
kwallor@ldmlaw.com
ngreenberg@lmdlaw.com
(402) 397-7300

By: /s/ James A. Kohl
James A. Kohl
W. West Allen
HOWARD & HOWARD, PLLC
300 Howard Hughes Parkway
Suite 1000
Las Vegas, NV 89169
Telephone: (702) 667-4843
Facsimile: (702) 567-1568

ATTORNEY FOR
DEFENDANT

21 and

22 Michael R. Kealy, Esq., NV Bar No. 971
23 Ashley Christine Nikkel, Nevada Bar No. 12838
24 PARSONS BEHLE & LATIMER
25 50 W. Liberty Street, Suite 750
26 Reno, Nevada 89501
27 Telephone: (775) 323-1601
28 mkealypparsonsbehle.com
anikkel@parsonsbehle.com

ATTORNEYS FOR PLAINTIFF

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**NO FURTHER EXTENSIONS WILL
BE GRANTED.**

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE

DATED: May 22, 2018