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14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 FABIOLA FRAGOSO, individually;

17 Case No.: 2:22-cv-01507-CDS-EJY

18 Plaintiff,

19 vs.

20 WAL-MART, INC., a foreign corporation;  
21 DOE EMPLOYEES; DOE MANAGERS;  
22 DOES I-XX, inclusive; and ROE  
23 CORPORATIONS I-XX, inclusive,

24 Defendants.

25 **STIPULATION AND ORDER TO  
26 EXTEND JOINT PRETRIAL ORDER  
27 DEADLINE (THIRD REQUEST)**

28 Pursuant to LR IA 6-1, the parties, by and through their respective counsel of record, hereby stipulate and request that this Court extend the Joint Pretrial Order deadline in the above-captioned matter. Good cause exists to extend the remaining deadline for the reasons outlined herein.

29 **A. Reason For the Requested Extension**

30 On December 6, 2024, this Court entered an Order Granting in Part Defendant's Motion  
31 for Summary Judgment and Denying Plaintiff's Motion for Summary Judgment. Accordingly,  
32 the stay on deadline to file the Joint Pretrial Order was lifted and, pursuant to LR 26-1 (b)(5), the  
33 deadline for filing said Order became January 6, 2024. The parties filed a Stipulation to Extend  
34 Joint Pretrial Order Deadline (First Request) on December 16, 2024 (ECF 62). On the same day,  
35 the Stipulation to Extend was granted (ECF 63). On January 14, 2025, Defendant filed a  
36 Stipulation and Order for the Substitution of Counsel (ECF 64). On January 15, 2025,

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1 Defendant's Stipulation and Order for the Substitution of Counsel was granted (ECF 65). On  
2 January 31, 2025, the parties filed a Stipulation to Extend Joint Pretrial Order Deadline (Second  
3 Request).

4 Since the granting of the last extension to extend the Joint Pretrial Order deadline, the  
5 parties have worked diligently to review and prepare all of the documents, transcripts and  
6 exhibits in this matter. The parties have been in contact through the entire process and have  
7 determined that an in-person meeting would be appropriate given the voluminous number of  
8 medical records and documents generated throughout discovery. Unfortunately, due to  
9 scheduling conflicts, the parties are unable to conduct said meeting within the current deadline.

10 Additionally, the parties have discussed the potential for conducting a second mediation of  
11 this matter. The additional requested time will allow the parties to decide whether or not to  
12 participate in a second mediation, and to schedule accordingly. It will also allow the parties to  
13 conduct an in-person meeting to properly complete the Joint Pretrial Order and resolve any  
14 issues that may arise in the process.

15 **B. Proposed Revised Pretrial Order Schedule**

16 The Joint Pretrial Order is due on March 10, 2025 and the parties are requesting a thirty  
17 (30) day extension moving the deadline to April 9, 2025. This request for an extension of time is  
18 not sought for any improper purpose or other purpose of delay. Rather, it is sought by the  
19 parties solely for the purpose of allowing sufficient time to adequately prepare and meet and  
20 confer about the contents of the Joint Pretrial Order, as well as the parties' intended exhibits. It  
21 will also allow the parties to decide whether to conduct a second mediation of this matter and  
22 schedule accordingly. The parties respectfully submit that the reasons set forth above  
23 constitute compelling reasons and good cause for the extension.

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1 WHEREFORE, the parties respectfully request that this Court extend the deadline for  
2 submitting their Joint Pretrial Order from the current deadline as outlined above.

3 DATED this 31st day of January 2025.

DATED this 31st day of January, 2025.

4 **BLACKBURN WIRTH, LLP**

**BURGER, MEYER & D'ANGELO, LLP**

5  
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11 **Fragoso v. Walmart, Inc.**  
12 **Case No.: 2:22-cv-01507-CDS-EJY**  
13 **SAO to Extend Joint Pretrial**  
14 **Order Deadline (Third Request)**

15 **ORDER**

16 **IT IS SO ORDERED.**

17 DATED this 6th day of March, 2025.

18   
19 **UNITED STATES MAGISTRATE JUDGE**