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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

ANTHONY MITCHELL, LINDA MITCHELL,  
and MICHAEL MITCHELL,

*Plaintiffs,*

*vs.*

CITY OF HENDERSON, NEVADA, et al.,

*Defendants.*

Case No.: 2:13-cv-01154-APG-CWH

**STIPULATION AND [PROPOSED] ORDER  
TO EXTEND DISCOVERY DEADLINES  
(SECOND REQUEST)**

COME NOW, the parties, by and through their undersigned counsel of record, and hereby stipulate and agree that all discovery deadlines in this case be extended ninety (90) days. This is the second request for a discovery extension in this case.

Pursuant to LR 26-4 and the Scheduling Order (#60) entered in this case on April 24, 2015, a party must show good cause for an extension within 21 days prior to the expiration of a discovery deadline. Scheduling Order at 2. This request for an extension is therefore timely with respect to all discovery deadlines.

**Discovery already completed**

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2 1. Counsel for all parties attended the FRCP 26(f) conference and subsequently  
3 made their initial disclosures.

4 2. In order to minimize any intervention required by the court to resolve  
5 discovery disputes, the parties collaborated and agreed on a stipulated protective order  
6 (#61) to govern protection of certain confidential material identified in the initial  
7 disclosures.

8 3. Since the previous order granting an extension of the discovery deadlines, the  
9 parties have exchanged requests for production of documents, requests for admissions and  
10 written interrogatories.

**Discovery remaining to be completed**

11  
12 4. The parties have not completed depositions of witnesses, production of  
13 documents, interrogatories or admissions, or disclosure of expert witnesses.

14 5. Due to the large number of witnesses identified in the initial disclosures and  
15 the complexity of this case, the parties agree that further discovery will be required before  
16 Plaintiffs can properly, if at all, identify all of the Doe defendants named in the Complaint  
17 so that the Complaint may be properly amended.

18 6. The parties stipulate and agree that due to the complexity of this case and the  
19 large number of witnesses involved, good cause exists to extend all discovery deadlines by  
20 90 additional days. This extension will afford the parties time to resolve discovery issues  
21 among themselves while minimizing intervention from the Court, and will promote the  
22 efficient administration of the case.

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**Proposed schedule for the completion of remaining discovery**

7. The new discovery deadlines proposed by the parties are as follows:

	<u>Original deadline</u>	<u>New deadline</u>
Discovery cutoff	December 14, 2015	March 14, 2016
Motions to amend pleadings or add parties	September 14, 2015	December 14, 2016
Expert designations	October 14, 2015	January 12, 2016
Rebuttal expert designations	November 15, 2015	February 14, 2016
Interim status report	October 14, 2015	January 12, 2016
Dispositive motions	January 11, 2016	April 11, 2016

8. This stipulation for an extension of the discovery deadlines is made in good faith and not for the purpose of delay or for any other improper purpose.

DATED: August 20, 2015.

**COFER & GELLER, LLC**  
**BENJAMIN DURHAM LAW FIRM**

*/s/ Frank Cofer*

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DATED: August 20, 2015.

**LEWIS BRISBOIS BISGAARD & SMITH LLP**

*/s/ Robert Freeman*

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*Attorneys for North Las Vegas Defendants*

1 DATED: August 20, 2015.

**BROWNSTEIN HYATT FARBER SCHRECK, LLP**

2 /s/ Tamara Peterson

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4 Nevada Bar No. 1437

5 TAMARA BEATTY PETERSON, ESQ.

6 Nevada Bar No. 5218

7 100 North City Parkway, Suite 1600

8 Las Vegas, Nevada 89106

9 Attorneys for Henderson Defendants

10 IT IS SO ORDERED.

11 DATED: August 21, 2015

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UNITED STATES MAGISTRATE JUDGE  
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**ORDER**

IT IS SO ORDERED.

Dated this \_\_\_\_\_ day of August, 2015.

\_\_\_\_\_  
U.S. DISTRICT COURT JUDGE

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 20th day of June, 2015, a true and correct copy of the foregoing document:

**STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCOVERY DEADLINES (SECOND REQUEST)**

was served via the Court's CM/ECF system upon the following persons:

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*/s/ April Burt*

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