

*Steven D. Lavin*  
CLERK OF THE COURT

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11 Attorneys for Plaintiffs

12 DISTRICT COURT  
13 CLARK COUNTY, NEVADA

14 TED R. BURKE; MICHAEL R. and ) CASE NO. A558629  
15 LAURETTA L. KEHOE; JOHN BERTOLDO; ) DEPT: XIII  
16 PAUL BARNARD; EDDY KRAVETZ; )  
17 JACKIE and FRED KRAVETZ; STEVE )  
18 FRANKS; PAULA MARIA BARNARD; )  
19 LEON GOLDEN; C.A. MURFF; GERDA ) PLAINTIFFS' MOTION TO EXTEND  
20 FERN BILLBE; BOB and ROBYN TRESKA; ) EXPERT DISCLOSURE AND  
21 MICHAEL RANDOLPH; and FREDERICK ) DISCOVERY DEADLINES; EX PARTE  
22 WILLIS, ) APPLICATION FOR AN ORDER  
23 ) SHORTENING TIME THEREON  
24 ) (SECOND REQUEST)  
25 Plaintiffs, )  
26 vs. )  
27 )  
28 LARRY H. HAHN, individually, and as )  
President and Treasurer of Kokoweef, Inc., and )  
former President and Treasurer of Explorations )  
Incorporated of Nevada; HAHN'S WORLD OF )  
SURPLUS, INC., a Nevada corporation; )  
PATRICK C. CLARY, an individual; DOES 1 )  
through 100, inclusive; )  
Defendants, )  
and )  
KOKOWEEF, INC., a Nevada corporation; )  
EXPLORATIONS INCORPORATED OF )  
NEVADA, a dissolved corporation, )  
Nominal Defendants. )

FILE WITH  
MASTER CALENDAR

ROBERTSON  
& VICK, LLP

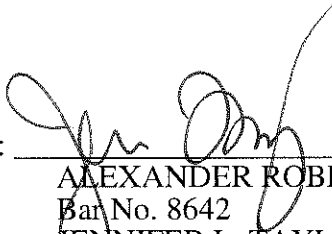
1 Plaintiffs Ted R. Burke; Michael R. And Laretta L. Kehoe; John Bertoldo; Paul Barnard;  
2 Eddy Kravetz; Jackie and Fred Kravetz; Steven Franks; Paula Maria Barnard; Peter T. And Lisa  
3 A. Freeman; Leon Golden; C.A. Murff; Gerda Fern Billbe; Bob and Robyn Treska; Michael  
4 Randolph and Frederick Willis (hereinafter collectively referred to as "Plaintiffs"), by and  
5 through their undersigned counsel of record, Robertson & Vick LLP, files this Motion for an  
6 Extension of Expert Disclosure and Discovery Deadlines and Ex Parte Application for an Order  
7 Shortening Time.

8 The following Motion is made and based upon the pleadings and papers on file herein,  
9 the Points and Authorities contained herein, and the Affidavit of Jennifer L. Taylor, Esq. attached  
10 hereto, the prior arguments of counsel and any oral argument requested of counsel.

11 DATED this 31st day of August, 2010.

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ROBERTSON & VICK, LLP

By:   
ALEXANDER ROBERTSON, IV  
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*Attorneys for Plaintiffs*

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& VICK, LLP


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**ORDER SHORTENING TIME**

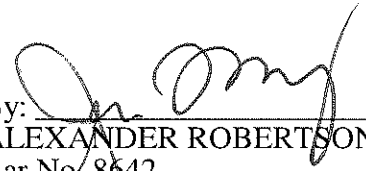
It appearing to the satisfaction of the Court, and good cause appearing therefore,

It is hereby ORDERED that the foregoing MOTION TO EXTEND EXPERT DISCLOSURE AND DISCOVERY DEADLINES shall be heard on the 14 day of Sep., 2010, at the hour of 9:00 a.m. in Department XI of the above-entitled court.

IT IS SO ORDERED this 1 day of Sep 2010.

