

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA

Tolton v. Capital One Auto Finance

Tolton · No. 3:25-cv-00563 · Decided January 9, 2026

SUMMARY

This document is a civil standing order issued by Magistrate Judge Carla Baldwin of the United States District Court for the District of Nevada. It addresses hearings, virtual proceedings, courtesy copies, case management, discovery disputes, and related filing and courtroom procedures. Despite the provided case-style title, the text itself is a judge-specific standing order rather than a judicial opinion in Tolton v. Capital One Auto Finance.

CASE DETAILS

COURT	United States District Court for the District of Nevada
WRITING FOR THE COURT	Carla Baldwin
DECIDED	January 9, 2026
DOCKET	3:25-cv-00563
DISPOSITION	other
PROCEDURAL POSTURE	The document is a civil standing order issued by the United States Magistrate Judge assigned to the matter; it does not adjudicate a motion, claim, or appeal.
PRECEDENTIAL VALUE	nonprecedential standing order

TOPICS

discovery dispute motions to dismiss motion to amend sanctions civil procedure

PRACTICE AREAS

civil procedure discovery

QUESTIONS PRESENTED

1. What procedures must parties follow for hearings, virtual hearings, case management, filing documents, motions to amend pleadings, and discovery disputes before Magistrate Judge Baldwin?
2. Does the filing of a motion to dismiss automatically stay discovery?
3. What informal procedure must parties follow before filing a discovery motion?

HOLDINGS

1. The filing of a motion to dismiss does not stay discovery; discovery must continue unless the court grants a separate motion to stay.
2. No discovery motion may be filed until the parties have met and conferred in good faith and followed the standing order's informal discovery-dispute procedure, unless the court permits otherwise for an emergency.
3. A party seeking leave to amend a pleading must comply with Local Rule 15-1 and must concurrently file a redlined or highlighted comparison of the proposed amended pleading against the prior operative pleading.
4. Parties must follow the Federal Rules of Civil Procedure, District of Nevada local rules, and applicable general orders except as superseded by the standing order; noncompliance may result in monetary sanctions, dismissal, entry of judgment, or other appropriate sanctions.

KEY QUOTATIONS

"The filing of a motion to dismiss does not stay discovery." (§ VI.A)

"No discovery motion may be filed until this procedure has been followed and such briefing is ordered by the Court." (§ VI.B)

FACTUAL BACKGROUND

The document does not recite adjudicative facts concerning the parties. It sets procedural requirements governing civil cases before Magistrate Judge Baldwin, including discovery during the pendency of motions to dismiss, informal resolution of discovery disputes, case-management reporting, and motions to amend pleadings.

PROCEDURAL HISTORY

The document establishes case-management, hearing, virtual-hearing, discovery, filing, and amendment procedures applicable to matters before Magistrate Judge Carla Baldwin in the District of Nevada.

DISPOSITION

other

CASES CITED

- Kor Media Group, LLC v. Green, 294 F.R.D. 579 (D. Nev. 2013)
- Tradebay, LLC v. eBay, Inc., 278 F.R.D. 597 (D. Nev. 2011)