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May 19, 1992

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Las Vegas, Nevada 89125-2070

J. Bruce Alverson, Esq.
ALVERSON, TAYLOR, MORTENSEN & NELSON
600 South Eighth Street
Las Vegas, Nevada 89101

Re: Nevada Power v. General Electric, et. al.

Dear Messrs. Thorndal and Alverson:

I am writing to you in hopes that we can stipulate to exceeding the customary limit on the number of interrogatories to be propounded by each party of an action. As I am sure you are aware, Local Rule 190-1(c)¹ states that the total number of interrogatories allowed by each party is 40. However, due to the particular facts of this case, we believe that open and effective written discovery methods will help clarify the issues involved in this matter, thereby minimizing the time required for trial. In that regard, we believe that good cause exists in this case to warrant going beyond the customary limit. I assure you, though, that if this Stipulation is entered into, we will take particular care to tailor our inquiries to the heart of this case, rather than propounding meaningless, make-work questions of little substantive importance.

¹ (c) Limitation of Interrogatories
Unless otherwise ordered by the court, the total number of interrogatories propounded to each by party by any other party pursuant to Fed.R.Civ.P. 33, shall be limited to 40 including subparts. The interrogatories shall be tailored to the needs of the particular case. Failure to comply with the provisions of this Rule will justify the imposition of sanctions.
L.R. 190-1(c).

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John L. Thorndal, Esq.

-and-

J. Bruce Alverson, Esq.

May 19, 1992

Page 2

If you are amenable to making this Stipulation, please review the enclosed draft and call me at your convenience.

Thank you very much for your consideration of this matter.

Very truly yours,

JONES, JONES, CLOSE
& BROWN, CHARTERED



J. Randall Jones, Esq.

JRJ:jst
Enclosure

kdh\nvpower\th&al.ltr 11927.2

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5 ATTORNEYS FOR PLAINTIFF

DRAFT

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7
8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 NEVADA POWER COMPANY, a Nevada
corporation,

11 Plaintiff,

12 vs.

13 MONSANTO COMPANY, a foreign
14 corporation; GENERAL ELECTRIC
COMPANY, a foreign corporation;
15 WESTINGHOUSE ELECTRIC
CORPORATION, a foreign corporation;
16 and DOES I through XXV, inclusive,

17 Defendants.

CASE NO. CV-S-89-555-LDG (LRL)

STIPULATION AND ORDER TO
SUBMIT INTERROGATORIES
EXCEEDING FORTY IN NUMBER
(Local Rule 190-1(c))

Date of Hearing:
Time of Hearing:

18
19 The parties to the above—entitled action, as represented by and through their respective
20 attorneys of record: Jones, Jones, Close & Brown, Chartered for the Plaintiff, Nevada Power;
21 Thorndal, Backus, Maupin & Armstrong for Defendants, Monsanto Company and
22 Westinghouse Electric Corporation; and Alverson, Taylor, Mortensen & Nelson for Defendant,
23 General Electric Company, hereby submit this Stipulation and Order that the parties in this
24 action shall be allowed to propound interrogatories in excess of the number of forty (40)

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1 provided for under Local Rule 190-1(c) of the Local Rules of Practice of United States
2 District Court for the District of Nevada.

3 DATED this _____ day of May, 1992.

4 JONES, JONES, CLOSE
5 & BROWN, CHARTERED

6 By _____
7 J. RANDALL JONES, ESQ.
8 700 Valley Bank Plaza
9 300 South Fourth Street
10 Las Vegas, Nevada 89101

11 ATTORNEYS FOR PLAINTIFF

12 THORNDAL, BACKUS, MAUPIN &
13 ARMSTRONG

14 By _____
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19 Las Vegas, Nevada 89125-2070

20 ATTORNEYS FOR DEFENDANTS,
21 MONSANTO COMPANY, AND
22 WESTINGHOUSE ELECTRIC
23 CORPORATION

24 ALVERSON, TAYLOR, MORTENSEN &
25 NELSON

26 By _____
27 J. BRUCE ALVERSON, ESQ.
28 DAVID R. CLAYSON, ESQ.
600 South Eighth Street
Las Vegas, Nevada 89101

ATTORNEYS FOR DEFENDANT,
GENERAL ELECTRIC

26 **ORDER**

27 The Court having reviewed this Stipulation entered into between the parties of this
28 action seeking to exceed the customary number of forty (40) interrogatories to be propounded

1 under Local Rule 190—1(c), and good cause appearing,

2 THEREFORE, IT IS HEREBY ORDERED that the parties in this action may exceed
3 the forty (40) interrogatory limit as provided for under Local Rule 190—1(c).

4 DATED this _____ day of _____, 1992.

5
6 UNITED STATES DISTRICT COURT
7 MAGISTRATE
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