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JCCR
James H. Randall (4724)
Michael K. Wall (2098)
G. Asa Ginapp (8467)
HUTCHISON & STEFFEN, LLC
Peccole Professional Park
10080 West Alta Drive, Suite 200
Las Vegas, Nevada 89145
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Attorneys for Plaintiff
NIGA, Non-profit Unincorporated
Nevada Entity

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CLERK

DISTRICT COURT
CLARK COUNTY, NEVADA

NEVADA INSURANCE GUARANTY
ASSOCIATION, a non-profit, unincorporated
Nevada entity,

Plaintiff,

v.

NEVADA AUTOMOBILE NETWORK, a
Nevada Self-Insured Group, **NEVADA**
TRANSPORTATION NETWORK, a
Nevada Sel-Insured Group, and **DOE**
CORPORATIONS I - X,

Defendants.

CASE NO.: A517123

DEPT NO.: IV

JOINT CASE CONFERENCE REPORT

DISCOVERY PLANNING/DISPUTE
CONFERENCE REQUESTED:

YES _____ NO _____

I.

PROCEEDINGS PRIOR TO CASE CONFERENCE REPORT

A. DATE OF FILING OF COMPLAINT: *February 8, 2006*

B. DATE OF FILING OF ANSWER BY EACH DEFENDANT: *Answer by*

1 *Defendants, NEVADA AUTOMOBILE NETWORK and NEVADA TRANSPORTATION*
2 *NETWORK was filed on March 29, 2006.*

3 C. DATE THAT EARLY CASE CONFERENCE WAS HELD AND WHO
4
5 *ATTENDED: The Early Case Conference was held on May 23, 2006 at 2:00 p.m., at the office*
6 *of Pro Group Management, 175 East Reno, Las Vegas, Nevada. Appearing on behalf of*
7 *Plaintiff, NEVADA INSURANCE GUARANTY ASSOCIATION was James H. Randall, Esq.,*
8 *and G. Asa Ginapp of Hutchison & Steffen; appearing on behalf of Defendant, NEVADA*
9 *AUTOMOBILE NETWORK and NEVADA TRANSPORTATION NETWORK was Richard*
10 *Staub, Esq.*

11
12 II.
13 A BRIEF DESCRIPTION OF THE NATURE OF THE ACTION AND EACH CLAIM
14 FOR RELIEF OR DEFENSE: [16.1(c)(1)]

15 A. Description of the action: *This action arises out of a request for declaratory*
16 *relief relating to the interpretation of coverage to be afforded workers compensation claimants.*

17 B. Claims for relief: *Declaratory relief.*

18 C. Defenses: *Defendants are entitled to a reasonable award of attorney's fees and*
19 *costs incurred in defending this action.*

20 III.
21 LIST OF ALL DOCUMENTS, DATA COMPILATIONS AND TANGIBLE THINGS IN
22 THE POSSESSION, CUSTODY OR CONTROL OF EACH PARTY WHICH WERE
23 IDENTIFIED OR PROVIDED AT THE EARLY CASE CONFERENCE OR AS A RESULT
24 THEREOF: [16.1(a)(1)(B) and 16.1(c)(4)]

25 A. Plaintiff: *Plaintiff's early Case Conference Disclosures:*

<i>BATE NOS.</i>	<i>DOCUMENT DESCRIPTION</i>
<i>Unnumbered</i>	<i>Privilege Log (18 pages)</i>
<i>NIGANET 0022 - 0027</i>	<i>Information from Internet re Nevada Auto Network</i>

1	<i>NIGANET 0074 - 0075</i>	<i>Letter acknowledging receipt of excess claim submission dated November 17, 2002</i>
2		
3	<i>NIGANET 0079</i>	<i>Reliance GA Funding Loss Detail</i>
4	<i>NIGANET 0080</i>	<i>Memo from Peterson (same document as NIGANET 0076, without handwritten notes)</i>
5		
6	<i>NIGANET 0081 - 0082</i>	<i>Letter acknowledging receipt of excess claim submission dated November 17, 2002</i>
7	<i>NIGANET 0083</i>	<i>Reliance GA Funding Loss Detail</i>
8	<i>NIGANET 0087 - 0088</i>	<i>Correspondence submitting Reliance Policy</i>
9	<i>NIGANET 0089 - 0090</i>	<i>Reliance Declarations Page</i>
10	<i>NIGANET 0096- 0138</i>	<i>Reliance Policy including Endorsements</i>
11	<i>NIGANET 0140</i>	<i>Correspondence from ProGroup dated October 24, 2003</i>
12		
13	<i>NIGANET 0143</i>	<i>Correspondence from ProGRoup dated October 21, 2003</i>
14	<i>NIGANET 0146</i>	<i>Correspondence from ProGroup dated October 24, 2003</i>
15		
16	<i>NIGANET 0149</i>	<i>Correspondence from ProGroup dated October 24, 2003</i>
17		

