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7 *Attorneys for Plaintiffs Gary D. Carter*
 8 *and Kimberly Alexander*

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 **Gary D. Carter, and Kimberly Alexander,**
 12 husband and wife;

13 Plaintiffs,

14 vs.

15 **Treasure Island LV, LLC**, a Nevada
 16 Limited Liability Company; **John Doe**
 17 **Ramirez and Jane Doe Ramirez**, husband
 and wife, **John Does and Jane Does I-X**;
 18 **Black Companies, White Corporations I-**
X,

19 Defendants.

Case No. 2:24-cv-01631-JAD-MDC

AMENDED STIPULATION AND
[PROPOSED] ORDER TO EXTEND
DISCOVERY DEADLINES
(FIRST REQUEST)

20 **AMENDED STIPULATION AND [PROPOSED] ORDER TO EXTEND**

21 **DISCOVERY DEADLINES**

22 **(FIRST REQUEST)**

23 Defendant TREASURE ISLAND LV, LLC (“Defendant” or “Treasure Island”), by
 24 and through its counsel of record, MARK R. SMITH, ESQ., of the law firm RESNICK &
 25 LOUIS, P.C., and Plaintiffs GARY D. CARTER and KIMBERLY ALEXANDER
 26 (“Plaintiffs”), by and through their counsel of record, RICHARD C. GRAMLICH, ESQ.,

1 and WESLEY M. COX, ESQ., of the law firm TIFFANY & BOSCO, P.A. hereby stipulate
2 to extend the time to complete discovery pursuant to LR 26-3, LR IA 6-1 as follows:

3 **A. DISCOVERY COMPLETED**

4 1. Pursuant to Fed. R. Civ. P. 26(f) and LR 26-1(a), a meeting was held on
5 November 26, 2024, at 1:30 p.m. The meeting was attended by: Plaintiffs' counsel;
6 WESLEY M. COX, ESQ., of the law firm TIFFANY & BOSCO, P.A., appearing on behalf
7 of Plaintiffs GARY D. CARTER and KIMBERLY ALEXANDER ("Plaintiffs"); and
8 Defendant's counsel, MARK R. SMITH, ESQ., of the law firm RESNICK & LOUIS, P.C.,
9 appearing on behalf of Defendant TREASURE ISLAND LV, LLC ("Defendant").

10 2. Defendant's Initial Disclosures were served on December 4, 2024.

11 3. Plaintiffs' Initial Disclosures were served on December 11, 2024.

12 4. Plaintiffs' First Set of Written Discovery (Non-Uniform Interrogatories,
13 Requests for Production, and Requests for Admission) were served on Defendant on
14 December 26, 2024.

15 5. Defendant's Responses to Plaintiffs' First Set of Written Discovery were
16 served upon Plaintiffs on January 27, 2025.

17 6. Plaintiffs' Second Set of Written Discovery (Non-Uniform Interrogatories
18 and Requests for Production) were served on Defendant on February 13, 2025.

19 **B. DISCOVERY THAT REMAINS TO BE COMPLETED**

20 1. Defendant's Responses to Plaintiffs' Second Set of Written Discovery (Non-
21 Uniform Interrogatories and Requests for Production).

22 2. Both parties still have remaining Written Discovery (Interrogatories,
23 Requests for Production and Requests for Admission) to serve on the opposing party.

24 3. Both parties still have to disclose the identity and opinions of Expert
25 Witnesses.

26 4. All Depositions in this matter are still remaining.

1 5. The Discovery Cut-Off Date has not yet passed.

2 6. The Dispositive Motion deadline has not yet passed.

3 **C. SHOWING OF GOOD CAUSE FOR THE EXTENSION OF**
4 **DISCOVERY DEADLINES UNDER LR 26-3.**

5 The Complaint in this matter was originally filed in the U.S. District Court, District
6 of Arizona [ECF 1]. Pursuant to a Motion filed by Defendant, this matter was transferred
7 to the U.S. District Court, District of Nevada [ECF 9]. After denying the Parties Joint
8 Discovery plan, the Court entered an Order adopting the Amended Scheduling Order,
9 which was the only scheduling order entered to date in this matter. [ECF 29]. As a result,
10 this is the First Stipulation for an Order to Extend Discovery Deadlines.

