	Case 3:11-cv-00645-RCJ -VPC Document 23 Filed 03/09/12 Page 1 of 4
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10	Maine Bar No. 1660
11	Attorneys for Plaintiffs,
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14	UNITED STATES DISTRICT COURT
15	DISTRICT OF NEVADA
16	TOM TAORMINA, et al,
17	Plaintiffs,
18	vs. Case No.: 3:11-CV-00645-RCJ-VPC
19	STOREY COUNTY,
20	Defendant/
21	
22	
23	JOINT STATUS CONFERENCE REPORT
24	Plaintiff, Tom Taormina, by and through its attorneys, McMahon Law Offices, Ltd., and
25	Defendant, Storey County, (collectively the "Parties"), have met and conferred regarding the Court's
26	directive on a settlement conference, discovery and provide this joint supplement to the status
27	conference report.
28	///

1. SETTLEMENT CONFERENCE

In accord with the Joint Supplement to Status Conference filed on February 28, 2012, the parties confirm their request for the Court, through this Magistrate, to schedule a settlement conference/mediation. Both parties agree that the use of the Court would be most productive.

2. DISCOVERY STATUS

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6 This matter has been heavily litigated. The issues remain the same. At the completion of the 7 first case, the Court directed this matter to be remanded to Storey County. In accord with the Court's 8 directive to explore settlement, the parties have stayed discovery. The parties certainly will stipulate 9 to any paper discovery or depositions in the interim in advance of the mediation. The parties have 10 agreed to make parties reasonably available for deposition or meeting. Mr. Taormina's deposition is 11 currently scheduled to convene on April 4, 2012. The administrative result of Storey County's denial 12 of Taorminas' request for permitting for his towers give rise to this action. Now that Storey County 13 has denied the Taorminas' use, the matter is ripe for judicial review. The issues in the first case, 14 generally referred to as Taormina 1, Case Number 3:09-CV-00021-LRH-VPC, present the same and 15 very similar issues with some additional facts based upon Storey County's denial at the completion of 16 the administrative process. Accordingly, the discovery is limited and the parties have requested the 17 Court's assistance to proceed with a settlement conference to limit the expense of discovery and 18 pleading.

¹⁹ **3. PRO HAC VICE**

Taormina, through its *Pro Hac Vice* counsel, pending, Fred Hopengarten, have submitted a
reply in support of motion to allow Hopengarten to practice as a supplement to Document 12,
Hopengarten's motion to permit counsel to permit counsel to continue representation, filed on
November 16, 2011.

The Magistrate requested Taormina counsel to follow with judicial assistance to try and
determine the status of the *Pro Hac Vice* pleading. In accord with that direction, Taormina counsel
and staff followed with the Court. In an effort to move this matter forward, Document 20, the reply
in support of motion to practice has been filed in an effort to obtain the order allowing attorney
Hopengarten to appear. As of March 9, 2012, the Court has not entered its order regarding

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1	Hopengarten's motion to permit counsel to continue representation, Document 12. That issue should
2	be something on the Court's agenda to resolve.
3	CONCLUSION
4	The parties have met, conferred and reviewed this Joint Supplement to the Case Management
5	Statement.
6	IT IS SO STIPULATED.
7	Dated this 9 th day of March, 2012.
8	McMAHON LAW OFFICES, LTD.
9	
10	//s// Brian M. McMahon
11	By: Brian M. McMahon, Esq.
12	Brian M. McMahon, Esq. Attorney for Plaintiff, TOM TAORMINA
13 14	Dated this 9 th day of March, 2012.
14	THORNDAL ARMSTRONG DELK
16	BALKENBUSH & EISINGER
17	
18	//s// Brent T. Kolvet By:
19	Brent T. Kolvet, Esg.
20	Attorney for Defendant, STOREY COUNTY
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1 CERTIFICATE OF SERVICE 2 Pursuant to NRCP 5(b) I hereby certify that I am an employee of McMahon Law Offices, 3 Ltd., and that on the 9° day of March, 2012, I served a true and correct copy of the attached foregoing document by: 3 S 4 Depositing for mailing, in a sealed enveloped, U.S. Postage prepaid, at Reno, Nevada 6 Personal Delivery 7 Facsimile 8 Personal Delivery 9 Reno-Carson Messenger Service 10 addressed as follows: 11 Bront T. Kolvet, Esq. 12 Thorndal Armstrong Delk Balkenbush & Eisinger 6590 S. McCaran Boulevard # B 18 Image: Service 19 Jennifer Hall 11 Jennifer Hall, Paralegal 12 Image: Service 13 Jennifer Hall, Paralegal 14 Image: Service 15 Jennifer Hall, Paralegal 16 Jennifer Hall, Paralegal 17 Jennifer Hall, Paralegal 18 Jennifer Hall, Paralegal 19 Jennifer Hall, Paralegal 11 Jennifer Hall, Paralegal		Case 3:11-cv-00645-RCJ -VPC Document 23 Filed 03/09/12 Page 4 of 4
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