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9 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

11 TOMMY LYNCH as ADMINISTRATOR for
 the ESTATE of TAMMY LYNCH, and
 12 TOMMY LYNCH and APRIL BLACK,
 individually as heirs of Tammy Lynch,
 13
 14 **Plaintiffs,**

15 vs.

16 SAMIT ADRIAN HERNANDEZ, individual,
 17 LIZBETH BARRAGAN, individual,
 LAUGHLIN WATERCRAFT RENTALS, LLC;
 18 KABUL, INC., d/b/a FASTRIP PWC
 RENTALS; DARRYL PETER ALEXANDER
 19 JR., individual, and DOES 1-X; and ROE
 CORPORATIONS,
 20
 21 **Defendants.**

Case No: 2:21-cv-01981-ART-DJA

**STIPULATION TO EXTEND
 DISCOVERY DEADLINES PURSUANT
 TO LR 26-3 (Ninth Request)**

22 AND ALL CONSOLIDATED MATTERS

23 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs The Estate of
 24 Tammy Lynch, Tommy Lynch and April Black (“Plaintiffs”) and Defendant Laughlin Watercraft
 25 Rentals, LLC. by and through their
 26

1 respective counsel, that the discovery deadlines of this matter be continued for a period of thirty
2 (30) days to allow the parties to complete additional discovery.

3 **A. STATEMENT SPECIFYING THE DISCOVERY THAT HAS BEEN**
4 **COMPLETED.**

5 The parties participated in the Fed. R. Civ. P. 26(f) conference on February 14, 2022 and
6 have served their initial Rule 26 Disclosures. The following is discovery that has been completed:

- 7 1. Plaintiffs' First Set of Request for Production of Documents to Defendants Laughlin
8 Watercraft;
- 9 2. Plaintiffs' First Set of Request for Production of Documents to Defendant Laughlin
10 Watercraft;
- 11 3. Plaintiffs' First Set of Request for Production of Documents to Defendant Kabul, Inc.;
- 12 4. Plaintiffs' First Set of Interrogatories to Defendant Kabul, Inc.;
- 13 5. Defendant Laughlin Watercraft Rentals, LLC's responses to Plaintiffs' First Set of
14 Request for Production of Documents;
- 15 6. Defendant Laughlin Watercraft Rentals, LLC's responses to Plaintiffs' First Set of
16 Interrogatories;
- 17 7. Defendant Kabul, Inc.'s responses to Plaintiffs' First Set of Request for Production of
18 Documents;
- 19 8. Defendant Kabul, Inc.'s responses to Plaintiffs' First Set of Interrogatories;
- 20 9. Defendant Laughlin Watercraft Rentals, LLC's First Set of Interrogatories to Plaintiff
21 April Black;
- 22 10. Defendant Laughlin Watercraft Rentals, LLC's First Set of Interrogatories to Plaintiff
23 Tommie Lynch;
- 24 11. Defendant Laughlin Watercraft Rentals, LLC's First Set of Request for Production to
25 Plaintiff April Black;
- 26 12. Defendant Laughlin Watercraft Rentals, LLC's First Set of Request for Production to
27 Plaintiff Tommie Lynch;