18 B. Defendant: Defendants early Case Conference Disclosures:

19 **DOCUMENTS:**

- 20
- 21 1. *Correspondence from NIGA dated May 22, 2003 to Kris Louisiana. (3 pages - Unnumbered)*
 - 22 2. *Correspondence from ProGroup dated May 22, 2003 to Ruth Nasarro (2 pages - Unnumbered)*
 - 23 3. *Reliance's Excess Claims List (5 pages -Unnumbered)*
 - 24 4. *Reliance's Insurance Policy (72 pages - Unnumbered)*
- 25

26 IV.

27 LIST OF PERSONS IDENTIFIED BY EACH PARTY AS LIKELY TO HAVE
28 INFORMATION DISCOVERABLE UNDER RULE 26(b), INCLUDING IMPEACHMENT
OR REBUTTAL WITNESSES: [16.1(a)(1)(A) and 16.1(c)(3)]

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- A. Plaintiff:
 - 1. *Bruce W. Gilbert, Executive Director, Nevada Insurance Guaranty Association
c/o Hutchison & Steffen, LLC
10080 West Alta Drive, Suite 200
Las Vegas, Nevada 89145*

This witness is expected to testify as to his/her knowledge of the facts and circumstances of the events giving rise to this litigation.

- 2. *All witnesses identified by Defendants.*
- 3. *Any rebuttal and/or impeachment witnesses necessitated by the testimony of witnesses.*

B. Defendant: *None identified.*

V.

DISCOVERY PLAN [16.1(b)(2) and 16.1(c)(2)]

A. What changes, if any, should be made in the timing, form or requirements for disclosures under 16.1(a):

- 1. Plaintiff's view: *NONE*
- 2. Defendant's view: *NONE*

When disclosures under 16.1(a)(1) were made or will be made:

- 1. Plaintiff's disclosures: May 23, 2006
- 2. Defendants' disclosures: May 23, 2006
enter calendar date

B. Subjects on which discovery may be needed:

- 1. Plaintiff's view: *Interpretation of relevant NRS 687A statutes.*
- 2. Defendant's view: *Interpretation of relevant NRS 687A statutes.*

C. Should discovery be conducted in phases or limited to or focused upon particular issues?

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1. Plaintiff's view: *NO*

2. Defendant's view: *NO*

D. What changes, if any, should be made in limitations on discovery imposed under these rules and what, if any, other limitations should be imposed?

1. Plaintiff's view: *NONE*

2. Defendant's view: *NONE*

E. What, if any, other orders should be entered by court under Rule 26(c) or Rule 16(b) and (c):

1. Plaintiff's view: *None at this time.*

2. Defendant's view: *None at this time.*

F. Estimated time for trial:

1. Plaintiff's view: *1 day*

2. Defendant's view: *1 day*
(number of court days)

VI.

DISCOVERY AND MOTION DATES [16.1(c)(5)-(8)]

A. Dates agreed by the parties:

1. Close of discovery: 3/2/2007
enter calendar date

2. Final date to file motions to amend pleadings or
add parties (without a further court order): 12/1/2006
enter calendar date
(Not later than 90 days
before close of discovery)

3. Final dates for expert disclosures:
i. initial disclosure: 12/1/2006
enter calendar date
(Not later than 90 days
before discovery cut-off date)

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ii. rebuttal disclosures:

1/02/2007

enter calendar date
(Not later than 30 days after
initial disclosure of experts)

4. Final date to file dispositive motions:

4/2/2007

enter calendar date
(Not later than 30 days
after discovery cut-off date)

B. In the event the parties do not agree on dates, the following section must be completed:

1. Plaintiff's suggested close of discovery:

enter calendar date

Defendant's suggested close of discovery:

enter calendar date

2. Final date to file motions to amend pleadings or
add parties (without a further court order):

Plaintiff's suggested:

enter calendar date
(Not later than 90 days
before close of discovery)

Defendant's suggested:

enter calendar date
(Not later than 90 days
before close of discovery)

3. Final dates for expert disclosures:

i. Plaintiff's suggested initial disclosure:

enter calendar date
(Not later than 90 days before
discovery cut-off date)

Defendant's suggested initial disclosure:

enter calendar date
(Not later than 90 days before
discovery cut-off date)

ii. Plaintiff's suggested rebuttal disclosures:

enter calendar date
(Not later than 30 days after
initial disclosure of experts)

Defendant's suggested rebuttal disclosures:

enter calendar date
(Not later than 30 days after
initial disclosure of experts)

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4. Final date to file dispositive motions:

Plaintiff's suggested:

enter calendar date
(Not later than 30 days
after discovery cut-off date)

Defendant's suggested:

enter calendar date
(Not later than 30 days
after discovery cut-off date)

Failure to agree on the calendar dates in this subdivision shall result in a discovery planning conference.

