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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 LAUSTEVEION JOHNSON,
12 Plaintiff,

13 vs.

14 J. YOUNGBLOOD , et al.,
15 Defendants.

Case No. 3:16-cv-00693-MMD-VFC ^{CEC}

**MOTION TO EXTEND THE DEADLINE TO
FILE MOTIONS FOR SUMMARY
JUDGMENT
(First Request)**

16 Defendants D Aja, Isidro Baca, Ruben Diaz-Ramirez, Jo Gentry, Holly Skulstad, and Brian
17 Williams, by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and Robert
18 W. DeLong, Deputy Attorney General, hereby move for an extension to the motion for summary
19 judgment deadline in this case because there is a pending Notice Regarding Intention to Dismiss (ECF
20 No. 30). This motion is made and based upon the following Memorandum of Points and Authorities
21 and all of the pleadings and papers on file herein.

22 **MEMORANDUM OF POINTS AND AUTHORITIES**

23 This is Defendants' first request for an extension of time to extend the deadline to file motions
24 for summary judgment. The present deadline to file motions for summary judgment is Monday, January
25 28, 2019. Pursuant to Fed. R. Civ. P. 6(b)(1)(A), Defendants request this extension because key
26 defendants in this matter, correctional officers involved in the alleged events, may be dismissed from
27 the matter on February 7, 2019. This Court entered its Notice Regarding Intention to Dismiss Pursuant
28 to Rule 4(m) of The Federal Rules of Civil Procedure (ECF No. 30) on January 8, 2019. The notice

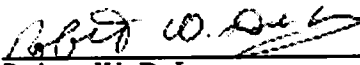
1 states that this action may be dismissed without prejudice as to Defendants Mark Brown, Johnny
2 Youngblood, Miller, and Correctional Officer Robbinson unless proof of service is filed with the clerk
3 by February 7, 2019. As of the date of this filing, undersigned counsel is not aware of any such filing.
4 Defendants herein request this extension in an effort to promote judicial economy because they intend
5 to file a single joint motion for summary judgment with all defendants remaining in the case.

6 Defendants assert that good cause exists for this Court to enlarge the time allowed for them to file a
7 motion for summary judgment, and request that the deadline to file summary judgment motions be
8 extended to no later than thirty (30) days from the deadline for Plaintiff to file a proof of service, Monday,
9 March 11, 2019. This request is made in good faith and not for the purpose of delay. The Defendants
10 respectfully submit that none of the parties will be prejudiced by the extension of time sought.

11 DATED this 28th day of January, 2019.

12 AARON D. FORD
13 Attorney General

14 By:


15 Robert W. DeLong
16 Deputy Attorney General
17 State of Nevada
18 Bureau of Public Affairs
19 Public Safety Division

Attorneys for Defendants

20 **IT IS SO ORDERED**


21 _____
22 U.S. MAGISTRATE JUDGE

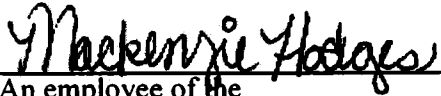
23 DATED: 1/30/2019
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CERTIFICATE OF SERVICE

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I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 28th day of January, 2019, I caused to be deposited for mailing, a true and correct copy of the foregoing, **MOTION FOR EXTENSION OF TIME (FIRST REQUEST)**, on the following:

LAUSTEVEION JOHNSON #82138
HIGH DESERT STATE PRISON
P.O. BOX 650
INDIAN SPRINGS, NV 89070


An employee of the
Office of the Attorney General