

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 PRISCILLA S. CORTEZ, )  
4 )  
5 Plaintiff, )  
6 vs. )

Case No.: 2:14-cv-01048-GMN-NJK

ORDER

7 MERSCORP HOLDINGS, INC.; )  
8 NATIONSTAR MORTGAGE, LLC, )  
9 Defendants, )

10 PRISCILLA S. CORTEZ , )  
11 Plaintiff, )  
12 vs. )

13 NATIONSTAR MORTGAGE, LLC; )  
14 QUALITY LOAN SERVICING, LLC; WEST )  
15 COAST MORTGAGE GROUP; ALLIANCE )  
16 BANCORP; AURORA BANK, FSB; )  
17 MORTGAGE ELECTRONIC )  
18 REGISTRATION SYSTEMS, INC.; ROSE )  
19 VELLANOWETH; and DOES 1-10, inclusive, )  
20 Defendants. )

21 Pending before the Court is the Motion to Expunge Lis Pendens, (ECF No. 51), filed by  
22 Defendant Nationstar Mortgage, LLC (“Defendant”). For the reasons discussed below, the  
23 Court **GRANTS** Defendant’s Motion to Expunge Lis Pendens.

24 **I. BACKGROUND**

25 Plaintiff Priscilla Cortez (“Plaintiff”) originally filed this lawsuit on May 21, 2014, and  
Defendant removed this action on June 27, 2014. (Pet. for Removal, ECF No. 1). On  
December 4, 2015, the Court dismissed West Coast Mortgage Group; Nationstar Mortgage,  
LLC; Aurora Bank, FSB; Mortgage Electronic Registration Systems, Inc.; and MERSCORP

1 Holdings, Inc. with prejudice, (ECF No. 47). Moreover, the Court dismissed the remainder of  
2 the case for failure to prosecute on January 25, 2017, (ECF No. 49). Pursuant to these Orders,  
3 Defendant filed the instant Motion. Plaintiff did not file a response, and the deadline to do so  
4 has passed.

5 **II. DISCUSSION**

6 Local Rule 7-2(d) provides that “[t]he failure of an opposing party to file points and  
7 authorities in response to any motion, except a motion under Fed. R. Civ. P. 56 or a motion for  
8 attorney’s fees, constitutes a consent to the granting of the motion.” D. Nev. R. 7-2(d). Given  
9 Plaintiff’s failure to file an opposition, the Court grants the Motion pursuant to Local Rule 7-  
10 2(d).

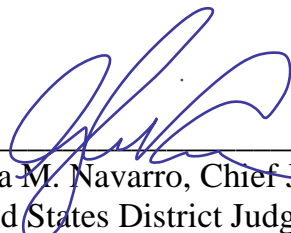
11 **III. CONCLUSION**

12 **IT IS HEREBY ORDERED** that Defendant’s Motion to Expunge Lis Pendens, (ECF  
13 No. 51), is **GRANTED**.

14 **IT IS FURTHER ORDERED** that the Notice of Pendency of Action or Lis Pendens  
15 recorded by Plaintiff in relation to this matter, as Instrument No. 20140630-0001649 as to a  
16 certain parcel of real property with Assessor’s Parcel No. 179-16-812-008 shall be expunged.

17 **IT IS FURTHER ORDERED** that a copy of this Order may be recorded with the Clark  
18 County’s Recorder’s Office in the applicable chain of title.

19  
20 **DATED** this <sup>3</sup> \_\_\_\_\_ day of October, 2017.

21  
22   
23 \_\_\_\_\_  
24 Gloria M. Navarro, Chief Judge  
25 United States District Judge