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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

10 SANDRA DE BLANC,  
 Plaintiff,  
 11  
 12 vs.  
 13 ALOHA AIRPORT EXPRESS, a Foreign Limited  
 Liability Company; does 1 THROUGH 20; ROE  
 14 BUSINESS ENTITIES 1 through 20, inclusive  
 jointly and severally,  
 15 Defendants.

CASE NO.: 2:18-cv-00151-APG-DJA

**STIPUALTION AND ORDER TO  
EXTEND SUBMISSION DATE OF JOINT  
PRETRIAL ORDER (FIRST REQUEST)**

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 17 Plaintiff SANDAR DE BLANC, by and through her undersigned attorneys of record, Richard  
 18 Harris, Esq., and Ian Estrada, Esq., of RICHARD HARRIS LAW FIRM, and Defendant ALOHA  
 19 AIRPORT EXPRESS, by and through its attorney of record, Michael Lowry and Christopher D.  
 20 Phipps of WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP, hereby submit this  
 21 stipulation and order to extend the submission date of the Joint Pretrial Order to November 15, 2019.

**I. Case Overview.**

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 23 Defendant Aloha Airport Express (“Aloha”) uses 15 passenger vans to operate an airport  
 24 shuttle service between Lake Havasu City, Arizona, and McCarran International Airport in Las  
 25 Vegas, with stops in Laughlin. On August 9, 2016, Plaintiff boarded an Aloha shuttle in Laughlin  
 26 to travel to McCarran. Once the shuttle arrived at the airport, Aloha’s driver placed a step stool next  
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1 to the van to assist passengers in exiting the van. Plaintiff fell as she used the step stool to exit the  
2 van.

3 There are competing theories as to why Plaintiff fell using the step stool. Plaintiff alleges  
4 that the legs of the step stool collapsed causing her to fall to the pavement. Aloha contends that  
5 Plaintiff stepped on the step stool unevenly causing the stool tip over. Aloha's driver, who was  
6 assisting Plaintiff as she exited the van, was able to catch Plaintiff and prevent her from falling to  
7 the pavement.

8 Plaintiff alleges that Aloha was negligent in maintaining its van in a reasonably safe  
9 condition by using an unsafe step stool and by failing to warn Plaintiff of the dangerous condition  
10 created by the allegedly unsafe step stool.

11 Aloha denies that step stool was defective and denies that Plaintiff suffered any damages  
12 due to Aloha's alleged conduct.

13 **II. Case Status.**

14 Discovery is closed. The court entered an Order Denying Defendant's Motion for Summary  
15 Judgment and Granting Defendant's Motion in Limine on September 23, 2019. (ECF No. 41) With  
16 the court's ruling, the parties have been able to better evaluate their respective positions for further  
17 settlement negotiations. The parties are now actively engaged in negotiations and, therefore,  
18 respectfully request an extension through and including November 15, 2019, by which to file the  
19 Joint Pretrial Order in order to see if the matter can be resolved in the interim.

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This is the first request for an extension of the deadline to file the Joint Pretrial Order.


Respectfully Submitted,

DATED this 31 <sup>st</sup> day of October, 2019.  WILSON ELSER MOSKOWITZ EDELMAN & DICKER LLP  <u>/s/ Christopher D. Phipps</u> MICHAEL LOWRY Nevada Bar No. 10666 CHRISTOPHER D. PHIPPS Nevada Bar No. 3788 300 South Fourth Street, 11 <sup>th</sup> Floor Las Vegas, Nevada 89101-6014 Tel: 702.727.1400/Fax: 702.727.1401 Attorneys for Aloha Airport Express	DATED this 31 <sup>st</sup> day of October, 2019.  RICHARD HARRIS LAW FIRM  <u>/s/ Ian Estrada</u> Richard Harris, Esq. Ian Estrada, Esq. 801 S. 4 <sup>th</sup> Street Las Vegas, Nevada 89101 Attorneys for Plaintiff
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**III. ORDER**

Based upon the stipulation above, the deadline by which the parties must file the Joint Pretrial Order is hereby extended to November 15, 2019.

DATED: November 4, 2019.



United States Magistrate Judge