11 Since the scheduling order was by this Court, the parties have been diligently
12 working in this Matter; including disclosures and discovery that has already occurred.
13 [ECF 29]. There have been delays due to the fact that counsel for both Parties have been
14 working to obtain medical records that they have not been able to obtain to date; which are
15 important records to this matter and must be disclosed in discovery. Furthermore, Counsel
16 for Defendant, MARK R. SMITH, ESQ., of the law firm RESNICK & LOUIS, P.C., has
17 been in trial for over three weeks throughout February of 2025. As a result, counsel for
18 both Parties hereby stipulate to postpone all dates by sixty (60) days.

19 Under LR 26-3, all dates the Parties wish to extend are more than 21 days before the
20 expiration of the subject deadlines.

21 **D. CURRENT DISCOVERY DATES**

EVENT	DATE
Discovery Cut-Off Date	Tuesday May 27, 2025
FRCP 26(a)(2)Disclosures (Experts)	Wednesday, March 26, 2025
Rebuttal Experts	Friday, April 25, 2025
Dispositive Motions	Tuesday, June 24, 2025

1	Joint Pretrial Order	Thursday, July 24, 2025
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2 **E. PROPOSED SCHEDULE FOR COMPLETING DISCOVERY**

3	EVENT	PROPOSED DATE
4	Discovery Cut-Off Date	Monday, July 28, 2025 (actual date is Saturday, July 26, 2025)
5	FRCP 26(a)(2) Disclosures (Experts)	Monday, May 26, 2025 (actual date is Sunday, May 25, 2025)
6	Rebuttal Experts	Tuesday, June 24, 2025
7	Dispositive Motions	Monday, August 25, 2025 (actual date is Saturday, August 23, 2025)
8	Joint Pretrial Order	Monday, September 22, 2025

9 **F. CURRENT TRIAL DATE**

10 The Court has not yet scheduled a calendar call or a trial date. Although the instant
 11 request will necessitate that the trial date be later than expected, the Parties are hopeful
 12 that this matter may be settled at the settlement conference and will not go to trial

13 **G. CONCLUSION**

14 Pursuant to LR 26-3, LR IA 6-1, and for good cause showing, the Parties
 15 respectfully request that the Court enter this Stipulation and Order extending the discovery
 16 deadlines.

17 Dated this 4th day of March, 2025

18 **RESNICK & LOUIS, P.C.**

19 /s/ Mark R. Smith
 20 MARK R. SMITH, ESQ.
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 23 Telephone: (702) 997-3800
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 24 *Attorneys for Defendant,*
 25 *Treasure Island LV, LLC*

Dated this 4th day of March, 2025

TIFFANY & BOSCO, P.A.

20 /s/ Richard C. Gramlich
 RICHARD C. GRAMLICH, ESQ.
Admitted Pro Hac Vice
 21 WESLEY M. COX, ESQ.
Admitted Pro Hac Vice
 22 Seventh Floor Camelback Esplanade II
 2525 East Camelback Road
 Phoenix, Arizona 85016
 23 *Attorneys for Plaintiffs Gary D.*
 24 *Carter and Kimberly Alexander*

ORDER

1 **IT IS SO ORDERED** that discovery in the above-referenced matter is extended as
2 follows. If dispositive motions are filed, the deadline for filing the joint pretrial order will
3 be suspended until 30 days after decision on the dispositive motions or further court
4 order.

EVENT	PROPOSED DATE
Discovery Cut-Off Date	Monday, July 28, 2025 (actual date is Saturday, July 26, 2025)
FRCP 26(a)(2) Disclosures (Experts)	Monday, May 26, 2025 (actual date is Sunday, May 25, 2025)
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Joint Pretrial Order	Monday, September 22, 2025

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12 **DATED:** 3-5-25

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16 **UNITED STATES MAGISTRATE JUDGE**
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