

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

RACHEL SMITH, as next friend and Mother of SEBASTION TOWLER, ETHAN TOWLER, and JESSIE TOWLER, and CHARLIE NELMS, as next friend and mother of NOAH TOWLER-NELMS and SHERRIE TOWLER, individually and as Personal Representative of the Estate of CODY TOWLER,

Plaintiffs,

Case No.: 2:15-CV-01004 KG/KRS

v.


CITY OF ROSWELL, a New Mexico municipality; PHILLIP SMITH, JONATHON KELTON, JORGE ARROYO-JAIME and DYLAN THOMAS, individually and as agents and employees of the City of Roswell,

Defendants.

**AGREED ORDER GRANTING JOINT MOTION TO STAY  
BRIEFING SCHEDULE**

**THIS MATTER** having come before the Court upon the Joint Motion of the parties to stay the briefing scheduled of the Amended Memorandum Opinion and Order (Doc. 29) and extended by the Agreed Order Granting Extension of Response Deadlines to Submit Supplemental Briefs (Doc. 28), and the Court having considered the Motion finds the Motion to be well taken and should be granted.

**IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED** that the Briefing scheduled by the Amended Memorandum Opinion and Order (Doc. 29), and extended by the Agreed Order (Doc. 28) be and hereby is stayed until further Order of the Court.



UNITED STATES DISTRICT JUDGE

Submitted and Approved by:

**HINKLE SHANOR LLP**

/s/ Stephen S. Shanor

Richard E. Olson, Esq.

Stephen S. Shanor, Esq.

P.O. Box 10

Roswell, NM 88202-0010

575-622-6510

[rolson@hinklelawfirm.com](mailto:rolson@hinklelawfirm.com)

[ssshanor@hinklelawfirm.com](mailto:ssshanor@hinklelawfirm.com)

*Attorneys for Defendants*

**JOEL T. NEWTON PA**

Electronically Approved 06/28/17

Joel T. Newton

1020 S. Main Street

Las Cruces, NM 88005

575-525-8202

[jnewton@zianet.com](mailto:jnewton@zianet.com)

AND

Kenneth G. Egan

KENNETH G. EGAN LAW OFFICE

1111 E. Lohman

Las Cruces, NM 88001

575-523-2222

[kennethgegan@yahoo.com](mailto:kennethgegan@yahoo.com)