

1 Shana Lee McCart-Pollak  
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 3 Henderson, Nevada 89052  
 4 (702) 439-2263  
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5 UNITED STATES DISTRICT COURT  
 6 DISTRICT OF NEVADA

7 SHANA LEE MCCART-POLLAK,  
 8 Plaintiff,

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

9 vs.

~~PROPOSED~~ STIPULATION  
 DISCOVERY PLAN AND SCHEDULING  
 ORDER

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; DOES I-X; ROE BUSINESS  
 ENTITIES I-X;

15 Defendants

16 Pursuant to Court Order (Dkt 175), comes now, Plaintiff Shana Lee McCart-Pollak  
 17 ("Pollak") in proper person; Brett Saevitzon and Craig Shandler through their respective  
 18 Counsel, David Dorenfeld. stipulate to the following proposed Discovery Plan and  
 19 Scheduling Order

20  
 21 **MEMORANDUM OF POINTS AND AUTHORITIES**

22 On January 19, 2023 the Honorable Magistrate Judge Ferenbach ordered the the  
 23 Parties had until Wednesday. February 8, 2023, to file a joint discovery plan and  
 24 scheduling order. On Friday, February 3, 2023, Pollak and Dorenfeld held a zoom meet  
 25 and confer and agreed to the following dates, herein, in order to allow the Parties the  
 26 opportunity to conduct full discovery.  
 27  
 28

**LEGAL STANDARD AND STATEMENTS**

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

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

No Discovery has been completed.

a) **Saevitzon-** Has not served discovery on Pollak.

b) **Shandler-** Has not served discovery on Pollak.

c) **Pollak-** Pollak served Request for Production and Interrogatories on Saevitzon, Shandler, On Demand Direct Response, LLC, On Demand Direct Response III, LLC and Jeffrey Miller which are not complete.

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

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

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

The Court stayed discovery pending the decision on Defendants' Motion to Dismiss. The Court Denied Defendants' Motion to Dismiss on October 6, 2023 (Order Dkt 163). On January 19, 2023 (Order Dkt 175) the Court lifted the stay of discovery and ordered that the parties file a joint discovery plan and scheduling order

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

The Parties used a prior template (of dates and timeframes) of a Discovery schedule that was previously entered in this Case; and therefore, propose the following dates:

//

1 **STIPULATED PROPOSED DISCOVERY PLAN AND SCHEDULING DEADLINES**

2 **Amended Pleadings:** Friday, **June 23, 2023**, (which is 91 days before the  
3 proposed Discovery cut-off date, due to the weekend)

4 **Discovery Deadline:** Friday, **September 22, 2023**

5 **Initial Expert Disclosures:** Monday, **July 24, 2023**, (which is 60 days before the  
6 stipulated proposed Discovery cut-off date)

7 **Rebuttal Expert Disclosures:** Wednesday, **August 23, 2023** (which is 30 days  
8 before the stipulated proposed Discovery cut-off date)

9 **Dispositive Motions:** Monday, **October 23, 2023**, (which is 31 days after the  
10 stipulated proposed Discovery cut-off date)

11 **Proposed Pretrial Order:** Wednesday, **November 22, 2023**, (which is 30 days  
12 after the stipulated proposed Dispositive Motions cut-off date)

13 If dispositive motions are filed, the deadline for filing the joint pretrial order will be  
14 suspended until 30 days after decision on the dispositive motions or further court  
15 order.

16 **5) The Current trial date**

17 The extension of the discovery deadlines will have no bearing on trial, as no trial date  
18 has been set.

19 **Conclusion**

20 The Parties respectfully requests that the Court accepts this jointly stipulated  
21 proposed Discovery Plan and Scheduling Order.


22 //

23 //

1 Dated this 3rd day of February, 2023

2 /s/ Shana Lee McCart-Pollack  
3 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

8 Dated this 3 day of February, 2023

9   
10 SIGNATURE  
11 David K Dorenfeld  
12 (Cal. Bar No. 145056; Pro Hac Vici)  
13 DorenfeldLaw, Inc.  
14 30101 Agoura Court, Suite 210  
15 Agoura Hills, California 91301  
16 Tel: (828) 865-4000  
17 Email: david@dorenfeldlaw.com

16 ~~[PROPOSED]~~ ORDER

17 PURSUANT TO STIPULATION, IT IS ORDERED.

18  
19 Dated: 2-6-2023

19   
20 HONORABLE CAM FERENBACH  
21 UNITED STATES MAGISTRATE JUDGE

22 The Clerk of Court is directed to strike ECF No. 180, which sets the same dates.

**CERTIFICATE OF SERVICE**

Case Name: *Shana Lee McCart-Pollak v. On Demand Direct Response LLC, et al.*  
District Court Case No.: 02:20-cv-01624-GMN-VCF

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 30101 Agoura Court, Suite 210, Agoura Hills, California 91301.

On February 3, 2023, I served the foregoing documents described as **PROPOSED STIPULATION DISCOVERY PLAN AND SCHEDULING ORDER** on the interested parties in this action by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

**SEE ATTACHED SERVICE LIST**

**[By Mail]** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited in the U.S. Postal Service on that same day with postage thereon fully prepaid at Agoura Hills California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

**[By Federal Express]** – I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing via Federal Express. Under that practice it would be deposited in the Federal Express pick-up box on that same day with charges thereon fully prepaid at a drop box location in Agoura Hills, California, in the ordinary course of business.

**[By Electronic Service]** Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent at the electronic notification addresses above.

**[By Personal Service]** I caused such envelope(s) to be hand-delivered to the offices of the addressee(s), during normal business hours.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed February 3, 2023, at Agoura Hills, California.

  
Rebecca Santiago

**SERVICE LIST**

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7 *VIA E-MAIL AND U.S. MAIL*

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