



**United States District Court  
 District of Nevada (Las Vegas)  
 CIVIL DOCKET FOR CASE #: 2:14-cv-01646-RFB-CWH**

Spencer v. Kohl's Department Stores, Inc  
 Assigned to: Judge Richard F. Boulware, II  
 Referred to: Magistrate Judge Carl W. Hoffman  
 Demand: \$172,000  
 Cause: Civil Miscellaneous Case

Date Filed: 10/07/2014  
 Jury Demand: Plaintiff  
 Nature of Suit: 890 Other Statutory Actions  
 Jurisdiction: Federal Question

**Plaintiff**

**Kirby Spencer**

represented by **Craig K Perry**  
 Craig K. Perry & Associates  
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*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Kohl's Department Stores, Inc**

represented by **Todd L. Bice**  
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Date Filed	#	Docket Text
10/07/2014	<a href="#"><u>1</u></a>	COMPLAINT against Kohl's Department Stores, Inc (Filing fee \$400 receipt number 0978-3414292), filed by Kohl's Department Stores, Inc. Certificate of Interested Parties

		due by 10/17/2014. Proof of service due by 2/4/2015. (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Civil Cover Sheet, # <a href="#">4</a> Summons) (Perry, Craig) (Entered: 10/07/2014)
10/07/2014		Case assigned to Judge Richard F. Boulware, II and Magistrate Judge Carl W. Hoffman. (MAJ) (Entered: 10/07/2014)
10/07/2014	<a href="#">2</a>	<p>NOTICE PURSUANT TO LOCAL RULE IB 2-2: In accordance with 28 USC § 636(c) and FRCP 73, the parties in this action are provided with a link to the "AO 85 Notice of Availability, Consent, and Order of Reference - Exercise of Jurisdiction by a U.S. Magistrate Judge" form on the Court's website - <a href="http://www.nvd.uscourts.gov">www.nvd.uscourts.gov</a>. <b>AO 85 Consent forms should NOT be electronically filed.</b> Upon consent of all parties, counsel are advised to manually file the form with the Clerk's Office. (A copy of form AO 85 has been mailed to parties not receiving electronic service.)</p> <p>NOTICE OF GENERAL ORDER 2013-1 AND OPPORTUNITY FOR EXPEDITED TRIAL SETTING: The parties in this action are provided with a link to General Order 2013-1 and the USDC Short Trial Rules on the Court's website - <a href="http://www.nvd.uscourts.gov">www.nvd.uscourts.gov</a>. If the parties agree that this action can be ready for trial within 180 days and that a trial of this matter would take three (3) days or less, the parties should consider participation in the USDC Short Trial Program. If the parties wish to be considered for entry into the Court's Short Trial Program, they should execute and electronically file with USDC Short Trial Form 4(a)(1) or Form 4(a)(2).</p> <p><b>(no image attached)</b> (MAJ) (Entered: 10/07/2014)</p>
10/07/2014	<a href="#">3</a>	Summons Issued as to Kohl's Department Stores, Inc re <a href="#">1</a> Complaint. (MAJ) (Entered: 10/07/2014)
10/17/2014	<a href="#">4</a>	CERTIFICATE of Interested Parties filed by Kirby Spencer. There are no known interested parties other than those participating in the case . (Perry, Craig) (Entered: 10/17/2014)
11/03/2014	<a href="#">5</a>	SUMMONS Returned Executed by Kirby Spencer. Kohl's Department Stores, Inc served on 10/16/2014, answer due 11/6/2014. (Attachments: # <a href="#">1</a> Exhibit)(Perry, Craig) (Entered: 11/03/2014)
11/05/2014	<a href="#">6</a>	FIRST STIPULATION FOR EXTENSION OF TIME re <a href="#">1</a> Complaint; filed by Defendant Kohl's Department Stores, Inc. (Smith, Jordan) (Entered: 11/05/2014)
11/14/2014	<a href="#">7</a>	ORDER ON STIPULATION re <a href="#">6</a> FIRST STIPULATION to Extend Time to Answer/Respond re <a href="#">1</a> Complaint. Kohl's Department Stores, Inc answer due 11/17/2014. Signed by Judge Richard F. Boulware, II on 11/14/14. (Copies have been distributed pursuant to the NEF - MMM) (Entered: 11/17/2014)
11/17/2014	<a href="#">8</a>	ANSWER to <a href="#">1</a> Complaint, filed by Kohl's Department Stores, Inc. Certificate of Interested Parties due by 11/27/2014. Discovery Plan/Scheduling Order due by 1/1/2015.(Smith, Jordan) (Entered: 11/17/2014)
11/17/2014	<a href="#">9</a>	CERTIFICATE of Interested Parties filed by Kohl's Department Stores, Inc that identifies all parties that have an interest in the outcome of this case. Corporate Parent Kohl's Corporation for Kohl's Department Stores, Inc added. (Smith, Jordan) (Entered: 11/17/2014)
12/24/2014	<a href="#">10</a>	<b>MOTION to Stay filed by Defendant Kohl's Department Stores, Inc. Motion ripe 12/24/2014. (Bice, Todd) (Entered: 12/24/2014)</b>

