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 11 **UNITED STATES DISTRICT COURT**  
 12 **DISTRICT OF NEVADA**  
 13

14 CHARLENE BYNUM individually, as the  
 wife of RONALD BYNUM and as the  
 15 Guardian of the Person and Estate of  
 RONALD BYNUM,

16 **Plaintiff,**

17 **vs.**

18 CITY OF NORTH LAS VEGAS; JACOB  
 RAY (P#1886); RODRIGO DELARA  
 19 (P#2417); JOHN E TONRY (P#1684); JESSE  
 20 LEE CESENA (P#2425); ALEXANDER  
 21 PEREZ; JEFFREY K. LYTLE; YAPHET  
 MILLER; JOHN LANSING; SCOTT  
 22 NIELSEN; STEVEN MCKLEIN CITY OF  
 LAS VEGAS; MICHELLE FREEDMAN;  
 23 CITY OF LAS VEGAS CORRECTIONAL  
 OFFICERS: ALGIN BROOKS, ANGEL  
 24 JONES, ASHWORTH, CORY PRICE,  
 DANIELLE STONE , GABRIELLE ABBOT,  
 25 JASON JONES, JENNIFER BRADFORD,  
 26 JOSHUA LOPER, JULIO OLARTE,  
 KATHLEEN HENLEY, L. HENDERSON,  
 27 LANDROVE, LEIGH MANN, LORIN

Case No.: 2:17-cv-02102-APG-VCF

Case No.: 2:18-cv-00354-MMD-CWF

18 **STIPULATION and ORDER TO**  
 19 **CONSOLIDATE**

1 SMITH, M. SZOSTEK, MARCOS PARKER,  
2 MICHAEL DARREN, MILETTE JONES,  
3 OFFICER CREAGER, OFFICER  
4 EDWARDS, OFFICER JERNEE, OFFICER  
5 KAHELE, OFFICER KATZ, OFFICER  
6 MANRA, OFFICER MARKITZ, OFFICER  
7 ROGERS, RAMON BROOKINS, ROBERT  
8 MORRIS, S. MARTINEZ, Sergeant B.  
9 GRIFFITH, Sergeant KELLEHER,  
10 SERGEANT ALVIN KENON, Sergeant  
11 LARRY GRAVES, SCOTT EDWARDS,  
12 STEVE CHESNEY, TRAVIS ROZ, WESLEY  
13 STONE, SERGEANT DENT, CESAR  
14 LANDROVE; CORRECT CARE  
15 SOLUTIONS, LLC, a purported Kansas  
16 Limited Liability Company, Correct Care  
17 Solutions Nurses: CN HAPLIN, CHARGE  
18 NURSE, NOREEN EVANS, NURSE  
19 ANDERSON, NURSE AVEN, NURSE  
20 DARDEN, FRANCESCA NOCE, NURSE  
21 NARE, NURSE NOCE, CHRISTOPHER  
22 NEHLS, HAYDEE. TOLENTINO,  
23 JENNIFER SWAN, CHRISTINA SCHADE,  
24 BARBARA BUTTINO CORRECT CARE  
25 MANAGERS 1-10; CORRECT CARE  
26 EMPLOYEES 1-10; CORRECT CARE MD  
27 OR DO'S 1-5, MEDICAL DIRECTOR'S 1-5  
28 DOES 1-100 and DOE ENTITIES 1-10.

Defendants.

### STIPULATION AND ORDER TO CONSOLIDATE

Plaintiff Charlene Bynum, by and through his counsel of record, The Law Office of Dan M. Winder, P.C. and Defendant City of North Las Vegas and Defendant City of Las Vegas et al., by and through its counsel of record, Lewis Brisbois Bisgaard & Smith LLP and Las Vegas City Attorneys Office hereby stipulate and agree to the consolidation of Plaintiff Charlene Bynum's two civil cases against Defendant City of North Las Vegas et al. (Case No. 2:17-cv-02102-APG-(VCF) ("first case") and Case No. 2:18-cv-00354-MMD-CW ("second case")). The parties agree

1 that common questions of law and fact are present in the two cases, judicial economy would be  
2 served with consolidation, and Defendant will not suffer prejudice due to consolidation.

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4 1. The parties further stipulate and agree that this Honorable Court has subject  
5 matter jurisdiction. This action is authorized and instituted pursuant 42 U.S.C. §1983.  
6 .Jurisdiction is found upon federal question jurisdiction under 28 USC 1331 as this case is a civil  
7 action arising under the Constitution and Laws of the United States, particularly the Fourteenth  
8 Amendment (due process) and the Eighth Amendment.

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10 2. PLAINTIFF CHARLENE BYNUM alleges, on information and belief, the North  
11 Las Vegas Police, under circumstances where they knew her husband Ronald Bynum required  
12 medical attention, threw her husband Ronald Bynum to the ground, beat him, and stunned him,  
13 that they, along with the North Las Vegas Ambulance crew, denied him medical treatment and  
14 took him to the City of Las Vegas Jail. While there, the jailers failed to allow him treatment for  
15 his worsening medical condition, beat him and let him suffer a cardiac arrest. The jailers  
16 resuscitated him and sent him to Sunrise Hospital in a coma. Ronald Bynum remains in a coma  
17 to this day.

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1 This stipulation is entered into in good faith and not for the purpose of any undue delay.

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3 Dated this 5th day of March, 2018.

4  
5 Law Office of Dan M. Winder, P.C.

Lewis Brisbois Bisgaard & Smith LLP

6 /s/ Dan M. Winder  
7 DAN M. WINDER, ESQ.  
8 Nevada State Bar No. 1569  
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12 Las Vegas City Attorney

13 /s/ John A. Curtas  
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21 jacurtas@lasvegasnevada.gov  
22 *Attorneys for Defendants*

21 **ORDER**

22 IT IS SO ORDERED.

23 Dated this 6th day of March, 2018



24  
25 UNITED STATES MAGISTRATE JUDGE

1 **CERTIFICATE OF SERVICE**

2 Pursuant to FRCP 5, LR IC 4-1, and LR 5-1, I hereby certify that I am an employee of the  
3 LAW OFFICE OF DAN M. WINDER, P.C., and that on the 5th day of March, 2018, I served  
4 the foregoing **STIPULATION AND ORDER TO CONSOLIDATE PLAINTIFF'S TWO**  
5 **CASES AGAINST DEFENDANT CITY OF NORTH LAS VEGAS ET AL.** on counsel as  
6 follows:

7  
8 This Honorable Court's CM/ECF System:

9  
10 City of Las Vegas and Michele Freeman  
11 ROBERT W. FREEMAN, ESQ.  
12 Robert.Freeman@lewisbrisbois.com  
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19 City of North Las Vegas

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28 Attorneys for Defendants

29  
30 /s/ James R. Winder

31 Employee of the Law Office of Dan M. Winder P.C.