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 23 *T.R.P. Company, Inc.*

24 **UNITED STATES DISTRICT COURT**  
 25 **DISTRICT OF NEVADA**

26 T.R.P. COMPANY, INC.,  
 27  
 28 Plaintiff,  
 29  
 30 vs.  
 31  
 32 SIMILASAN AG AND SIMILASAN  
 33 CORPORATION,  
 34  
 35 Defendants.

Case No.: 2:17-cv-02197-JCM-CWH  
**STIPULATION AND [PROPOSED]  
 ORDER TO EXTEND EXPERT  
 DISCOVERY CUT-OFF  
 (Second Request)**

36 COME NOW Plaintiff T.R.P. Company, Inc. (“TRP”) and Defendants Similasan AG and  
 37 Similasan Corporation (collectively, “Similasan”), by and through their counsel of record, hereby



1 stipulate and agree to extend the final expert discovery deadline of the Joint Discovery Plan on a  
2 limited basis; namely, to accommodate expert depositions that, due to scheduling conflicts, could  
3 not be accommodated prior to the July 1 deadline. This is the second request to extend this  
4 discovery deadline.

5  
6 The Parties have submitted all reports and have been diligently working to schedule  
7 expert depositions since May 24. Due to expert and attorney schedules, the Parties were unable  
8 to find deposition dates for two of the expert witnesses, Jeffrey Stec for Similasan and David  
9 Stewart for TRP, prior to July 1. Additionally, Similasan took the deposition of Russell Mangum  
10 on June 18, 2019, but left the deposition open. TRP objects to a continued deposition of Dr.  
11 Mangum. Both parties reserve all rights, but should an additional deposition of Dr. Mangum be  
12 permitted, it would need to be scheduled after the current July 1 cutoff.

13  
14 The Parties acknowledge that this request is being made fewer than 21 days from the  
15 deadline. However, immediately upon learning of the scheduling conflicts, the Parties promptly  
16 agreed on the extended deadlines herein and sought this brief extension with the Court. The  
17 Parties have otherwise scheduled and completed expert discovery, but they will be unable to  
18 complete the final two depositions or meet and confer regarding a second deposition of Dr.  
19 Mangum and schedule a continued deposition, if permitted, within the current deadlines. The  
20 proposed deadline, preceded by the current deadline (Dkt. 98), appears below. The proposed date  
21 is:  
22

- 23 1. Expert Discovery Cut-Off: July 1, 2019 to be July 24, 2019.

24 The Parties do not request a further extension of time for dispositive motions or any other  
25 subsequent deadlines.

26 Discovery Completed – The Parties have completed all fact discovery and expert reports.  
27 The Parties have produced a substantial number of documents and conducted several  
28

1 depositions. Each party designated opening experts and rebuttal experts. An expert deposition  
2 took place on June 14 for Hal Poret, and June 18 for Russell Mangum.

3 Discovery To Be Completed – The expert depositions of Jeffery Stec and David Stewart.  
4 The parties shall meet and confer about a potential continued deposition of Russell Mangum.

5 Pending Motions – There are no motions currently pending before the Court. Dispositive  
6 motions will be submitted on July 15.

7  
8 The Parties represent that this Stipulation is sought in good faith and for good cause. The  
9 Parties have been diligently engaged in fact and expert discovery, and do not seek to extend the  
10 overall timeline of the case. The Parties’ experts have diligently completed their reports within  
11 the schedule and now seek only to complete depositions outside of the deadline due to logistical  
12 challenges.

13  
14 The Parties hereby jointly respectfully request that the aforementioned deadline be  
15 extended accordingly.

16 Dated: June 20, 2019

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*Counsel for Defendants SIMILASAN  
CORPORATION and SIMILASAN AG*

16 **ORDER**

17 IT IS SO ORDERED.

18 \_\_\_\_\_  
19 UNITED STATES MAGISTRATE JUDGE

20 DATE: June 25, 2019  
21 \_\_\_\_\_

