

REGISTER OF ACTIONS

CASE No. A-17-753515-C

John Seaman, Plaintiff(s) vs. City of Las Vegas, Defendant(s)

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Case Type: **Negligence - Auto**
Date Filed: **04/05/2017**
Location: **Department 4**
Cross-Reference Case Number: **A753515**

RELATED CASE INFORMATION

Related Cases

A-17-753516-C (Consolidated)

PARTY INFORMATION

Lead Attorneys

Defendant **City of Las Vegas**

David R. Clayson
Retained
702-822-9505(W)

Plaintiff **Seaman, John**

Brian D. Nettles
Retained
7024348282(W)

EVENTS & ORDERS OF THE COURT

10/19/2018 | **Motion for Protective Order** (9:30 AM) (Judicial Officer Truman, Erin)
Plaintiffs' Motion to Enforce Protective Order and Motion to Strike Deposition Questions and Answers in Violation of the Previously Agreed upon Protective Order on OST

Minutes

10/19/2018 9:30 AM

- Mr. Wynder stated Las Vegas Paving and Superior Traffic Services did not ask questions that Mr. Wynder takes issue with. The Motion indicated otherwise, and Mr. Wynder apologized. Counsel have sought to resolve the issue, and counsel requested an in chambers discussion with the Court. The Motion was initially brought to the Court, however, counsel were asked to bring the Motion before the Commissioner. Mr. Wynder understood there was an agreement not probe into irrelevant, deeply personal family issues, and political issues. Mr. Wynder requested Commissioner review the Affidavit in camera. Argument by Mr. Wynder. Ms. Micheli was the only counsel for Deft that had no opposition to an in camera review. Ms. Micheli doesn't know how to respond as she doesn't know what the in camera is, and Ms. Micheli didn't receive documents put under seal. Colloquy re: Page 10 of the Motion. Mr. Wynder stated the in camera review is about the Seamans. Commissioner reviewed the Affidavit in camera in Open Court. Ms. Micheli stated John Seaman's deposition was taken after the Protective Order was signed, Mrs. Seaman's deposition was set and moved at Ms. Morris's request with the assurance that Plaintiff was not stalling, and that this Motion would not be filed. Ms. Micheli stated Mrs. Seaman's deposition was moved to 10-24-18. Argument

by Ms. Micheli. COMMISSIONER RECOMMENDED, motion is GRANTED IN PART and DENIED IN PART; GRANTED pursuant to NRCPC 26(c) to issue a Protective Order regarding pages and lines indicated on page 10 of Plaintiff's Motion to Enforce a Protective Order that those pages and lines will not be filed in any court document unless filed UNDER SEAL, attorneys' eyes only; for deposition disclosure to experts, the pages and lines will be REDACTED; John Seaman's deposition cannot be released to any Third Party without REDACTIONS as indicated on page 10, footnote 4 of Plaintiff's Motion to Enforce a Protective Order including: page 9 line 11 through page 10 line 4, page 14 line 2 through page 16 line 17, page 16 line 22 through page 22 line 16, page 46 line 14 through page 47 line 3, page 144 line 21 through page 145 line 20, page 167 line 15 through page 168 line 1, page 177 line 19 through page 178 line 6, page 180 line 13 through page 181 line 9. Commissioner stated redactions can later be subject to an appropriate Motion in Limine, and the Court can determine whether portions will be stricken prior to a deposition being published. Ms. Micheli stated this deposition transcript was already sent to an expert. COMMISSIONER RECOMMENDED, Ms. Micheli must identify the expert who was sent the deposition, ask the expert to return and/or destroy all copies of the transcript, and replace it with a REDACTED transcript. Ms. Micheli knows the transcript went out, but she didn't have the expert's name. Commissioner stated the expert's name has not been disclosed, and Ms. Micheli will not disclose it today in Open Court. Mr. Wynder requested attorneys' eyes of record. Opposition by Ms. Micheli. COMMISSIONER RECOMMENDED, the Protective Order extends to handling attorneys, only attorneys who need to review the deposition for this litigation only, and the deposition is to be used for no other purpose. COMMISSIONER RECOMMENDED, no questions that intrude into unrelated family matters, political views, or political history. Ms. Micheli disputed the language. Colloquy re: Victoria Seaman's deposition. If Mrs. Seaman testifies that her relationships were affected, Commissioner stated counsel can ask how they were affected. If she says no, Commissioner stated the inquiry stops. Colloquy. Commissioner stated counsel can question if this has affected pursuing/engaging in political activities including with Mrs. Seaman's husband. If the answer is no, then stop. Commissioner stated counsel may ask if the accident affected how she performed her job/duties. COMMISSIONER RECOMMENDED, Mrs. Seaman's relationship between any children are under the Protective Order unless she says the accident affected her relationships. COMMISSIONER RECOMMENDED, Motion to Strike is DENIED. Commissioner returned the in camera document to Mr. Wynder. Contact Commissioner Truman by conference call if needed; instruct the Deponent do not answer questions that address the topics therein, and Commissioner will address issues by Motion. Mr. Wynder to prepare the Report and Recommendations, and counsel to approve as to form and content. A proper report must be timely submitted within 10 days of the hearing. Otherwise, counsel will pay a contribution.

[Parties Present](#)

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