



1 **RAHUL KULKARNI, ESQ.**  
 Nevada Bar No. 10650  
 2 **AMANDA A. EBERT, ESQ.**  
 Nevada Bar No. 12731  
 3 **WOLFE & WYMAN LLP**  
 4 **6757 Spencer Street**  
**Las Vegas, NV 89119**  
 5 **Tel: (702) 476-0100**  
**Fax: (949) 475-9203**  
 6 *rkulkarni@ww.law*  
 7 *aebert@ww.law*

8 **DOMMOND E. LONNIE, ESQ. (Pro Hac Vice)**  
**TAMARA A. BUSH, ESQ. (Pro Hac Vice)**  
 9 **NICHOLAS O. VON DER LANCKEN (Pro Hac Vice)**  
**DYKEMA GOSSETT, LLP**  
 10 **444 South Flower Street, Suite 2200**  
**Los Angeles, CA 90071**  
 11 **Tel: (213) 457-1712**  
 12 *DLonnie@dykema.com*  
*TBush@dykema.com*  
 13 *NvonderLancken@dykema.com*

14 **Attorneys for Defendant/Third-Party Plaintiff**  
 15 **U-HAUL CO. OF CALIFORNIA**

16 **UNITED STATES DISTRICT COURT**

17 **DISTRICT OF NEVADA**

18 CT BELT-WRIGHT,

19 Plaintiff,

20 v.

21 U-HAUL CO. OF CALIFORNIA; LYFT, INC.;  
 22 DOE LYFT EMPLOYEE I; DOES I-X; ROE  
 BUSINESS ENTITIES XI-XX,

23 Defendants.

24 

---

U-HAUL CO. OF CALIFORNIA,

25 Defendant/Third-Party Plaintiff

26 v.

27 CHRISTOPHER FAIFAIMALIE,

28 Third-Party Defendant.

CASE NO.: 2:23-CV-00400-GMN-BNW

**STIPULATION AND ORDER TO  
 EXTEND DISCOVERY DEADLINES**

**[SECOND REQUEST]**



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

5. Good cause exists for this extension for the reasons stated below.

**A. Discovery Completed to Date:**

1. Disclosures

- a. Plaintiff served his FRCP 26 Initial Disclosures on May 30, 2023
- b. Plaintiff has served multiple supplemental FRCP 26 Disclosures (First Supplement through Thirteenth Supplement) between June 22, 2023 and March 28, 2024.
- c. Defendant Lyft served its FRCP 26 Initial Disclosures on May 30, 2023.
- d. Defendant U-Haul served its FRCP 26 Initial Disclosures on May 30, 2023.
- e. U-Haul served a Second Supplemental FRCP 26 Disclosure on September 5, 2023.

2. Written Discovery

- a. Plaintiff served sets of discovery to Defendant U-Haul on July 6, 2023. U-Haul responded on September 5, 2023.
- b. Plaintiff served sets of discovery to Defendant Lyft on July 6, 2023. Lyft responded on August 21, 2023.
- c. U-Haul served sets of written discovery to Plaintiff on July 21, 2023. Plaintiff responded on August 21, 2023.
- d. Lyft served sets of written discovery to Plaintiff on September 9, 2023. Lyft responded on November 9, 2023.

3. Depositions

- a. The Deposition of Jake Lafata was taken November 27, 2023.
- b. The Deposition of CT Belt-Wright was taken December 6, 2023.
- c. The Deposition of Sergeant Rawley Campbell was taken January 23, 2024.
- d. The Deposition of Christopher Faifaimalie was taken January 16, 2024.

**B. Discovery Remaining to be Completed**

Additional discovery tasks that the parties intend to complete are:

- 1. FRCP 35 examination of Plaintiff;
- 2. Disclosure of expert and rebuttal reports by all parties;
- 3. Deposition of Matthew Sabblut (currently scheduled to take place April 29, 2024);

- 1 4. Deposition of Paramedic Corina Barker (currently scheduled to take place April 25,
- 2 2024);
- 3 5. Deposition of Detective Joshua Trail (currently scheduled to take place April 26, 2024);
- 4 6. Additional percipient depositions as necessary;
- 5 7. Expert depositions as necessary;
- 6 8. Possible additional written discovery;
- 7 9. Additional FRCP 26 disclosures as necessary;
- 8 10. FRCP 35 Examination of Plaintiff.