VII.

JURY DEMAND [16.1(c)(10)]

A jury demand has been filed: NO
(Yes/No)

VIII.

INITIAL DISCLOSURES/OBJECTIONS [16.1(a)(1)]

If a party objects during the Early Case Conference that initial disclosures are not appropriate in the circumstances of this case, those objections must be stated herein. The Court shall determine what disclosures, if any, are to be made and shall set the time for such disclosure.

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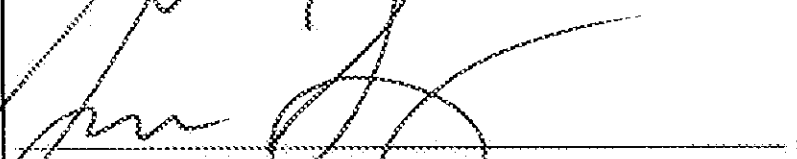
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1 This report is signed in accordance with rule 26(g)(1) of the Nevada Rules of Civil
2 Procedure. Each signature constitutes a certification that to the best of the signer's knowledge,
3 information and belief, formed after a reasonable inquiry, the disclosures made by the signer are
4 complete and correct as of this time.
5
6
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8 Dated: July 20, 2006

Dated: _____

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10 

11 James H. Randall (4724)
12 G. Asa Ginapp (8467)
13 HUTCHISON & STEFFEN, LLC
14 Peccole Professional Park
15 10080 West Alta Drive, Suite 200
16 Las Vegas, Nevada 89145
17 Attorneys for Plaintiff
18 NIGA, Non-profit Unincorporated
19 Nevada Entity
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P.O. Box 392
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Attorney for Defendants
Nevada Automobile Network Self-Insured
Group; and Nevada Transportation Self-
Insured Group

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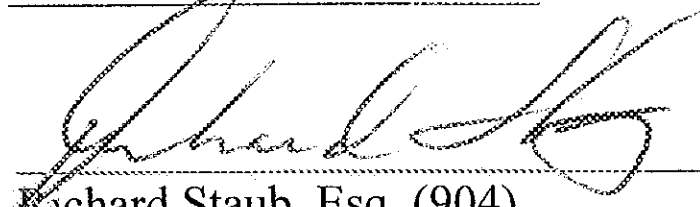
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Dated: _____

James H. Randall (4724)
G. Asa Ginapp (8467)
HUTCHISON & STEFFEN, LLC
Peccole Professional Park
10080 West Alta Drive, Suite 200
Las Vegas, Nevada 89145
Attorneys for Plaintiff
NIGA, Non-profit Unincorporated
Nevada Entity

Dated: 7-17-06



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P.O. Box 392
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Nevada Automobile Network Self-Insured
Group; and Nevada Transportation Self-
Insured Group

RICHARD S. STAUB

ATTORNEY AT LAW

P.O. BOX 392
1049 S. CARSON ST.
CARSON CITY, NEVADA 89702
PHONE (775) 882-6888
FAX (775) 882-6891

Date: July 17, 2006

To: James H. Randall, Esq.
G. Asa Ginapp, Esq.
HUTCHISON & STEFFEN, LLC
Peccole Professional Park
10080 West Alta Drive, Ste 200
Las Vegas, NV 89145

Re: NIGA vs. NAN & NTN

Enclosed: **JOINT CASE CONFERENCE REPORT**

Please:

_____ Please issue summons and return to this office.

X **Please file with the Court and return a file stamped copy to this office.**

_____ sign where indicated _____ Sign before a notary public

_____ Please Return to this office as soon as possible.

_____ Please Schedule the hearing/trial date out as far as twenty (20) days to give enough time for the counsel(s) to respond.

_____ Review and fill in the blank spots with the proper information requested.

_____ Conformed copies.

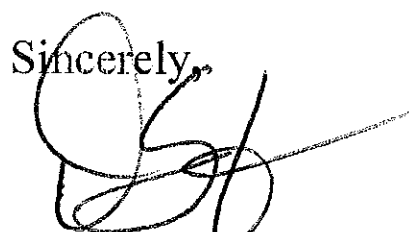
_____ For your Information.

_____ Copies for your Records.

_____ **Other:**

If you have any questions, please do not hesitate to call me. Thank You.

Sincerely,



Richard S. Staub, Esq.