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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

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BRANCH BANKING AND TRUST  
COMPANY, a North Carolina banking  
corporation,  
  
Plaintiff,  
  
v.  
  
SMOKE RANCH DEVELOPMENT, LLC, a  
Nevada limited liability company, YOEL INY,  
an individual; NOAM SCHWARTZ, nan  
individual; YOEL INY, Trustee of the Y & T  
INY FAMILY TRUST dated June 8, 1994, as  
amended; NOAM SCWARTZ, Trustee of the  
NOAM SCHWARTZ TRUST dated August  
19, 1999; D.M.S.I., LLC, a Nevada limited  
liability company; and DOES 1 through 10,  
inclusive,  
  
Defendants.

Case No. 2:12-cv-00453-APG-NJK

**ORDER REGARDING JURY TRIAL**

I previously ruled that defendants are entitled to a jury trial on the issues of the amount of the debt owed at the time of foreclosure and the sales price garnered at the trustee's sale. (Dkt. #146 at 9.) At my direction, the parties submitted supplemental briefs regarding whether a jury trial is still needed in light of the deficiency hearing I conducted on December 16, 2014. (Dkt. ## 152, 153.) After considering those briefs, I have determined that a jury trial is still needed on the questions of the amount of the debt owed at the time of foreclosure and the sale price garnered at the trustee's sale.

The parties are hereby ordered to confer about available trial dates during the months of May through September, 2015. By no later than May 11, 2015, the parties shall submit a joint

1 brief regarding their availability for trial during those months. If the parties intend to submit  
2 motions in limine, they should also propose a briefing schedule for those motions.

3 DATED this 29<sup>th</sup> day of April, 2015.

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6 ANDREW P. GORDON  
7 UNITED STATES DISTRICT JUDGE  
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