

Attorney for Plaintiff

RYAN OUSDALE,

VS.

Defendants.

CASE NO. 2:17-cv-02749-APG-NJK

**STIPULATION AND ORDER TO STAY BRIEFING AND A DECISION ON
PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT
BASED UPON DEEMED ADMISSIONS**

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COMES NOW, Plaintiff, RYAN OUSDALE, by and through his attorney of record, DAVID A. TANNER, ESQ., of the TANNER LAW FIRM, and TARGET CORPORATION, by and through its attorney of record, ALAN W. WESTBROOK, ESQ. of PERRY WESTBROOK and hereby stipulate and agree as follows:

WHEREAS Plaintiff filed a Motion for Partial Summary Judgment Based upon Deemed Admissions (Document No. 27) and Defendant filed and Opposition to the same (Document No. 41);

WHEREAS Defendant also filed Defendant Target Corporation's Motion to Withdraw or Otherwise Amend Requests for Admission Pursuant to F.R.C.P. 36(b) (Document No. 40)

WHEREAS the parties recognize that a decision on Defendant Target Corporation's Motion to Withdraw or Otherwise Amend Requests for Admission Pursuant to F.R.C.P. 36(b) (Document No. 40) will have a significant effect on the Motion for Partial Summary Judgment Based upon Deemed Admissions (Document No. 27), therefore;

IT IS HEREBY STIPULATED that the parties will await a decision on the Defendant Target Corporation's Motion to Withdraw or Otherwise Amend Requests for Admission Pursuant to F.R.C.P. 36(b) (Document No. 40) before providing any further briefing on the Motion for Partial Summary Judgment Based upon Deemed Admissions (Document No. 27);

IT IS FURTHER STIPULATED that after a decision is reach by the Court on the Defendant Target Corporation's Motion to Withdraw or Otherwise Amend Requests for Admission Pursuant to F.R.C.P. 36(b) (Document No. 40) that that parties will meet and confer on a further briefing schedule for the Motion for Partial Summary Judgment Based upon Deemed Admissions (Document No. 27) and will submit that schedule to this Court for approval;

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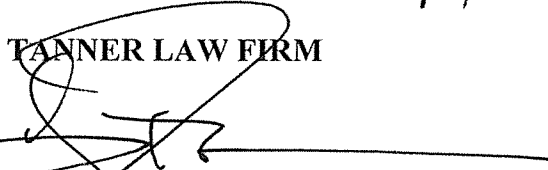
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1 IT IS FURTHER STIPULATED that the parties agree to have this Court not make any
2 decision on the Motion for Partial Summary Judgment Based upon Deemed Admissions
3 (Document No. 27) until after a further briefing schedule is agreed to and submitted to this
4 Court.

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6 DATED this 19 day of July 2018.

7 **TANNER LAW FIRM**

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16 Attorney for Plaintiffs

6 DATED this 19 day of July 2018.

7 **PERRY & WESTBROOK**

8
9 /s/ Alan W. Westbrook
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16 Attorney for Defendant

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18 **ORDER**

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20 IT IS SO ORDERED.

21 Dated: July 20, 2018.

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24 UNITED STATES DISTRICT JUDGE
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