

1 ADAM PAUL LAXALT
 Attorney General
 2 ERIN L. ALBRIGHT, Bar No. 9953
 Deputy Attorney General
 3 State of Nevada
 Bureau of Litigation
 4 Public Safety Division
 100 N. Carson St.
 5 Carson City, NV 89701-4717
 Tel: 775-684-1257
 6 E-Mail: ealbright@ag.nv.gov

7 Attorneys for Defendants Renee Baker,
 Arthur Boynton, Corey Cooke, James Cox,
 8 Michael Crossman, Marina Crounk, Seth Davis,
 Scott Evers, Charles Fillman, Michael Fletcher,
 9 Tyler Hathaway, Leslie Healer, Danny Holland,
 Bert Jackson, Michael Koehn, Steven Kimbrell,
 10 Brent LaBeau, Thomas Lamb, E.K. McDaniels,
 Javier Ornelas, Jeanette Ornelas, Taylor Paryga,
 11 Glenn Perkins, Christopher Roberts, Christian Rowley,
 Duane Thompson, Tom Tolbert, and Sommer Westbay

12
 13 **UNITED STATES DISTRICT COURT**
 14 **DISTRICT OF NEVADA**

15 KEVIN FERNANDEZ,
 16 Plaintiff,
 17 v.
 18 JAMES GREG COX, et al.,
 19 Defendants.

Case No.: 3:14-cv-00578-MMD-VPC


**STIPULATION AND ORDER TO
 EXTEND DEADLINE TO FILE
 STIPULATION AND ORDER OF
 DISMISSAL WITH PREJUDICE
 (FINAL REQUEST)**

20 Defendants, Renee Baker, Arthur Boynton, Corey Cooke, James Cox, Michael Crossman,
 21 Marina Crounk, Seth Davis, Scott Evers, Charles Fillman, Michael Fletcher, Tyler Hathaway, Leslie
 22 Healer, Danny Holland, Bert Jackson, Michael Koehn, Steven Kimbrell, Brent LaBeau, Thomas Lamb,
 23 E.K. McDaniel, Javier Ornelas, Jeanette Ornelas, Taylor Paryga, Glenn Perkins, Christopher Roberts,
 24 Christian Rowley, Duane Thompson, Tom Tolbert, and Sommer Westbay, (“NDOC Defendants”), by
 25 and through its counsel of record, Adam Paul Laxalt, Attorney General of the State of Nevada, and Erin
 26 L. Albright, Deputy Attorney General, and Plaintiff, Kevin Fernandez, by and through his counsel of
 27 record, Joseph Reiff, Esq., hereby stipulate to extend the time to file the Stipulation and Order of
 28 Dismissal with Prejudice by four (4) weeks.

1 On September 18, 2018, defense counsel provided plaintiff's counsel with the revised settlement
2 agreement that reflected the majority of the changes requested by Plaintiff. On the same date, plaintiff's
3 counsel provided the settlement agreement to the New Hampshire prison for delivery to Plaintiff.

4 On October 29, 2018, defense counsel received Plaintiff's requested changes to the revised
5 settlement. Since the settlement documents must be filed today and the parties will not have time to
6 discuss and finalize the requested changes, the parties respectfully request this Court grant one final
7 extension of four (4) weeks to file the Stipulation and Order of Dismissal.

8 Based on the foregoing, the parties respectfully request this Court extend the time to file the
9 Stipulation and Order of Dismissal with Prejudice by four (4) weeks.

11 DATED this 29 th day of October, 2018. 12 PLAINTIFF, KEVIN FERNANDEZ 13 14 By: <u>/s/ Joseph Reiff</u> Joseph Reiff, Esq. 15 Representing, Plaintiff, Kevin Fernandez 16	DATED this 29 th day of October, 2018. OFFICE OF THE ATTORNEY GENERAL  By: <u>Erin L. Albright</u> Erin L. Albright, SBN 9953 100 N. Carson Street Carson City, NV 89701 (775) 684-1257 ealbright@ag.nv.gov Attorneys for Defendants
--	---

18
19
20
21 **IT IS SO ORDERED**


U.S. DISTRICT JUDGE


23
24 DATED October 29, 2018

1 **CERTIFICATE OF SERVICE**

2 I certify I am an employee of the Office of the Attorney General, State of Nevada, and that on
3 this 29th day of October, 2018, I caused to be deposited for mailing a copy of the foregoing
4 **STIPULATION AND ORDER TO EXTEND DEADLINE TO FILE STIPULATION AND**
5 **ORDER OF DISMISSAL WITH PREJUDICE (FINAL REQUEST)**, addressed as follows:
6

7 Kevin Fernandez #110185
8 New Hampshire State Prison
9 P.O. Box 14
10 Concord, NH 03302

11 Joseph P. Reiff
12 Attorney at Law
13 3001 E. Charleston, Suite A
14 Las Vegas, NV 89104
15 jrlvlaw@yahoo.com

16
17
18
19
20
21
22
23
24
25
26
27
28

An employee of the
Office of the Attorney General