- 1 13. Defendant/Cross-Defendant Kabul, Inc. dba Fastrip PWC Rental’s 2nd Supplement
2 to Initial Disclosure Pursuant to Fed. R. Civ. P. 26 Disclosure;
- 3 14. Defendant Kabul, Inc. dba Fastrip PWC Rental’s 1st Set of Interrogatories to Plaintiff
4 Tommie Lynch;
- 5 15. Defendant Kabul, Inc. dba Fastrip PWC Rental’s 1st Set of Interrogatories to Plaintiff
6 April Black;
- 7 16. Defendant Kabul, Inc. dba Fastrip PWC Rental’s 1st Set of Interrogatories to
8 Defendant Laughlin Watercraft Rentals, LLC;
- 9 17. Defendant Laughlin Watercraft Rentals, LLC’s First Supplement to Initial
10 Disclosure Pursuant to Fed. R. Civ. P. 26 Disclosure; and
- 11 18. Deposition of Defendant Samir Hernandez taken on October 26, 2022.
- 12 19. Respondents First Set of Request for Production of Documents to Laughlin Rentals;
- 13 20. Deposition of Tommie Lynch on February 23, 2023;
- 14 21. Deposition of April Black on February 23, 2023
- 15 22. Deposition of the Corporate Representative of Defendant Laughlin Watercraft
16 Rentals, LLC
- 17 23. Plaintiffs’ Initial Expert Disclosures;
- 18 24. Defendants’ Initial Expert Disclosures;
- 19 25. Plaintiffs’ Rebuttal Expert Disclosures; and
- 20 26. Defendants’ Rebuttal Expert Disclosures.
- 21 27. Deposition of Allision LaValley on March 12, 2024
- 22 28. Deposition of Alison Osinski on March 26, 2024.
- 23 29. Deposition of Stan Smith, Ph.D. on April 17, 2024
- 24 30. Deposition of Lizbeth Barragan on April 29, 2024
- 25 31. Deposition of Randall Sharpe on June 21, 2024

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1 **B. SPECIFIC DESCRIPTION OF THE DISCOVERY THAT REMAINS TO BE**
2 **COMPLETED.**

3 Currently at this time the following discovery has not taken place and/or is anticipated:

- 4 1. Deposition of Mick Brady currently scheduled for July
- 5 2. Deposition of witness Delia Ambiza;
- 6 3. Deposition of witness Jocelyn Duarte-Torres;
- 7 4. Deposition of witness Gloria Torrales ;
- 8 5. Continued Deposition of Alison Osinski scheduled for July 3, 2024;
- 9 6. Deposition of Nate Paulino- Laughlin Rentals Employee tentatively scheduled for
10 August 14, 2024;
- 11 7. Deposition of “Ricardo” (last name unknown) -percipient witness
- 12 8. Other depositions, subpoenas and/or discovery that might be necessary.

13 **C. REASONS WHY THE DISCOVERY REMAINING WAS NOT COMPLETED**
14 **WITHIN THE DEADLINES CONTAINED IN THE AMENDED DISCOVERY**
15 **SCHEDULING ORDER**

16 Local Rule 26-3 provides that a stipulation to extend discovery deadlines must be supported
17 by a showing of good cause. The parties represent that good cause exists for the Court to grant this
18 stipulation.

19 Since the granting of the last stipulation, the parties have been diligently working together
20 to finalize the above depositions, however, with various scheduling conflicts, parties have not been
21 able to secure dates, in addition to locating and serving the lay witnesses for deposition, specifically
22 Mick Brady a former employee of Laughlin Rentals. Plaintiffs have made attempts to serve Mr.
23 Brady at his last known address and are currently conducting skip tracing for his current location.

24 All of the depositions listed in Section B above are imperative to the preparation of the case
25 and the facts surrounding the incident.

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For this reason, the parties are requesting an extension of all discovery deadlines for thirty (30) days.

D. PROPOSED SCHEDULE FOR COMPLETING ALL REMAINING DISCOVERY.

It is requested that all remaining discovery deadlines in this case be continued as follows:

<u>Discovery</u>	<u>Current Deadline</u>	<u>Proposed Deadline</u>
Discovery Cut-Off	July 22, 2024	August 22, 2024
Dispositive Motions	August 19, 2024	September 19, 2024
Pre-Trial Order	September 19, 2024	October 18, 2024

DATED this 3rd day of July, 2024

DATED this 3rd day of July, 2024

/s/ John B. Shook, Esq.

/s/ Jonathan C. Patillo, Esq.

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ORDER

IT IS SO ORDERED.

DATED: 7/8/2024



UNITED STATES MAGISTRATE JUDGE