

1 JAMES P. KEMP, ESQ.
Nevada Bar No.: 6375
2 KEMP & KEMP
7435 W. Azure Drive, Suite 110
3 Las Vegas, NV 89130
4 702-258-1183 ph./702-258-6983 fax
Attorneys for Plaintiff Donovan McIntosh

5
6 UNITED STATES DISTRICT COURT

7 DISTRICT OF NEVADA

8 DONAVAN MCINTOSH,

Case No. 2:21-cv-01505-APG-EJY

9 Plaintiff,

10 vs.

**STIPULATION AND ORDER TO
EXTEND DEADLINE FOR JOINT PRE-
TRIAL ORDER**

11 CITY OF NORTH LAS VEGAS, a Municipal
12 Corporation and political subdivision of the
13 State of Nevada; PAMELA OJEDA in her
14 official and/or individual capacities; CLINTON
15 RYAN in his official and/or individual
capacities; ALEJANDRO RODRIGUEZ in his
official and/or individual capacities; DOES I-X,

[SECOND REQUEST]

16 Defendants.
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19 Plaintiff Donovan McIntosh ("Plaintiff") and Defendants City of North Las Vegas
20 ("CNLV"), Pamela Ojeda ("Chief Ojeda"), Clinton Ryan ("Asst. Chief Ryan"), and Alejandro
21 Rodriguez ("Lt. Rodriguez," and collectively, "Defendants"), by and through their undersigned
22 counsel, hereby file this Stipulation and Order to Extend Deadline for Joint Pre-Trial Order (First
23 Request). This is the second request to extend this deadline. The parties stipulate that the
24 current deadline of November 13, 2023 (November 10 was a holiday) should be extended to
25 Friday, December 1, 2023 and informs the court as follows:

- 26 1. The current deadline was established by the first request of the parties approved by
27 the court on September 25, 2023.
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2. During the interim period CNLV litigated a Motion to Strike the Amended Complaint and the court denied that motion on October 2, 2023. [ECF No. 66]
3. Thereafter, CNLV filed an Answer to the Amended Complaint on October 20, 2023. [ECF No. 67]
4. During the period of October 26 through November 3 Plaintiff's counsel was attending a 40 hour Mediation Certificate CLE training program through Quinnipiac University School of Law and traveled to Connecticut for the in-class portion of the training. Plaintiff's counsel was in Connecticut from November 1 through November 6 because after the training program ended Plaintiff's counsel's son came to Connecticut and Plaintiff's counsel attended the law school's open house with his son on November 4 and a tour and discussion of admissions and financial aid with law school staff as Plaintiff's son is applying to law schools this fall.
5. Further, in the interim Plaintiff's counsel was out of town for the Nevada Justice Association CLE convention in San Diego from October 4-6, 2023.
6. Further Plaintiff's counsel had out of state depositions in Orange County, California on October 9, 2023.
7. Further Plaintiff's counsel has had multiple mediations/settlement conferences, other depositions, multiple administrative workers' compensation and unemployment hearings, and briefing due in an arbitration case.
8. Plaintiff's counsel is focusing on the Joint Pre-Trial Order this week and will have a first draft of the document to Defense counsel by no later than close of business on November 14, 2023. Given the upcoming Thanksgiving Holiday (Plaintiff's counsel is traveling out of the country beginning November 17, 2023) the parties are requesting the new deadline be the Friday after the holiday week, which is December 1, 2023 as this should be sufficient time to finalize the Joint Pre-Trial Order.
9. The requested extension is sought in good faith and not for purposes of undue delay.

1 IT IS STIPULATED AND AGREED that the parties shall file the Joint Pre-Trial Order no
2 later than December 1, 2023.

3 IT IS SO STIPULATED.
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5 Dated this 13th day of November 2023

6 KEMP & KEMP

HONE LAW

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8 /s/ James P. Kemp
James P. Kemp, NV Bar No. 6375
jp@kemp-attorneys.com
9 7435 W. Azure Drive, Suite 110
Las Vegas, NV 89130

10 *Attorney for Plaintiff*

/s/ Jill Garcia
Jill Garcia, NV Bar No. 7805
jgarcia@hone.law
701 N. Green Valley Parkway, Suite 200
Henderson, NV 89074

Attorneys for Defendants

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13 **ORDER**

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15 IT IS SO ORDERED.

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17 UNITED STATES MAGISTRATE JUDGE

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19 Dated: November 13, 2023
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