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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 JESSICA SMITH, an individual and
11 MICHAEL BLAKE, an individual

12 Plaintiffs,

13 vs.

14 CLARK COUNTY, NEVADA, a political
15 subdivision of the State of Nevada; LAS
16 VEGAS METROPOLITAN POLICE
17 DEPARTMENT, a political subdivision of
18 Clark County, Nevada and the State of
19 Nevada; MATTHEW ARNOLD, in his
20 individual capacity; MATTHEW TAYLOR,
21 in his individual capacity; BENEDETTO
22 MAYER, in his individual capacity; CODY
23 GAULT, in his individual capacity; HOMER
24 CARRILLO JASSO, in his individual
25 capacity; DOE LAS VEGAS
26 METROPOLITAN POLICE OFFICERS I-X;
27 KEVIN CAREY, an individual; DOES I
28 through X and ROE ENTITIES I through X,
inclusive,

Defendants

Case Number: 2:23-cv-01881-ART-BNW

**STIPULATION AND ORDER TO
EXTEND TIME FOR LVMPD
DEFENDANTS TO FILE THEIR
OPPOSITION TO PLAINTIFFS'
MOTION FOR SPOILIATION
SANCTIONS (ECF NO. 40)**

(SECOND REQUEST)

Defendants Las Vegas Metropolitan Police Department (“LVMPD”), Sgt. Matthew Arnold, Ofc. Matthew Taylor, Ofc. Benedetto Mayer, Ofc. Cody Gault, and Ofc. Homer Carrillo Jasso (“LVMPD Defendants”), by and through their attorneys of record, Marquis Aurbach, and Plaintiffs Jessica Smith and Michael Blake (“Plaintiffs”), by and through their attorneys of record, Breedon & Associates, PLLC, hereby stipulate to extend the time for the

1 LVMPD Defendants to file their Opposition to Plaintiffs’ Motion for Spoliation Sanctions.
2 (ECF No. 40)

3 1. On June 10, 2024, Plaintiffs filed their Motion for Spoliation Sanctions.
4 (ECF No. 40) (the “Motion”).

5 2. On June 26, 2024, the parties stipulated and the Court ordered that LVMPD
6 Defendants be granted an extension to respond to the Motion from June 24, 2024 to July 8,
7 2024.

8 3. Counsel for LVMPD Defendants recently finished a ten-day jury trial in the
9 case of *LVMPD, et al. adv. Lawrence, et al.*, Case Number 2:16-cv-03039-APG-NJK. The
10 trial went longer than expected.

11 4. Counsel for LVMPD Defendants is diligently working on the Opposition to
12 the Motion and it is essentially complete, however a declaration is needed to support the
13 Opposition and the declarant was unavailable the week of July 1-5, 2024, due to the Fourth
14 of July holiday.

15 5. Therefore, in order to properly respond to Plaintiffs’ Motion, the Defendants
16 request an additional 4-day extension to **July 12, 2024**.

17 6. Defendants affirm this request is made in good faith and not for purposes of
18 delay. This extension has been discussed with Plaintiffs’ counsel who has graciously agreed
19 to the same.

20 IT IS SO STIPULATED this 5th day of July, 2024.

21 MARQUIS AURBACH

BREEDEN& ASSOCIATES, PLLC

22 By: /s/ Craig R. Anderson

By: /s/ Adam J. Breeden

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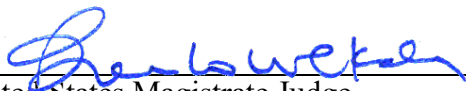
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ORDER

IT IS HEREBY ORDERED that the LVMPD Defendants' Opposition to Plaintiffs' Motion for Spoliation Sanctions shall be due on July 12, 2024.

IT IS SO ORDERED:

DATED: July 8, 2024


United States Magistrate Judge