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13 IDS Property Casualty Insurance Company

14
15 **UNITED STATES DISTRICT COURT**
16 **FOR THE DISTRICT OF NEVADA**

17
18 IDS PROPERTY CASUALTY INSURANCE
19 COMPANY, a Wisconsin Corporation

20 Plaintiff,

21 v.

22 KATLYN CUNNINGHAM, an Individual;
23 DOES 1-10 and ROES 1-10

Defendants

24 Case No.: 2:20-cv-00209-JAD-VCF

25 **STIPULATION AND ORDER TO**
26 **EXTEND DISCOVERY**
27 **DEADLINES AND CONTINUE**
28 **TRIAL**

29 *(Second Request)*

30
31 Plaintiff IDS Property Casualty Insurance Company, and Defendant Katlyn
32 Cunningham, by and through their respective counsel of record, hereby stipulate
33 and agree, according to LR 26-3, to continue the discovery dates in this matter and
34 request that the court enter a new Discovery Scheduling Order containing said
35 agreed-upon dates.

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CARMAN COONEY FORBUSH
PLLC



A. STATEMENT SPECIFYING THE DISCOVERY COMPLETED:

The following discovery has been completed by the parties:

1. Plaintiff IDS Casualty Company's Initial Disclosures;
2. Defendant's Initial Disclosures;
3. Plaintiff IDS Casualty Company's requests for admissions to Defendant Cunningham and responses thereto;
4. Plaintiff IDS Casualty Company's requests for production of documents to Defendant Cunningham and responses thereto;
5. Plaintiff IDS Casualty Company's interrogatories to Defendant Cunningham and responses thereto;
6. Defendant's requests for admissions to Plaintiff IDS Casualty Company and responses thereto;
7. Defendant's requests for production of documents to Plaintiff IDS Casualty Company and responses thereto;
8. Defendant's interrogatories to Plaintiff IDS Casualty Company and responses thereto;

B. A SPECIFIC DESCRIPTION OF THE DISCOVERY THAT REMAINS

TO BE COMPLETED:

1. Deposition of Person most knowledgeable of Plaintiff IDS Casualty Company;
2. Deposition of Defendant Cunningham;
3. Plaintiff IDS Casualty Company's designation of expert witnesses;

- 1 4. Defendant Cunningham's designation of expert witnesses;
- 2 5. Deposition Plaintiff IDS Casualty Company's expert witnesses;
- 3 6. Deposition of Defendant Cunningham's expert witnesses;
- 4 7. Additional Supplemental Disclosures;
- 5 8. Any other related discovery deemed necessary.

6 C. THE REASONS WHY THE DISCOVERY REMAINING WAS NOT
7 COMPLETED WITHIN THE TIME LIMITS SET BY THE DISCOVERY
8 ORDER:

For the entirety of the case to date, the COVID-19 pandemic and the associated lockdowns in the State of Nevada and elsewhere have made completing discovery unusually difficult. It has delayed getting the necessary information to complete responses to interrogatories and requests for production. It has also made completing depositions challenging, especially where plaintiff's personnel who handled the claim no longer work for plaintiff and reside outside the State of Nevada.

The parties are also in the midst of a meet and confer process over responses to discovery that include disclosing additional information are negotiation and entry of a stipulated protective order.

Finally, the parties are in the midst of settlement discussions and wish to avoid the cost of designating experts or the filing of dispositive motions. The parties anticipate the need for informal settlement discussions and, if they cannot resolve the matter, will seek a judicial settlement conference through the court.

1 **D. A PROPOSED SCHEDULE FOR COMPLETING ALL REMAINING**
2 **DISCOVERY:**

3 <i>Deadline</i>	4 <i>Old Cut-off</i>	5 <i>New Cut-off</i>
4 Initial Expert Disclosures:	5 02/14/2021	6 04/15/2021
5 Rebuttal Expert Disclosure:	6 03/16/2021	7 05/14/2021
6 Amend Pleadings or Add Parties:	7 01/14/2021	8 1/14/2021
7 Close of Discovery:	8 04/15/2021	9 06/14/2021
8 Dispositive Motion Deadline:	9 05/16/2021	10 07/14/2021

9 **SO, AGREED.**

10 DATED February 8, 2021

11 **CARMAN COONEY FORBUSH**
12 **PLLC**

13 
14 SEAN D. COONEY, ESQ.
15 ADAM C. EDWARDS, ESQ.
16 Attorneys for Plaintiff
17 IDS Property Casualty Insurance
18 Company

10 DATED February 8, 2021

11 **CLEAR COUNSEL LAW GROUP**

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/s/Dustin Birch, Esq.
13 JARED R. RICHARDS, ESQ.
14 DUSTIN BIRCH, ESQ.
15 Attorneys for Defendant
16 Katlyn Cunningham

ORDER

Upon Stipulation by Counsel for the Parties, and good cause appearing therefore, IT IS HEREBY ORDERED that the discovery deadline schedule shall be as follows:

Initial Expert Disclosures: **04/15/2021**

Rebuttal Expert Disclosure: 05/14/2021

Amend Pleadings or Add Parties: **1/14/2021 (no change)**

Close of Discovery: **06/14/2021**

Dispositive Motion Deadline: **07/14/2021**

CARMAN COONEY FORBUSH

IT IS SO ORDERED.

Cam Ferenbach
United States Magistrate Judge

Dated: 2-17-2021