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CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY

1 Shana Lee McCart-Pollak
 2 524 Blanche Court
 3 Henderson, Nevada 89052
 4 (702) 439-2263
 Email: lotsoflovebuddies@yahoo.com

UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

7 SHANA LEE MCCART-POLLAK,
 8 Plaintiff,

Case No: 2:20-cv-01624-GMN-VCF

9 vs.

**STIPULATION
 AND ~~[PROPOSED]~~ ORDER
 TO EXTEND DISCOVERY CUT-OFF
 DATES**

10 ON DEMAND DIRECT RESPONSE LLC,
 11 Delaware company, ON DEMAND DIRECT
 12 RESPONSE III LLC, Delaware company;
 13 BRETT SAEVITZON, individual; CRAIG
 14 SHANDLER, individual; JEFFREY MILLER,
 individual; MARK MEYERS, individual;
 DOES I-X; ROE BUSINESS ENTITIES I-
 X;

15 Defendants

17 Pursuant to Court Order (Dkt 116), comes now, Plaintiff Shana Lee McCart-Pollak
 18 ("Pollak") in proper person; Mark Meyers, in proper person; Brett Saevitzon and Craig
 19 Shandler through their respective Counsel, David Dorenfeld. stipulate to the following
 20 proposed extension of Discovery Deadlines.
 21

MEMORANDUM OF POINTS AND AUTHORITIES

22 On August 24, 2021, the Honorable Magistrate Judge Ferenbach ordered the
 23 Parties to conduct a "good faith" verbal Meet and Confer regarding the Extension of
 24 Deadlines for Discovery, and to file a new stipulated proposed Extension of Discovery
 25 Deadlines. On September 17, 2021, Pollak and Dorenfeld held a telephonic meet and
 26 confer to address multiple issues, and agreed to the following dates, herein, in order to
 27 STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCOVERY CUT-OFF DATES - 1
 28

1 allow the Parties the opportunity to conduct full discovery. Meyers was unable to attend
2 due to his wife having a baby, but has reviewed the proposed dates and agreed via email
3 communications.

4 **LEGAL STANDARD AND STATEMENTS**

5 Every motion or stipulation to extend or reopen discovery shall include:

6 **1) A Statement specifying the discovery completed;**

7 a) **Pollak-** Pollak served Request for Admissions on Mark Meyers, however, the
8 court stayed discovery against Meyers until the Court rules on his Motion to
9 Dismiss. Pollak has served Request for Production and Interrogatories on
10 Saevitson, Shandler, On Demand Direct Response, LLC, On Demand Direct
11 Response III, LLC and Jeffrey Miller.
12

13 b) **Meyers-** Meyers served Request for Production of Documents on Pollak.

14 c) **Saevitson-** Has not served discovery on any Parties.

15 d) **Shandler-** Has not served discovery on any Parties.

16
17 **2) A specific description of the discovery that remains to be completed**

18 Pollak plans on pursuing full discovery (Request for Admissions, Request for
19 Production of Documents, Interrogatories, as well as Depositions) on all parties.

20 **3) The reason why the discovery remaining was not completed within the time**
21 **limits set by the discovery order.**

22
23 The Discovery Schedule order was entered into the Court on January 25, 2021. At the
24 time of the entry of the Discovery Schedule, there was a pending motion to dismiss, by
25 Meyers. The Court granted a protective order to stay Discovery on Meyers until the court
26 rules on the Motion to Dismiss. There is still a Motion to Dismiss pending in the Court.
27

1 At the time of the entry of the Discovery Schedule Shandler had not yet been
2 successfully served with the complaint. Shandler filed his answer to the complaint on
3 April 1, 2021.
4

5 At the time of the entry of the Discovery Schedule there was a motion pending to set
6 aside Saevitzon's Default Judgment. The Court set aside that default on May 17, 2021
7 and ordered Saevitzon to answer the complaint which he filed May 26, 2021. (122 days
8 after the entry of the scheduling order).
9

10 **4) A proposed schedule for completing all remaining discovery**

11 The Parties agreed to extend discovery, starting with the Amending of the Pleadings
12 by 120 days from the date of the meet and confer (September 17, 2021) and then each
13 subsequent date resulting from the Discovery Deadline.
14

