

1 AARON D. FORD  
Attorney General  
2 DOUGLAS R. RANDS, Bar No. 3572  
Senior Deputy Attorney General  
3 State of Nevada  
Public Safety Division  
4 100 N. Carson Street  
Carson City, NV 89701-4717  
5 Tel: (775) 684-1150  
E-mail: drands@ag.nv.gov  
6  
7 *Attorneys for Defendants*  
8 *Damon Bell, John Cardella, Warden*  
*William Gittere, Victor Lobato, Edmond*  
*Mason and Deputy Director Harold Wickham*

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 THOMAS D. JENSEN,  
12 Plaintiff,  
13 vs.  
14 JAMES DZURENDA, et al.,  
15 Defendants.

Case No. 3:19-cv-00178-MMD-WGC

**ORDER GRANTING  
MOTION FOR EXTENSION OF TIME  
TO FILE DISPOSITIVE MOTION**

17 Defendants, by and through counsel, Aaron D. Ford, Attorney General of the State  
18 of Nevada, and Meredith N. Beresford, Deputy Attorney General, hereby move this Court  
19 for an extension of time to file dispositive motions. (First Request) This Motion is made and  
20 based upon Federal Rules of Civil Procedure 6(b)(1)(A), the attached Points and  
21 Authorities, the papers and pleadings on file herein, and such other and further information  
22 as this Court may deem appropriate.

23 **MEMORANDUM OF POINTS AND AUTHORITIES**

24 **I. FACTUAL ANALYSIS**

25 This is a *pro se* prisoner civil rights action brought by inmate Thomas Jensen  
26 (Plaintiff), asserting claims arising under 42 U.S.C. § 1983. Plaintiff alleges First  
27 Amendment retaliation, free exercise of religion and legal mail claims, an Eighth  
28 Amendment failure to protect claim, and Fourteenth Amendment equal protection and

1 due process property deprivation claims. Plaintiff sues multiple defendants for events  
 2 that purportedly took place while he was at Northern Nevada Correctional Center  
 3 (NNCC) and Ely State Prison (ESP). (*See* ECF No. 4 at 1.) Defendants respectfully  
 4 request an extension of time out from the current deadline (January 8, 2021) to file  
 5 dispositive motions in this matter.

6 The Deputy Attorney General who has been handling this matter, has recently left  
 7 the Office to deploy as a JAG officer for the United State Marine Corps. This has  
 8 necessitated the reassignment of this matter, as well as the rest of her case load. This  
 9 matter is in the process of being reassigned, and it is anticipated that the reassignment  
 10 will be completed by Friday, January 8, 2021. As a result of this need for reassignment,  
 11 Counsel currently lacks the time and resources to prepare and file a dispositive motion by  
 12 the deadline. Therefore, it is requested that the deadline be extended thirty days.

## 13 II. LEGAL ANALYSIS

14 Federal Rule of Civil Procedure 6(b)(1) governs extensions of time and provides as  
 15 follows:

16 When an act may or must be done within a specified time, the  
 17 court may, for good cause, extend the time: (A) with or without  
 18 motion or notice if the court acts, or if a request is made, before  
 19 the original time or its extension expires; or (B) on motion made  
 after the time has expired if the party failed to act because of  
 excusable neglect.

20 Defendants' request is timely and will not hinder or prejudice Plaintiff's case, but  
 21 will allow for a thorough opportunity to review the case through Summary Judgment.  
 22 The requested extension of time should permit the Defendants to file a well-researched  
 23 and proper dispositive motion in this case. In light of the short time from the departure  
 24 of the other deputy, it is respectfully asserted that a short extension is warranted.

## 25 III. CONCLUSION

26 Defendants request this Court extend the deadline for dispositive motions in  
 27 this matter. Defendants assert that the requisite good cause is present to warrant the  
 28 requested extension of time. The request is timely. Therefore, the Defendants request

1 additional time, up until Tuesday, **February 8, 2021**, to file a dispositive motion in this  
2 matter.

3 DATED this 7th day of January, 2021.

4 AARON D. FORD  
5 Attorney General

6 By: /s/ Douglas R. Rands  
7 DOUGLAS R. RANDS, Bar No. 3572  
8 Senior Deputy Attorney General

9 *Attorneys for Defendants*

10 IT IS SO ORDERED.

11 DATED: January 7, 2021.

12 Walter G. Cobb  
13 UNITED STATES MAGISTRATE JUDGE  
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**CERTIFICATE OF SERVICE**

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 7th day of January, 2021, I caused to be served, a true and correct copy of the foregoing, **MOTION FOR EXTENSION OF TIME TO FILE DISPOSITIVE MOTION**, by U.S. District Court CM/ECF Electronic Filing on the following:

Thomas D. Jensen #59748  
c/o NNCC Law Librarian  
Northern Nevada Correctional Center  
P.O. Box 7000  
Carson City, NV 89702  
lawlibrary@doc.nv.gov

/s/ Roberta W. Bibee  
An employee of the  
Office of the Attorney General