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Attorneys for Plaintiff,  
*James M. Herndon*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

**James M. Herndon,**

Plaintiff,

vs.

**City of Henderson,** a political subdivision of The State of Nevada; **Sgt. M. Gillis,** individually and in his official capacity as a police officer; **Officer L. Good,** individually and in his official capacity as a police officer; **Officer A. Nelson,** individually and in his official capacity as a police officer; **Officer D. Nerbonne,** individually and in his official capacity as a police officer; **Officer D. Russo,** individually and in his official capacity as a police officer; **Officer E. Vega,** individually and in his official capacity as a police officer; Doe Officers I through X, inclusive and Roe Entities I through X, inclusive

Defendants.

CASE NO.: 2:19-cv-00018-GMN-NJK

**Second Stipulation and Proposed Order to Extend Briefing Deadlines (ECF # 55)**





1 Plaintiff, James Herndon, through his counsel of record, Marjorie L. Hauf, Esq. and  
2 Matthew G. Pfau, Esq., of H & P LAW, and Defendants, City of Henderson, Sgt. M.  
3 Gillis, Officer L. Good, Officer A. Nelson, Officer D. Nerbonne, Officer D. Russo, and  
4 Officer E. Vega through their counsel of record, Nicholas G. Vaskov, Esq. and Nancy  
5 D. Savage, Esq. of CITY ATTORNEY'S OFFICE, do hereby stipulate and agree to  
6 Extend the due dates of Plaintiff's Opposition to Defendants, Sgt. M. Gillis, Officer L.  
7 Good, Officer A. Nelson, Officer D. Nerbonne, Officer D. Russo, and Officer E. Vega's  
8 Motion for Summary Judgment and Defendant's Reply in Support to Defendants, Sgt.  
9 M. Gillis, Officer L. Good, Officer A. Nelson, Officer D. Nerbonne, Officer D. Russo,  
10 and Officer E. Vega's Motion for Summary Judgment.

11 Currently, Plaintiff's Opposition is due December 2, 2020. Plaintiff and Defendant  
12 agree to Extend the Deadline for Plaintiff to file his Opposition to December 9, 2020.  
13 and for Defendant to file their Reply in Support to January 18, 2021. The extensions  
14 are being requested in good faith and not for the purpose of delay. The extensions  
15 are being requested as the issues to be briefed are extensive and complicated.  
16 Plaintiff's co-counsel, Micah Echols, Esq. of CLAGGETT & SYKES, had a recent  
17 COVID-19 outbreak in his office, and as such, they have been closed for in person  
18 operations. This setback unfortunately delayed Plaintiff's efforts to oppose this  
19 motion. The parties also anticipate the end of the year holidays will further  
20 complicate the briefing schedule, necessitating a further extension for Defendants  
21 to file their Reply.

22  
23 **Stipulation**

24 It is hereby STIPULATED between James Herndon, through his counsel of record,  
25 Marjorie L. Hauf, Esq. and Matthew G. Pfau, Esq., of H & P LAW, and Defendants,  
26 City of Henderson, Sgt. M. Gillis, Officer L. Good, Officer A. Nelson, Officer D.  
27 Nerbonne, Officer D. Russo, and Officer E. Vega through their counsel of record,  
28 Nicholas G. Vaskov, Esq. and Nancy D. Savage, Esq. of CITY ATTORNEY'S OFFICE,



1 to Extend Breifing Deadlines Related to Defendants, Sgt. M. Gillis, Officer L. Good,  
2 Officer A. Nelson, Officer D. Nerbonne, Officer D. Russo, and Officer E. Vega’s Motion  
3 for Summary Judgment and Defendant’s Reply in Support to Defendants, Sgt. M.  
4 Gillis, Officer L. Good, Officer A. Nelson, Officer D. Nerbonne, Officer D. Russo, and  
5 Officer E. Vega’s Motion for Summary Judgment, ECF # 55.

6 IT IS FURTHER STIPULATED that Plaintiff’s Opposition to Defendant, Sgt. M.  
7 Gillis, Officer L. Good, Officer A. Nelson, Officer D. Nerbonne, Officer D. Russo, and  
8 Officer E. Vega’s Motion for Summary Judgment must be filed by December 9, 2020.

9 IT IS FURTHER STIPULATED that Defendants, Sgt. M. Gillis, Officer L. Good,  
10 Officer A. Nelson, Officer D. Nerbonne, Officer D. Russo, and Officer E. Vega’s Reply  
11 in Support of Motion for Summary Judgment must be filed by January 18, 2021.

12  
13 DATED this 1st day of December 2020.

14  
15 Respectfully submitted by:  
16 H & P LAW  
17 /s/ Marjorie Hauf, Esq.  
18 Marjorie L. Hauf, Esq.  
19 Nevada Bar No.: 8111  
20 Matthew G. Pfau, Esq.  
21 Nevada Bar No.: 11439

22  
23 Attorneys for Plaintiff,  
24 *James M. Herndon*

25 Approved as to form and content:  
26 CITY ATTORNEY’S OFFICE  
27 /s/ Nancy Savage, Esq.  
28 Nicholas G. Vaskov, Esq.  
Nevada Bar No.: 8298  
Nancy D. Savage, Esq.  
Nevada Bar No.: 392

Attorneys for Defendants,  
*City of Henderson, Sgt. S. Gillis, and  
Officers L. Good, A. Nelson, D.  
Nerbonne, D. Russo, and E. Vega*

**IT IS SO ORDERED.**

Dated this 1 day of December, 2020

  
Gloria M. Navarro, District Judge  
UNITED STATES DISTRICT COURT