12/24/2014	<a href="#">11</a>	DECLARATION re <a href="#">10</a> First MOTION to Stay Action ; <i>Declaration Of Mark Jolitz In Support Of Kohl's Department Stores, Inc.'s Motion To Stay Action</i> by Defendant Kohl's Department Stores, Inc. (Bice, Todd) (Entered: 12/24/2014)
12/24/2014	<a href="#">12</a>	REQUEST for Judicial Notice re <a href="#">10</a> First MOTION to Stay Action ; by Defendant Kohl's Department Stores, Inc. (Attachments: # <a href="#">1</a> Exhibit Exhibit A, # <a href="#">2</a> Exhibit Exhibit B, # <a href="#">3</a> Exhibit Exhibit C, # <a href="#">4</a> Exhibit Exhibit D, # <a href="#">5</a> Exhibit Exhibit E, # <a href="#">6</a> Exhibit Exhibit F, # <a href="#">7</a> Exhibit Exhibit G, # <a href="#">8</a> Exhibit Exhibit H)(Bice, Todd) (Entered: 12/24/2014)
01/02/2015	<a href="#">13</a>	PROPOSED Discovery Plan/Scheduling Order filed by Plaintiff Kirby Spencer. (Perry, Craig) (Entered: 01/02/2015)
01/07/2015	<a href="#">14</a>	<b>RESPONSE to <a href="#">10</a> MOTION to Stay, filed by Plaintiff Kirby Spencer. Replies due by 1/17/2015. (Attachments: # <a href="#">1</a> Exhibit)(Perry, Craig) (Entered: 01/07/2015)</b>
01/20/2015	<a href="#">15</a>	REPLY to Response to <a href="#">10</a> MOTION to Stay filed by Defendant Kohl's Department Stores, Inc. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B)(Bice, Todd) (Entered: 01/20/2015)
01/21/2015	16	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carl W. Hoffman, on 1/21/2015. RE: <a href="#">10</a> MOTION to Stay - A Motion Hearing is set for <u>January 28, 2015, at 2:30 PM</u> in LV Courtroom 3C before Magistrate Judge Carl W. Hoffman. <b>(no image attached)</b> (Copies have been distributed pursuant to the NEF - DES) (Entered: 01/21/2015)
01/28/2015	<a href="#">17</a>	VERIFIED PETITION for Permission to Practice Pro Hac Vice by Evan M. Meyers and DESIGNATION of Local Counsel Craig K. Perry (Filing fee \$ 250 receipt number 0978-3538946) filed by Plaintiff Kirby Spencer . (Attachments: # <a href="#">1</a> Exhibit Certificate of Good Standing)(Perry, Craig) (Entered: 01/28/2015)
01/28/2015	18	<b>MINUTES OF PROCEEDINGS - Motion Hearing held on 1/28/2015 before Magistrate Judge Carl W. Hoffman. Crtrm Administrator: Donna Smith; Pla Counsel: Craig Perry; Also present: Evan Meyers (pro hac vice application pending); Def Counsel: Jordan Smith; Court Reporter/FTR #: 2:28-2:55; Time of Hearing: 2:30 PM; Courtroom: 3C; The Court makes preliminary remarks and hears the representations of counsel. For the reasons stated by the Court on the record, the <a href="#">10</a> motion to stay and the <a href="#">13</a> proposed discovery plan are <b>denied</b>. The Court will issue a standard discovery plan/scheduling order.</b> (Copies have been distributed pursuant to the NEF - DES) (Entered: 01/28/2015)

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