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21 *Local counsel for Northcon, Inc.*

22 **UNITED STATES DISTRICT COURT**
 23 **DISTRICT OF NEVADA**

24 UNITED STATES OF AMERICA, for the use
and benefit of WELLS CARGO, INC.,

25 Plaintiff,

26 v.

27 ALPHA ENERGY AND ELECTRIC, INC., a
 28 Missouri corporation, and AMERICAN
 CONTRACTORS INDEMNITY COMPANY, a
 California corporation,

Defendants.

ALPHA ENERGY AND ELECTRIC, INC., a
 Missouri Corporation,

Third-Party Plaintiff,

Civil Action No. 2:18-cv-01182-JCM-DJA

NOTICE OF CORRECTED DOCUMENT
RE: STIPULATION AND ORDER RE:
CONTINUANCE OF BENCH TRIAL

1 v.

2 NORTHCON, INC., an Idaho Corporation;
3 SOUTHWESTERN CONSTRUCTION, INC., a
4 Utah corporation; DOES 1 through 10; and
ROE corporations 1 through 10,

5 Third-Party Defendants.

6 AND ALL RELATED CASES.

7
8 In accordance with the minute order dated May 20, 2021 (ECF No. 167), Northcon, Inc.
9 respectfully files this Notice of Corrected Document to include a corrected Stipulation and
10 Order Re: Continuance of Bench Trial, which includes in the proposed Order a section with
11 blank lines for new calendar call and trial dates. (Attached hereto as **Exhibit A**).

12
13 /s/ Nicholas D. Kovarik

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Exhibit A

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Local counsel for Northcon, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA, for the use
and benefit of WELLS CARGO, INC.,

Plaintiff,

v.

ALPHA ENERGY AND ELECTRIC, INC., a
Missouri corporation, and AMERICAN
CONTRACTORS INDEMNITY COMPANY, a
California corporation,

Defendants.

ALPHA ENERGY AND ELECTRIC, INC., a
Missouri Corporation,

Third-Party Plaintiff,

Civil Action No. 2:18-cv-01182-JCM-DJA

**STIPULATION AND ORDER RE:
CONTINUANCE OF BENCH TRIAL**

1 v.

2 NORTHCON, INC., an Idaho Corporation;
3 SOUTHWESTERN CONSTRUCTION, INC., a
4 Utah corporation; DOES 1 through 10; and
ROE corporations 1 through 10,

5 Third-Party Defendants.

6 AND ALL RELATED CASES.

7
8 **STIPULATION**

9 Alpha Energy and Electric, Inc. (“Alpha”), Northcon, Inc. (“Northcon”), American
10 Contractors Indemnity Company (“ACIC”), and Southwestern Construction, Inc.
11 (“Southwestern Construction”) (collectively “Parties”), by and through their respective counsel,
12 hereby stipulate, agree and request that the Court continue the trial in this matter for a future
13 date, to be determined, that is mutually agreeable to the Court, counsel, and the Parties.

14
15 The Parties have submitted and the Court has entered a Joint Pretrial Order, pursuant to
16 which the Court has set this matter for a bench trial on a stacked calendar on June 21, 2021,
17 with calendar call to be held on June 16, 2021. (ECF No. 164 at 44). On May 12, 2021, the
18 Court entered its Minute Order, directing counsel to “*confer immediately with their respective*
19 *clients and each other about whether this case will be trial-ready for the trial stack and to take*
20 *appropriate action,*” and to file any “[s]tipulations to continue . . . before noon on Wednesday,
21 May 26, 2021.” (ECF No. 165). As ordered by the Court, counsel have conferred and, in doing
22 so, the parties have stipulated and agreed to the continuance set forth herein.

23
24 This stipulation is made in good faith and is not intended to unduly delay the
25 proceedings, and good cause exists for the continuance. The Parties’ agreement is made in
26 consideration of this Court’s trial calendar, and the calendars of the Parties and their counsel,
27
28

1 within the context of the current global pandemic, and in furtherance of Federal Rule of Civil
2 Procedure 1.

3 **IT IS SO STIPULATED.**

4 Dated this 19th day of May 2021.

Dated this 18th day of May 2021.

5 **KRIGEL & KRIGEL**

THE MEDRALA LAW FIRM PROF. LLC

6 /s/ Paul K. Hentzen

/s/ Jakub P. Medrala

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11 Dated this 20th day of May 2021

Dated this 19th day of May 2021

12 **PISKEL YAHNE KOVARIK, PLLC**

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PUZEY & THOMPSON**

13 /s/ Nicholas D. Kovarik

/s/ Brian W. Boschee

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19 Dated this 19th day of May 2021

Dated this 18th day of May 2021

20 **THE FAUX LAW GROUP**

STRONG & HANNI, P.C.

21 /s/ Jordan F. Faux

/s/ Michael D. Stanger

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1 Dated this 19th day of May 2021

2 **SMITH LARSEN & WIXOM**

3 /s/ Kent Larsen

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10 *Counsel for Southwestern Construction, Inc.*

11 **ORDER**

12 This case is set for a Bench trial on the stacked calendar on March 14, 2022 at 9:00 AM.
13 Calendar call will be held on March 9, 2022 at 1:30 PM.

14 
15 _____
16 **UNITED STATES DISTRICT COURT JUDGE**

17 **DATE:** May 21, 2021
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