

LOKER LAW, APC
1303 East Grand Avenue, Suite 101
ARROYO GRANDE, CA 93420

LOKER LAW, APC
Matthew M. Loker, Esq. (279939)
matt@loker.law
1303 East Grand Avenue, Suite 101
Arroyo Grande, CA 93420
Telephone: (805) 994-0177
Facsimile: (805) 994-0197

Attorney for Plaintiff,
Christopher Petras

KIND LAW
Michael Kind, Esq. (13903)
mk@kindlaw.com
8860 South Maryland Pkwy, Ste. 106
Las Vegas, NV 89123
Telephone: (707) 337-2322
Facsimile: (707) 329-5881

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

CHRISTOPHER PETRAS,

Plaintiff,

v.

Case No.: 20-cv-874-RFB-BNW

**SECOND STIPULATION TO
CONTINUE DATES IN
SCHEDULING ORDER**

**NAVY FEDERAL CREDIT
UNION; JPMORGAN CHASE
BANK, NATIONAL
ASSOCIATION; EQUIFAX
INFORMATION SERVICES
LLC; AND, EXPERIAN
INFORMATION SOLUTIONS,
INC.**

HON. BRENDA WEKSLER

Defendant.

**TO THIS COURT AND TO ALL PARTIES AND THEIR RESPECTIVE
ATTORNEYS OF RECORD:**

WHEREAS, this Court issued its Scheduling Order on July 8, 2020,
ECF No. 18;

WHEREAS, the Parties sought to continue dates in the Scheduling
Order on October 1, 2020, ECF No. 32;

WHEREAS, this Court denied the Parties' first Stipulation on October
6, 2020, ECF No. 34;

WHEREAS, the Parties respectfully file this Second Stipulation to
extend dates in the Discovery Plan and Scheduling Order further outlining
the good cause for said request;

WHEREAS, Plaintiff Christopher Petras ("Plaintiff") has issued and
all Defendants have responded to written discovery, Plaintiff has issued
deposition notices to Defendant JPMorgan Chase Bank, N.A., and is in the
process of issuing deposition notices on Defendants Equifax Information
Services LLC; and, Experian Information Solutions, Inc. and Plaintiff has
issued a third-party subpoena to non-party Trans Union LLC;

WHEREAS, the Defendants need to issue additional written discovery
to Plaintiff, and the Parties need to conduct additional depositions, including
party and expert depositions;

WHEREAS, good cause exists for this extension due to restrictions and
conflicts that arose as the result of COVID-19 closures;

WHEREAS, the conflicts are impacting the finalization of discovery
and impeding upon the Parties' ability to fully develop their respective
claims and/or defenses;

WHEREAS, the Parties are working together in good faith to grant
needed extensions on written discovery and find mutually agreeable dates for

1 depositions;

2 WHEREAS, difficulties are arising in extending professional
3 courtesies based upon the current Scheduling Order;

4 WHEREAS, for Plaintiff these issues have impacted Plaintiff's ability
5 to proceed with Fed. R. Civ. P. 30(b)(6) since these respective witnesses for
6 each Defendant are backlogged from being unable to appear for depositions
7 in other lower numbered matters earlier this year;

8 WHEREAS, Plaintiff's ability to proceed with Fed. R. Civ. P. 30(b)(1)
9 since these witnesses are only recently returning to work so finding mutually
10 agreeable dates that cause as little disruption to the employee's work
11 schedules has been difficult;

12 WHEREAS, the delays have also impacted Plaintiff's Expert, Dr.
13 Mitchell Taubman, because Dr. Taubman is attempting to gather medical
14 assessments from Plaintiff's schools and prior medical professionals;
15 however, each of these offices and departments are understaffed and
16 progressing slowly in gathering the requested information;

17 WHEREAS, Plaintiff's Expert, Evan Hendricks, is also impacted due
18 to the extra delay by Trans Union in responding to Plaintiff's third-party
19 subpoena and a portion of Mr. Hendricks' Opinion also will be based upon
20 deposition testimony that has yet to occur;

21 WHEREAS, Plaintiff's Expert, Dr. Stan V. Smith, is similarly
22 impacted since Dr. Smith is awaiting information regarding Plaintiff's
23 pecuniary loss from third party sources;

24 THEREFORE, the Parties jointly request the Court extend remaining
25 dates in the Scheduling Order by 90 days as follows:
26
27
28

<u>EVENT</u>	<u>CURRENT</u>	<u>PROPOSED</u>
Expert Disclosures (Initial)	October 6, 2020	January 4, 2021
Expert Disclosures (Rebuttal)	November 5, 2020	February 3, 2021
Discovery Cut-Off	December 7, 2020	March 8, 2021
Dispositive Motions	January 4, 2021	April 5, 2021
Pretrial Order	February 3, 2021	June 1, 2021

Date: October 11, 2020

LOKER LAW, APC

By: /s/ Matthew M. Loker
 MATTHEW M. LOKER, ESQ.
 ATTORNEY FOR PLAINTIFF

CLARK HILL PLLC

By: /s/ Jeremy J. Thompson
 JEREMY J. THOMPSON, ESQ.
 ATTORNEY FOR DEFENDANT, EQUIFAX

NAYLOR & BRASTER

By: /s/ Andrew Sharples
 ANDREW SHARPLES, ESQ.
 ATTORNEY FOR DEFENDANT, EXPERIAN

BALLARD SPAHR LLP

By: /s/ Joel E. Tasca
 JOEL E. TASCA, ESQ.
 ATTORNEY FOR DEFENDANT, CHASE

SIGNATURE CERTIFICATION

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual, I hereby certify that the content of this document is acceptable to all defense counsel, and that I have obtained their authorization to affix electronic signatures to this document.

Date: October 11, 2020

LOKER LAW, APC

By: /s/ Matthew M. Loker
MATTHEW M. LOKER, ESQ.
ATTORNEY FOR PLAINTIFF

IT IS SO ORDERED

DATED: 11:53 am, October 14, 2020



**BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE**

LOKER LAW, APC
1303 East Grand Avenue, Suite 101
ARROYO GRANDE, CA 93420