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7 *Attorneys for Defendant*  
*ReconTrust Company, N.A.*

8 **UNITED STATES DISTRICT COURT**  
 9 **DISTRICT OF NEVADA**

10 ALEJANDRO ROMERO

Case No.: 2:12-cv-0529-JCM-PAL

11 Plaintiff,

12 vs.

**ORDER CANCELING LIS PENDENS**

13 RECONTRUST COMPANY; DOES I through X  
 14 and ROE CORPORATIONS IX through XX,

15 Defendants.

AKERMAN SENTERFITT LLP

1160 TOWN CENTER DRIVE, SUITE 330  
 LAS VEGAS, NEVADA 89144  
 TEL.: (702) 634-5000 – FAX: (702) 380-8572

16  
 17 This Court issued an order granting defendant ReconTrust Company, N. A.'s ("Defendant")  
 18 motion to dismiss [Dkt. 5] on June 5, 2012 [Dkt. 18].

19 Defendant requests that the *lis pendens* currently recorded against the subject property by  
 20 plaintiff Alejandro Romero ("Plaintiff") be canceled.

21 The Court finds that Plaintiff recorded a notice of *lis pendens* against the property located at  
 22 8436 Justine Court, Las Vegas, Nevada 89128 (APN: 138-16-311-055) on March 2, 2012, as  
 23 Instrument No. 201203020000651 in the real property records maintained by the Clark County  
 24 Recorder ("*Lis Pendens*"). A copy of the *Lis Pendens* is attached hereto as **Exhibit A** and fully  
 25 incorporated by reference.

26 UPON CONSIDERATION of defendants' request to cancel the *Lis Pendens*, and good cause  
 27 appearing therefore, the Court hereby grants defendant its requested relief and rules as follows:


28 ///

1 1. IT IS ORDERED, ADJUDGED, and DECREED that the *Lis Pendens* is hereby  
2 cancelled, released, and expunged.

3 2. IT IS FURTHER ORDERED, ADJUDGED and DECREED that this order canceling  
4 the *Lis Pendens* has the same effect as an expungement of the original *Lis Pendens*.

5 3. IT IS FURTHER ORDERED, ADJUDGED and DECREED that Defendant shall  
6 record a properly certified copy of this cancellation order in the real property records of Clark  
7 County, Nevada within a reasonable amount of time from the date of this order's issue.

8 APPROVED:

9  
10   
UNITED STATES DISTRICT JUDGE

11 Dated: August 22, 2012

12 Submitted by:

13 **AKERMAN SENTERFITT LLP**

14  
15 /s/ Allison R. Schmidt  
16 ARIEL E. STERN, ESQ.  
17 Nevada Bar No. 8276  
18 ALLISON R. SCHMIDT, ESQ.  
19 Nevada Bar No. 10743  
20 1160 Town Center Drive, Suite 330  
21 Las Vegas, Nevada 89144

22 *Attorneys for Defendant*  
23 *ReconTrust Company, N.A.*  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that, on the 16th day of August, 2012 and pursuant to FRCP 5(b), I served via CM/ECF and/or deposited for mailing in the U. S. Mail a true and correct copy of the foregoing **[Proposed] ORDER CANCELING LIS PENDENS**, postage prepaid and addressed to:

JOHN PETER LEE, ESQ.  
JOHN PETER LEE, LTD.  
830 Las Vegas Blvd. South  
Las Vegas, Nevada 89101

*Attorneys for Plaintiff*

/s/ Judy Berry  
An employee of AKERMAN SENTERFITT LLP

AKERMAN SENTERFITT LLP  
1160 TOWN CENTER DRIVE, SUITE 330  
LAS VEGAS, NEVADA 89144  
TEL.: (702) 634-5000 – FAX: (702) 380-8572

# Exhibit A

# Exhibit A

3

Inst #: 201203020000651

Fee: \$19.00

N/C Fee: \$0.00

03/02/2012 09:00:30 AM

Receipt #: 1083947

Requestor:

JOHN PETER LEE LTD

Recorded By: KGP Pgs: 3

DEBBIE CONWAY

CLARK COUNTY RECORDER

**RECORDING COVER PAGE**

Must be typed or printed clearly in black ink only.

