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8 UNITED STATES DISTRICT COURT  
 9 DISTRICT OF NEVADA

10 \* \* \*

11 **Cameron Wiegand,**

Case No.: 2:24-cv-01935-JAD-DJA

12 Plaintiff,

13 vs.

14 **State Farm Mutual Automobile**  
**Insurance Company;** Does 1  
 15 through 10, inclusive and Roe  
 16 Corporations 1 through 10, inclusive,

**Stipulated Discovery Plan and**  
**Scheduling Order Submitted in**  
~~**Compliance with LR 26-1(b)**~~

**Special Scheduling Review**  
**Requested**

17 Defendants.  
 18

19 Pursuant to Federal Rule of Civil Procedure 26(f) and Local Rule 26-1(b),  
 20 Plaintiff, Cameron Wiegand, and Defendant, State Farm Mutual Automobile  
 21 Insurance Company, by and through their undersigned counsel, hereby  
 22 submit this proposed Discovery Plan and Scheduling Order. Deadlines that fall  
 23 on a Saturday, Sunday, or legal holiday have been scheduled for the preceding  
 24 or next judicial day.

25 The Complaint in this matter was filed in the Eighth Judicial District Court,  
 26 Clark County, Nevada, designated as Case No.: A-24-898186-C on July 24, 2024.  
 27 Defendant was properly served on October 9, 2024. On October 17, 2024,  
 28 Defendant filed a Petition for Removal [ECF Doc 1]. On October 21, 2024,





1 Defendant filed its Answer to Complaint [ECF Doc. 5]. On October 31,  
2 Defendant filed its Statement Regarding Removed Action [ECF Doc. 6]. On  
3 November 11, 2024, the parties filed their Joint Status Report [ECF Doc 8]. On  
4 November 18, 2024, Plaintiff filed his Motion for Remand [ECF No. 10].

5 1. **Meeting:** Counsel for the parties met and conferred as required by Fed.  
6 R. Civ. P. 26(f) on November 6, 2024, and discussed the following:

7 2. **Initial Disclosures:** The parties have already served their initial disclosures,  
8 pursuant to FRCP Rule 26(a)(1).

9 3. **Areas of Discovery:** The Parties agree that each party may conduct  
10 discovery as allowed under the Federal Rules of Civil Procedure.

11 4. **Discovery Cut-off Dates:** LR-26(1)(E)(1) provides that “unless otherwise  
12 ordered, discovery periods longer than one hundred eighty (180) days from  
13 the date the first defendant answers or appears will require special scheduling  
14 review.”

15 a. **Discovery Cut-Off Date:** Given the complexity of the claims  
16 asserted, the injuries claimed by the Plaintiff, the number of  
17 documents likely to be produced, and the need for experts  
18 who will need to perform a detailed review of said documents,  
19 the parties respectfully request a 270-day discovery period,  
20 from October 21, 2024, the day of Defendant filed its first  
21 responsive filing in this court. The parties also have a  
22 mediation scheduled for January 7, 2025, and intend to wait to  
23 take depositions and disclose experts until after that time, in  
24 an effort to minimize unnecessary costs, should a settlement  
25 be reached. The stipulated discovery cut-off date is therefore  
26 July 18, 2025.

27 b. **Amending the Pleadings and Adding Parties:** The last date  
28 for filing motions to amend the pleading or to add parties shall



- 1 not be later than 90 days prior to the close of discovery. In this  
2 action, the last date for filing motions to amend the pleadings  
3 or add parties shall be April 18, 2025.
- 4 c. **FRCP 26(A)(2) Disclosures (Experts)**: The last date for  
5 disclosure of expert witnesses shall be 60 days before the  
6 discovery cut-off date. In this action, the last date for  
7 disclosure of experts shall be May 19, 2025. Rebuttal experts  
8 shall be disclosed on or before June 18, 2025.
- 9 d. **Dispositive Motions**: The last date for filing dispositive  
10 motions shall not be later than 30 days after the discovery cut-  
11 off date. In this action, the last date for filing dispositive  
12 motions will be August 15, 2025.
- 13 e. **Pretrial Order**: The joint pretrial order shall be filed no later  
14 than 30 days after the date set for filing dispositive motions. In  
15 this action, the joint pretrial order shall be filed on or before  
16 September 15, 2025. In the event that dispositive motions are  
17 filed, the joint pretrial order shall be filed no later than 30 days  
18 after the order(s) on the dispositive motions are entered.
- 19 f. **Court Conferences**: If the Court has questions regarding the  
20 dates proposed by the parties, the parties request a  
21 conference with the Court before entry of the Scheduling  
22 Order. If the Court does not have questions, the parties do not  
23 request a conference with the Court.
- 24 g. **Extensions or Modifications of the Discovery Plan and**  
25 **Scheduling Order**: LR <sup>26-3</sup>~~26-4~~ governs the modifications or  
26 extensions of this Discovery Plan and Scheduling Order. Any  
27 stipulation or motion must be made no later than 21 days  
28 before the discovery deadline sought to be extended.



- 1 h. **FRCP 26(a)(3) Disclosures:** The disclosures required by FRCP  
2 26(a)(3) and any objections thereto shall be included in the  
3 pretrial order.
- 4 i. **Alternative Dispute Resolution:** The Parties hereby certify  
5 that they met and conferred about the possibility of using  
6 alternative dispute-resolution processes including mediation  
7 and arbitration.
- 8 j. **Alternative Forms of Case Disposition:** The Parties hereby  
9 certify that they considered consent to trial by a magistrate  
10 judge under 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73, use of the  
11 Short Trial Program (General Order 2013-01).
- 12 k. **Format of Discovery:** Pursuant to the electronic discovery  
13 amendments to the Federal Rules of Civil Procedure effective  
14 December 1, 2006, the parties addressed the e-discovery  
15 issues pertaining to the format of discovery at the Rule 26(f)  
16 conference. The parties do not anticipate discovery of native  
17 files or metadata at this time, but each party reserves the right  
18 to make a showing for the need of such electronic data as  
19 discovery progresses. In addition, and in order to save the  
20 costs of printing and mailing documents, the parties agree to  
21 exchange discovery documents, including but not limited to  
22 FRCP 26 disclosures, discovery requests, responses, document  
23 production, and expert disclosures, via electronic mail. If a  
24 discovery document is too large to send via email, the parties  
25 may send such documents via a file-sharing service (DropBox,  
26 OneDrive etc.) or on a CD/DVD/thumbdrive via US Mail.
- 27 l. **FRCP 26-1(b)(9) – Presentation of Electronic Evidence for**  
28 **Jurors:** Pursuant to Local Rule 26-1, the parties discussed



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whether they intend to present evidence in electronic format to jurors for the purposes of jury deliberation. As the electronic presentation of evidence for jurors is likely at this time, the parties will coordinate with the courtroom administrator for instructions about how to prepare evidence in an electronic format and other requirements for the Court's electronic jury evidence display system and, if possible, provide discovery in an electronic format compatible with the Court's electronic jury evidence display system.

Dated this 20<sup>th</sup> day of November, 2024.

Dated this 20<sup>th</sup> day of November, 2024.

LEWIS BRISBOIS BISGAARD & SMITH

H&P LAW

*/s/ Frank Toddre II*

*/s/ Marjorie Hauf*

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IT IS SO ORDERED.

UNITED STATES MAGISTRATE JUDGE

DATED: 11/21/2024