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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 JAK LOGISTICS, INC., a Nevada corporation,

10 Plaintiff,

11 vs.

12 STEVENS TRANSPORT, INC., a Texas
13 corporation,

14 Defendant.

CASE NO. 2:24-cv-00413-APG-MDC

**STIPULATION AND ORDER
EXTENDING DISCOVERY
DEADLINES (First Request)**

15 Pursuant to Local Rule 26-1, the parties respectfully request an extension of remaining
16 deadlines. This is the first request for an extension of time, recognizing the prior issues with the
17 original discovery plan and scheduling issues that resulted in the current deadlines. This
18 stipulation is filed more than 21 days before the close of discovery.

19 **I. SUMMARY OF CASE**

20 This case arises out of a motor vehicle accident that occurred on January 18, 2023, in
21 Hesperia, California. The Complaint in this matter was filed in the United States District Court,
22 District of Nevada on February 29, 2024 [ECF No. 1]. Defendant filed its Answer to Plaintiff's
23 Complaint on May 3, 2024 [ECF No. 8]. Except for Plaintiff's bad faith claim, liability is not in
24 dispute with respect to the underlying auto accident. The Parties are primarily contesting damage
25 issues.

26 The parties have been participating in discovery including multiple productions of
27 documents, and production of an initial expert report by Defendant and a rebuttal expert report
28 by Plaintiff per the current expert disclosure deadlines. However, an issue has arisen with

1 respect to Defendant’s expert, Kevin Parker with Custard Insurance Adjuster, Inc. (“Custard”),
2 which may require Defendant to retain a new expert to replace Mr. Parker. The Parties are also
3 working to schedule private mediation. As such, the Parties have agreed that it is in their best
4 interest to extend the remaining deadlines by 90-days.

5 **II. DISCOVERY COMPLETED**

6 **A. Plaintiff**

7 To date, Plaintiff has conducted the following discovery:

- 8 • September 24, 2024, Initial FRCP 26 Disclosure.
- 9 • February 20, 2025, First Supplemental FRCP 26 Disclosure.
- 10 • February 20, 2025, Second Supplemental FRCP 26 Disclosure.
- 11 • February 26, 2025, Plaintiff Rebuttal Expert Disclosure.

12 **B. Defendant**

13 To date, Defendant has conducted the following discovery:

- 14 • August 23, 2024, Initial FRCP 26 Disclosure.
- 15 • January 28, 2025, Initial Expert Disclosure.
- 16 • January 28, 2025, First Supplemental FRCP 26 Disclosure.

17 **III. DISCOVERY THAT REMAINS TO BE COMPLETED**

- 18 • Deposition of Plaintiff’s FRCP 30(b)(6) witness.
- 19 • Deposition of Defendant’s FRCP 30(b)(6) witness.
- 20 • Depositions of potential additional fact witnesses regarding vehicle repair issues with
21 non-parties Ryder Transportation Services, Inc. and Velocity.
- 22 • Deposition of Plaintiff’s expert witness.
- 23 • Deposition of Defendant’s expert witness.
- 24 • Potential written discovery.

25 **IV. REASONS WHY PARTIES ARE REQUESTING EXTENSION**

26 The Plaintiff and Defendant seek additional time to allow Defendant to resolve issues
27 with Custard, participate in mediation, and complete discovery. Based upon these
28 circumstances, the parties seek a 90-day extension in good faith and not for purpose of delay.

1 Below is a proposal for extensions of remaining discovery deadlines based on the current request
2 to extend the discovery cutoff and pre-trial deadlines by 90 days.

3 **V. PROPOSED REVISED SCHEDULE**

	CURRENT DEADLINE	PROPOSED DEADLINE
4 Initial Expert Designation	February 28, 2025	Closed
5 Rebuttal Expert Designation	January 27, 2025	Closed
6 Discovery Cut-Off	March 31, 2025	June 30, 2025
7 Dispositive Motions	April 30, 2025	July 30, 2025
8 Joint Proposed Pre-Trial Order	May 30, 2025 *or 30 days after resolution of Dispositive Motions	August 29, 2025

12 Dated this 7th day of March 2025.

Dated this 7th day of March 2025.

13 LAW OFFICE OF MITCHELL STIPP, PC

THORNDAL ARMSTRONG, PC

14 /s/ Mitchell Stipp

/s/ Michael C. Hetey


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21 **ORDER**

22 IT IS SO ORDERED.
23 3-10-25

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25 UNITED STATES MAGISTRATE JUDGE



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