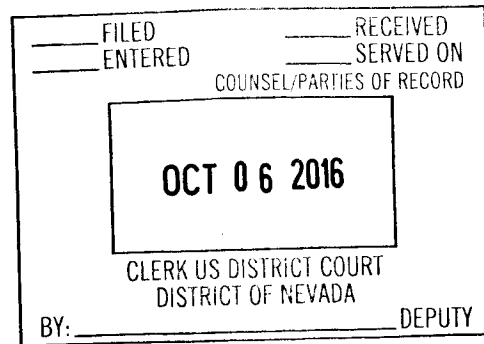


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SAO
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Attorneys for Third-Party Defendant
MSI LANDSCAPING, INC.



UNITED STATES DISTRICT COURT
CLARK COUNTY, NEVADA

AZURE MANOR/RANCHO DE PAZ
HOMEOWNERS ASSOCIATION, a Nevada
residential common-interest planned community,

Plaintiffs,

v.

D.R. HORTON, INC., a Delaware corporation;
U.S. HOME CORPORATION, a Delaware
corporation; LENNAR CORPORATION, a
Nevada corporation; LENNAR SALES CORP., a
California corporation, and DOES 1-225,
inclusive,

Defendants.

CASE NO.: 2:15-cv-01623-GMN-VCF
(ELECTRONIC FILING CASE)

**STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE
OF THIRD-PARTY DEFENDANT MSI
LANDSCAPING, INC.**

D.R. HORTON, INC., a Delaware Corporation,

Third-Party Plaintiff,

v.

AMERICAN ASPHALT & GRADING
COMPANY, a Nevada corporation; BEBOUT
CONCRETE INC., a Nevada corporation;
BRAVO UNDERGROUND, INC., a Nevada
corporation; NEVADA LANDSCAPE CORP.
d/b/a L & J LANDSCAPE, a Nevada
corporation; NEW CREATON MASONRY

1 INC., a Nevada corporation; SOUTHERN
2 NEVADA PAVING, INC., a Nevada
corporation,

3 Third-Party Defendants.

4 U.S HOME CORPORATION, a Delaware
5 corporation,

6 Third-Party Plaintiff,

7 v.

8 AMERICAN ASPHALT & GRADING
9 COMPANY, a Nevada corporation; M&M
CONSTRUCTION, INC., a Nevada corporation;
10 TERRA CONTRACTING, INC., a Nevada
corporation; NEVADA LANDSCAPE CORP., a
11 Nevada corporation; MS CONCRETE CO.,
INC., a Nevada corporation; THE SYLVANIE
12 COMPANIES, INC. dba DRAKE ASPHALT &
CONCRETE, a Nevada company; C&H
13 CONCRETE, LLC dba CORONADO
CONCRETE, a Nevada limited liability
14 company; NEW CREATION MASONRY, INC.,
a Nevada corporation; MSI LANDSCAPING,
15 INC. fka MIST SYSTEMS INTERNATIONAL,
a Nevada corporation,

16 Third-Party Defendants.

17 **STIPULATION AND ORDER FOR DISMISSAL WITH PREJUDICE**
18 **OF THIRD-PARTY DEFENDANT MSI LANDSCAPING, INC.**

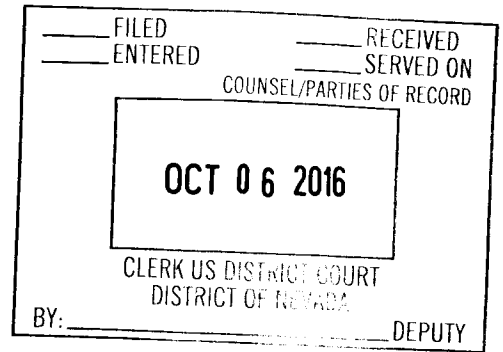
19 COMES NOW, Third-Party Plaintiff, U.S. HOME CORPORATION, by and through its
20 attorney, Sarah J. Odia, Esq., of the law firm of PAYNE & FEARS, and Third-Party Defendant,
21 MSI LANDSCAPING, INC. by and through its attorney of record, Kevin A. Brown and Aaron
22 M. Young, of the law firm of BROWN, BONN & FRIEDMAN, LLP, hereby agrees to stipulate
23 to dismiss Third-Party Defendant, MSI LANDSCAPING, INC., with prejudice, each party to
24 bear its own attorney's fees and costs.

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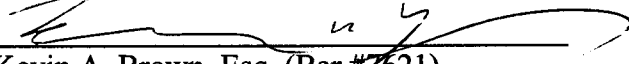


1 This Stipulation is entered into in good faith, in the interests of judicial economy and not
2 for the purposes of delay.

3
4 DATED: October 3, 2016 PAYNE & FEARS

5 /s/ Sarah J. Odia
6 Sarah J. Odia, Esq. (Bar #11053)
7 PAYNE & FEARS
8 7251 West Lake Mead Blvd. Suite 525
9 Las Vegas, NV 89128
Attorneys for U.S. HOME CORPORATION

10 DATED:  October 4, 2016 BROWN, BONN & FRIEDMAN, LLP

11 
12 Kevin A. Brown, Esq. (Bar #7621)
13 Aaron M. Young, Esq. (Bar #8317)
14 BROWN, BONN & FRIEDMAN, LLP
15 5528 South Fort Apache Road
16 Las Vegas, NV 89148
17 Attorneys for MSI LANDSCAPING, INC.

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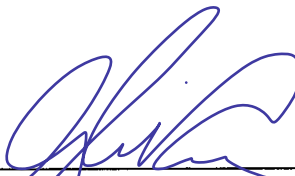
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ORDER

The parties have stipulated and agreed to the dismissal of the Third-Party Defendant, MSI LANDSCAPING, INC., as set forth in the Stipulation, and good cause appearing.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Third-Party Plaintiff, U.S. HOME CORPORATION'S, Third-Party Complaint as to Third-Party Defendant, MSI LANDSCAPING, INC., be dismissed with prejudice, each party to bear their own respective attorney's fees and costs herein.

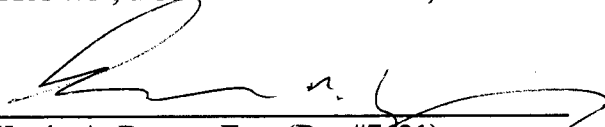
Dated: October 17, 2016



Gloria M. Navarro, Chief Judge
United States District Judge

Submitted by:

BROWN, BONN & FRIEDMAN, LLP



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Aaron M. Young, Esq. (Bar #8317)
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Attorneys for MSI LANDSCAPING, INC.

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LAS VEGAS, NEVADA 89148

Attn: Clerk of the Court
UNITED STATES COURT FOR THE DISTRICT
OF NEVADA
333 S. Las Vegas Blvd.
Las Vegas, NV 89101



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