9 **C. Reasons Why the Remaining Discovery Cannot be Completed Within the Time Limits**  
10 **Set by the Current Discovery Plan**

11 The parties are in the process of conducting multiple depositions which may result in new  
12 factual information that could necessitate additional discovery. Additionally, the parties have reached  
13 a preliminary agreement pertaining to Plaintiff’s FRCP 35 examination and are currently discussing  
14 the relevant terms and conditions to be in place during the examination. Given that there will be at  
15 least three depositions and, possibly, an FRCP 35 examination, going forward within the next few  
16 weeks (as addressed above), the parties will need additional time to obtain the relevant transcripts and  
17 documents and to have their respective experts analyze and review this new information and prepare  
18 their own reports before the current deadline. This will simply not be possible within the current  
19 deadlines.

20 Additionally, the parties have agreed to participate in a private mediation with Judge David  
21 Jones (Ret.) with Advanced Resolution Management. The mediation is set to go forward on May 13,  
22 2024. As the initial expert disclosure deadline is currently May 8, 2024, the parties believe it would  
23 be beneficial to extend the discovery deadlines to avoid incurring unnecessary fees and costs.

24 This stipulation complies LR 26-3 as the May 8, 2024 initial expert disclosure deadline is  
25 beyond 21 days past the date of this stipulation. Additionally, there is no trial date set, and it is the  
26 parties’ second request. As discussed above, the parties have been diligent in conducting discovery,  
27 and have plans to continue to do so. Accordingly, the brief 60-day extension is warranted.

28 ///

1 **D. Proposed Schedule for Completing all Remaining Discovery**

- 2 a. Close of Discovery: September 9, 2024<sup>1</sup>;
- 3 b. Deadline to Amend Pleadings: June 7, 2024;
- 4 c. Initial Expert Disclosures: July 8, 2024<sup>2</sup>;
- 5 d. Rebuttal Expert Disclosures: August 9, 2024;
- 6 e. Deadline to File Dispositive Motions: October 8, 2024; and
- 7 f. Deadline to File Joint Pre-Trial Order: November 8, 2024.

8 **IT IS SO STIPULATED AND AGREED:**

9 DATED: April 8, 2024

DATED: April 8, 2024

10 **WOLFE & WYMAN, LLP**

**CLAGGETT & SYKES LAW FIRM**

11 By: /s/ RAHUL KULKARNI  
12 **RAHUL KULKARNI, ESQ.**  
13 Nevada Bar No.: 10650  
14 **AMANDA A. EBERT, ESQ.**  
15 Nevada Bar No.: 12731  
16 6757 Spencer Street  
17 Las Vegas, NV 89119  
18 Attorneys for Defendant/Third-Party  
19 Plaintiff  
20 **U-HAUL CO. OF CALIFORNIA**

By: /s/ DONALD J. GRAHAM  
**SHANNON L. WISE, ESQ.**  
Nevada Bar No.: 14509  
**DONALD J. GRAHAM, ESQ.**  
Nevada Bar No.: 16086  
4101 Meadows Lane, Suite 100  
Las Vegas, NV 89107  
Attorneys for Plaintiff  
**CT BELT-WRIGHT**

DATED: April 8, 2024

18 **DOMMOND E. LONNIE, ESQ. (Pro**  
19 **Hac Vice)**  
20 444 South Flower Street, Suite 2200  
21 Los Angeles, California 90071  
22 Attorneys for Defendant/Third-Party  
23 Plaintiff  
24 **U-HAUL CO. OF CALIFORNIA**

**FOX ROTHSCHILD LLP**

By: /s/ REX D. GARNER  
**REX D. GARNER ESQ.**  
Nevada Bar No.: 9401  
1980 Festival Plaza Drive, Suite 700  
Las Vegas, NV 89135  
Attorneys for Defendant  
**LYFT, INC.**

28 <sup>1</sup> The 60-day extension falls on Saturday, September 7, 2024. September 9, 2024 is the next business day.

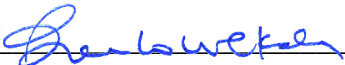
<sup>2</sup> The 60-day extension falls on Sunday, July 7, 2024. July 8, 2024 is the next business day.



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ORDER**

IT IS SO ORDERED this 10 day of April, 2024.

  
UNITED STATES MAGISTRATE JUDGE