15 **CURRENT DEADLINE AND STIPULATED PROPOSED DEADLINE**

16 **Amended Pleadings:** June 11, 2021 to **January 17, 2022**, (which is 91 days
17 before the proposed Discovery cut-off date, due to the weekend)

18 **Discovery Deadline:** September 3, 2021 to **April 18, 2022**

19 **Initial Expert Disclosures:** July 12, 2021 to **February 17, 2022**, (which is 60
20 days before the stipulated proposed Discovery cut-off date)

21 **Rebuttal Expert Disclosures:** August 11, 2021 to **March 18, 2022** (which is 30
22 days before the stipulated proposed Discovery cut-off date)

23 **Dispositive Motions:** October 4, 2021 to **May 18, 2022** (which is 30 days after
24 the stipulated proposed Discovery cut-off date)

25 **Proposed Pretrial Order:** November 3, 2021 **June 17, 2022** (which is 30 days
26 after the stipulated proposed Dispositive Motions cut-off date)
27
28

1 If dispositive motions are filed, the deadline for filing the joint pretrial order will be
2 suspended until 30 days after decision on the dispositive motions or further court
3 order.
4

5 **5) The Current trial date**

6 The extension of the discovery deadlines will have no bearing on trial, as no trial date
7 has been set.
8

9 **Conclusion**

10 In general, the Court may extend a deadline "if a request is made[] before the
11 original time or its extension expires." Fed. R. Civ. P. 6(b)(1)(A). Pollak's Motion
12 requesting to extend the deadlines was filed before the original time or its extensions
13 expired for all of the proposed stipulated dates, herein. Therefore, all Parties (Pollak,
14 Meyers, Saevitzon and Shandler) have agreed and respectfully requests that the court
15 enter these new stipulated proposed Discovery Dates into the court.
16

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28 //

1 Dated this 21st day of September, 2021

2
3 Shana Lee McCart-Pollak
SIGNATURE
4 Shana Lee McCart-Pollak
5 524 Blanche Court
6 Henderson, Nevada 89052
7 Tel: (702) 439-2263
8 Email: Lotsoflovebuddies@yahoo.com
9 Pro Se

10 Dated this 9/20/2021 day of September, 2021

11 DocuSigned by:
12 Mark Meyers
13 165350F027644CE...
SIGNATURE
14 Mark Meyers
15 1037 Barrow Court
16 Westlake Village, CA 91361
17 Tel: (805) 338-0289
18 Email: mark@kobeproducts.com
19 Pro Se

20 Dated this 9/20/2021 day of September, 2021

21 DocuSigned by:
22 David Dorenfeld
23 5202E8902A9C4E9...
SIGNATURE
24 David K Dorenfeld
25 (Cal. Bar No. 145056; Pro Hac Vici)
26 DorenfeldLaw, Inc.
27 30101 Agoura Court, Suite 210
28 Agoura Hills, California 91301
Tel: (828) 865-4000
Email: david@dorenfeldlaw.com

~~[PROPOSED] ORDER~~

PURSUANT TO STIPULATION, IT IS ORDERED.

25 Dated: 9-27-2021

Cam Ferembach
HONORABLE CAM FERENBACH
UNITED STATES MAGISTRATE JUDGE

1
2 **CERTIFICATE OF SERVICE**

3 I, Shana Lee McCart-Pollak, declares as follows, I am over the age of 18 years:

4 My address is: 524 Blanche Court
5 Henderson, Nevada 89052
6 (702) 439-2263

7 On September 21, 2021, I served the foregoing document(s) described as:

8 **STIPULATION AND [PROPOSED] ORDER**
9 **TO EXTEND DISCOVERY CUT-OFF DATES**

10 I hereby certify that on the 21st day of September 2021, a true and complete copy of the
11 foregoing was served on all counsel of record by mail to the addresses indicated below:

12 Dorenfeld Law
13 30101 Agoura Court, Suite 210
14 Agoura Hills, California 91301

15 Mark Meyers
16 1037 Barrow Court
17 Westlake Village, California 91361

18 I declare under penalty of perjury that the foregoing is true and correct.

19 
20 Shana Lee McCart-Pollak