**APN#** 138-16-311-055

11 digit Assessor's Parcel Number may be obtained at:  
<http://redrock.co.clark.nv.us/assrealprop/ownr.aspx>

**TITLE OF DOCUMENT (DO NOT Abbreviate)**

Notice of Lis Pendens

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Title of the Document on cover page must be EXACTLY as it appears on the first page of the document to be recorded.

**Recording requested by:**

John Peter Lee, Ltd.

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**Return to:**

**Name** John Peter Lee, Ltd.

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**Address** 830 Las Vegas Boulevard South

---

**City/State/Zip** Las Vegas, Nevada 89101

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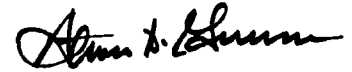
This page provides additional information required by NRS 111.312 Sections 1-2.

An additional recording fee of \$1.00 will apply.

To print this document properly—do not use page scaling.

1 **NOLP**  
 2 JOHN PETER LEE, LTD.  
 3 JOHN PETER LEE, ESQ.  
 Nevada Bar No. 001768  
 4 YVETTE R. FREEDMAN, ESQ.  
 Nevada Bar No. 009898  
 5 830 Las Vegas Boulevard South  
 Las Vegas, Nevada 89101  
 (702) 382-4044 Fax: (702) 383-9950  
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 Attorneys for Plaintiff

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 03/01/2012 10:36:09 AM



CLERK OF THE COURT

**DISTRICT COURT  
 CLARK COUNTY, NEVADA**

9 ALEJANDRO ROMERO, an Individual,  
 10 Plaintiff,

CASE NO.: A-12-657260-C  
 DEPT NO.: XV

11 v.

12 RECONTRUST COMPANY;  
 13 DOES I through X and ROES,  
 CORPORATIONS XI through XX,

14 Defendants,

15 2264.024393-mg

**NOTICE OF LIS PENDENS**

17 NOTICE IS HEREBY GIVEN that a Complaint implicating title has been filed in the above-  
 18 entitled Court by the Plaintiff against the named Defendants, Recontrust Company.

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20 ...

21 ...

**JOHN PETER LEE, LTD.**  
 ATTORNEYS AT LAW  
 830 LAS VEGAS BLVD. SOUTH  
 LAS VEGAS, NEVADA 89101  
 Telephone (702) 382-4044  
 Telecopier (702) 383-9950

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1 The said premises affected by this action is commonly described as 8436 Justine Court, Las  
2 Vegas, Nevada, 89128, situated in Clark County, Nevada, and full legal description being as follows:

3 Parcel I:

4 Lot Eighty-Six (86) in Block Two (2) of Newcastle Estates, as shown  
5 by map thereof on file in Book 41 of Plats, page 86, in the Office of  
6 the County Recorder of Clark County, Nevada.

7 Parcel II:

8 Non-exclusive easement for access, Ingress, drainage, maintenance,  
9 Repairs and for other purposes, all as described in the Master  
10 Declaration of Covenants, Conditions and Restrictions of easements  
11 for desert Shores Recorded June 1, 1988 in Book 880601 as  
12 Document No. 00011, Official records of Clark County, Nevada and  
13 the Notice of Annexation recorded October 17, 1988 in Book 881017  
14 as Document No. 00259, Official records of Clark County, Nevada.

15 Parcel III:


16 Non-exclusive easement for Ingress and Egress over that portion of  
17 Common Landscape area lot Utilities of Desert Shores No. 1, as  
18 shown by map thereof on file in Book 39 of Plats, Page 26, in the  
19 Office of the County Recorder of Clark County.

20 APN # : 138-16-311-055

21 DATED this 1<sup>st</sup> of March, 2012.

22 JOHN PETER LEE, LTD.

23 BY: \_\_\_\_\_

24   
25 JOHN PETER LEE, ESQ.  
26 Nevada Bar No. 001768  
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