  
\_\_\_\_\_  
DISTRICT COURT JUDGE

ROBERTSON & VICK, LLP

  
By: \_\_\_\_\_  
ALEXANDER ROBERTSON, IV  
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Las Vegas, Nevada 89145  
*Attorneys for Plaintiffs*

**AFFIDAVIT OF JENNIFER L. TAYLOR, ESQ. IN SUPPORT OF  
ORDER SHORTENING TIME**

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STATE OF NEVADA            )  
  ) ss.  
COUNTY OF CLARK         )

JENNIFER L. TAYLOR, ESQ., being first duly sworn, deposes and says:

1. That Affiant is an attorney duly licensed and practicing law in the County of Clark, State of Nevada;
2. That Affiant represents Plaintiffs in the above-entitled matter;
3. That this Affidavit is made in support of Plaintiffs’ Motion to Extend Expert Disclosure and Discovery Deadlines (hereafter the “Motion”).
4. That Plaintiffs’ experts cannot complete their expert reports unless and until a final ruling is made on Plaintiffs’ Objection (hereafter “Objection”) to the Discovery Commissioners’ Report and Recommendation of August 16, 2010 (hereafter the “DCRR”), and documents potentially released to Plaintiffs. Counsel for the Hahn Defendants and Plaintiffs made diligent efforts to get the DCRR executed by the Discovery Commissioner and entered so that Plaintiffs’ Objection could be filed and this issue resolved. However, the DCRR was not entered until August 16, 2010.
5. Given the difficulties in securing the execution and entry of the of the DCRR, Plaintiff attempted to secure a Stipulation from the Hahn Defendants to extend the expert disclosures and discovery deadlines until after a ruling on the Objection. While counsel for Defendants would not stipulate to such an extension, he did acknowledge that the current case agenda could be extended by 45 to 60 days to accommodate Plaintiffs’ request. Therefore, there is no prejudice in granting Plaintiffs’ request. Attached hereto as Ex. 1 is a true and correct copy of an email from counsel for Hahn Defendants acknowledging that the case agenda could be advanced 45 -60 days.

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- 6. A true and correct copy of Plaintiffs Objection is attached hereto as Ex. 2. The Objection was timely filed on Friday, August 27, 2010. However, Plaintiffs were required to resubmit the Objection it on August 30, 2010. The Objection contains the Affidavit of Talon Stringham regarding the continued deficiencies in Defendants' document productions and the reasons his expert report requires the documents which were the subject of the Discovery Commissioner's Report and Recommendation on the Hahn Defendants' Motion to Quash.
- 7. That there is insufficient time to hear this Motion in the normal course due to the current expert disclosure deadlines.
- 8. That this Affidavit and Order Shortening Time is not being brought for any inappropriate reasons such as delay or harassment
- 9. Further Affiant sayeth naught.

  
 \_\_\_\_\_  
 JENNIFER L. TAYLOR, ESQ.

SUBSCRIBED and SWORN to before me this 31<sup>st</sup> day of August, 2010.

  
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 NOTARY PUBLIC



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**DISCOVERY COMPLETED TO DATE &  
REASONS WHY REMAINING DISCOVERY HAS NOT YET BEEN COMPLETED**

The Court is familiar with the discovery disputes and efforts in this matter. The parties attended a status check on this matter on May 27, 2010, to address unresolved discovery issues on competing Motions to Compel. One of the outstanding issues was the execution and entry of the DCRR on the Hahn Defendants’ Motion to Quash. The parties were not able to secure the execution and entry of the DCRR until August 16, 2010.

Additionally, the Court directed Kokoweef to serve amended responses to Plaintiffs’ Requests for Production. Those Amended Responses were served on or about July 14, 2010, and then provided to Plaintiffs’ experts. However, after going through the documents and disclosures Plaintiffs’ experts have still found gaps in the documents produced. See Ex. 2. Further, the documents produced by Kokoweef did not, as repeatedly asserted, rule out the need to close these gaps by reviewing Defendants Hahn’s World of Surplus and Larry Hahn’s banking records, which were the subject of the Motion to Quash.

This Court issued a Business Court Scheduling Order and Trial Setting Order on June 2, 2010. The current dates set forth below stem from that Order. However, at the request of counsel for the Hahn Defendants, Plaintiffs stipulated to move the date to identify experts from June 25, 2010 to August 4, 2010. Counsel for the Hahn Defendants has acknowledged that the current scheduling order could accommodate the requested extensions. See Ex. 1. Therefore, the requested extensions will not prejudice any of the parties. Accordingly, Plaintiffs present the following proposed schedule, which contemplates continuing expert disclosures until after the time a hearing on the Objection can be held.

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