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 7 *Attorneys for Defendants,*
Mortgage Electronic Registration Systems, Inc.,
 8 *OneWest Bank, FSB and Deutsche Bank National Trust Company, as trustee of the IndyMac*
 9 *Indx Mortgage Trust 2006-AR4, Mortgage Pass Through Certificates, Series 2006-AR4*

10 UNITED STATES DISTRICT COURT
 11 DISTRICT OF NEVADA

13 LYNN FERNANDO

14 Plaintiff,

15 vs.

16
 17 MORTGAGE IT; MORTGAGE
 ELECTRONIC REGISTRATION SYSEMS,
 18 INC.; FIRST AMERICAN TITLE COMPANY
 OF NEVADA, MTDS, INC. dba MERIDIAN
 19 TRUST DEED SERVICE; DEUTSCHE
 NATIONAL TRUST COMPANY, as trustee of
 20 the INDYMAC INDX MORTGAGE TRUST
 21 2006-AR4, MORTGAGE PASS THROUGH
 CERTIFICATES, SERIES 2006-AR4 under the
 22 POOLING AND SERVICING AGREEMENT
 23 dated March 1, 2006 by ONEWEST BANK,
 FSB, as attorney in fact; DOES I through X and
 24 ROES CORPORATION I through X,

25 Defendants.

Case No.: 2:11-cv-01352-JCM-GWF

**ORDER GRANTING DEFENDANTS
 MORTGAGE ELECTRONIC
 REGISTRATION SYSTEMS, INC.,
 ONEWEST BANK, FSB and DEUTSCHE
 BANK NATIONAL TRUST COMPANY,
 as trustee of the INDYMAC INDX
 MORTGAGE TRUST 2006-AR4,
 MORTGAGE PASS THROUGH
 CERTIFICATES, SERIES 2006-AR4 EX
 PARTE MOTION TO EXPUNGE LIS
 PENDENS**

27 Defendant, MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.
 28 (“MERS”), ONEWEST BANK, FSB and DEUTSCHE BANK NATIONAL TRUST

1 COMPANY, as trustee of the INDYMAC INDX MORTGAGE TRUST 2006-AR4,
2 MORTGAGE PASS THROUGH CERTIFICATES, SERIES 2006-AR4 (“DEUTSCHE”)
3 (herein referred to as “Defendants”) move to Expunge the Lis Pendens (and Notice of Lis
4 Pendens) in this matter as the Complaint on which it is based was dismissed pursuant to
5 Federal Rules of Civil Procedure 8(a), 9(b), and 12(b) for failure to state a claim upon which
6 relief can be granted(Docket No. 53).

7 Although Plaintiff’s Complaint was dismissed (Docket No. 53), pending before the
8 Court is Defendant’s, DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE
9 OF THE INDYMAC INDX MORTGAGE LOAN TRUST 2004-AR8, MORTGAGE PASS-
10 THROUGH CERTIFICATES, SERIES 2004-AR8 UNDER THE POOLING AND SERVICING
11 AGREEMENT DATED SEPTEMBER 1, 2004 (“DEUTSCHE”) (herein referred to as
12 “Defendant”) Ex Parte Motion to Expunge Lis Pendens. The Court having reviewed the
13 pleadings and papers on file, the Court being fully advised in the premises, and good cause
14 appearing therefore:

15 **IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that any Pendency of Action
16 or Lis Pendens recorded on October 12, 2011 as 201110120002123 by the Plaintiff in the
17 Official Records of Clark County Nevada in association with this action on the subject property
18 at 4234 Thunder Twice Street, Las Vegas, Nevada 89129 APN 138-03-310-019; legally
19 described as:

20 LOT 234 IN BLOCK A OF MAYFIELD UNIT 4A AS SHOWN BY MAP THEREOF
21 ON FILE IN BOOK 109 OF PLATS, PAGE 29, IN THE OFFICE OF THE COUNTY
22 RECORDER OF CLARK COUNTY, NEVADA .

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24 pursuant to NRS 14.015 and it shall have from this day forward have no force or effect.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of WRIGHT, FINLAY & ZAK, LLP; that service of the foregoing **ORDER GRANTING DEFENDANTS MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., ONEWEST BANK, FSB and DEUTSCHE BANK NATIONAL TRUST COMPANY, as trustee of the INDYMAC INDEX MORTGAGE TRUST 2006-AR4, MORTGAGE PASS THROUGH CERTIFICATES, SERIES 2006-AR4 EX PARTE MOTION TO EXPUNGE LIS PENDENS** was made on the 2nd day of May, 2012, by electronic service to all parties and counsel as identified on the Court-generated Notice of Electronic Filing.



An Employee of WRIGHT, FINLAY & ZAK, LLP