

AKERMAN SENTERFITT LLP

400 SOUTH FOURTH STREET, SUITE 450

LAS VEGAS, NEVADA 89101

TEL.: (702) 634-5000 - FAX: (702) 380-8572

1 ARIEL E. STERN, ESQ.  
 Nevada Bar No. 8276  
 2 HEIDI PARRY STERN, ESQ.  
 Nevada Bar No. 8873  
 3 CHRISTINA S. BHIRUD, ESQ.  
 Nevada Bar No. 11462  
 4 AKERMAN SENTERFITT LLP  
 400 South Fourth Street, Suite 450  
 5 Las Vegas, Nevada 89101  
 Telephone: (702) 634-5000  
 6 Facsimile: (702) 380-8572  
 Email: ariel.stern@akerman.com  
 7 Email: heidi.stern@akerman.com  
 Email: christina.bhirud@akerman.com

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 9 *Attorneys for Defendants*  
*Bank of America Home Loans, ReconTrust*  
 10 *Company, N.A., Bank of New York Mellon,*  
*and Mortgage Registration Systems, Inc.*

11 **UNITED STATES DISTRICT COURT**  
 12 **DISTRICT OF NEVADA**

14 Luisito Pineda,

15 Plaintiff,

16 vs.

17 Bank of America Home Loans; Recontrust  
 18 Company; Bank of New York Mellon; Mortgage  
 Electronic Registration Systems, Inc.; and Does 1  
 19 through 100, inclusive,

20 Defendants.

Case No: 2:10-cv-01958-RLH-PAL

**ORDER CANCELING LIS PENDENS**

21 This Court issued an Order granting Defendants BAC Home Loans Servicing, LP,  
 22 improperly named as Bank of America Home Loans ("BAC"), Bank of New York Mellon, Mortgage  
 23 Electronic Registration Systems, Inc. ("MERS"), and ReconTrust Company, N.A., improperly  
 24 named as Recontrust Company's (collectively "Defendants") Motion to Dismiss on May 20, 2011  
 25 [Dkt. 18].

26 Defendants request that the lis pendens Plaintiff Luisito Pineda recorded against the subject  
 27 property be canceled.

28 The Court finds that Plaintiff Luisito Pineda recorded a Notice of Pending Action ("Lis

1 Pendens") on or about October 7, 2010, as Instrument No. 20101007-0001472 in the real property  
2 records maintained by the Clark County Recorder. A copy of the Lis Pendens is attached hereto at  
3 **Exhibit A** and fully incorporated by reference.

4 Upon consideration of Defendants' request to cancel the above referenced Lis Pendens, and  
5 good cause appearing therefore, the Court hereby grants Defendants their requested relief and rules  
6 as follows:

7 1. It is ordered, adjudged and decreed that the above referenced Lis Pendens is hereby  
8 cancelled, released, and expunged.

9 2. It is further ordered, adjudged and decreed that this Order canceling the above  
10 referenced Lis Pendens has the same effect as an expungement of the original Lis Pendens.

11 3. It is further ordered, adjudged and decreed that Defendants record a properly certified  
12 copy of this Cancellation Order in the real property records of Clark County, Nevada within a  
13 reasonable amount of time from the date of this Order's issue.

14 APPROVED:

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16 \_\_\_\_\_  
17 UNITED STATES DISTRICT JUDGE

Dated: May 26, 2011.

18 Submitted by:

19 **AKERMAN SENTERFITT LLP**

20 /s/ Christina S. Bhirud  
21 ARIEL E. STERN, ESQ.  
22 Nevada Bar No. 8276  
23 HEIDI PARRY STERN, ESQ.  
24 Nevada Bar No. 8873  
25 CHRISTINA S. BHIRUD, ESQ.  
26 Nevada Bar No. 11462  
27 400 South Fourth Street, Suite 450  
28 Las Vegas, Nevada 89101

*Attorneys for Defendants*  
*Bank of America Home Loans, ReconTrust*  
*Company, N.A., Bank of New York Mellon, and*  
*Mortgage Registration Systems, Inc.*