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

10 U.S. BANK, N.A., AS TRUSTEE FOR THE
CMLT1 ASSET BACKED PASS-THROUGH
CERTIFICATES, SERIES 2007-AMC3,

Case No.: 2:15-cv-01666-GMN-VCF

11 Plaintiff,

STIPULATION AND ORDER

12 vs.

13 508 BRUNY ISLAND TRUST; WASHBURN
CREEK ASSOCIATION, a Nevada non-profit
14 corporation,

15 Defendants.

16 Defendant Washburn Creek Association ("Washburn Creek"), and Plaintiff U.S. Bank,
17 N.A., As Trustee for the CMLT1 Asset Backed Pass-Through Certificates Series 2007-AMC3
18 ("U.S. Bank"), by and through their respective attorneys of record, stipulate and agree as follows:

20 WHEREAS, US Bank served Defendant Washburn Creek with Requests for Admission on
21 October 25, 2017;

22 WHEREAS, US Bank later took the position in its Motion for Summary Judgment that the
23 Requests for Admission had not been timely answered by Washburn Creek;

24 WHEREAS, Washburn Creek disputes this and has produced responses it contends were
25 timely and properly served;

26 WHEREAS, the parties agree that this is an issue of either oversight or problems with the
27 mail/service;

28

THEREFORE, it is stipulated by and between US Bank and Washburn Creek only that the Requests for Admission Washburn Creek believes it mailed on November 27, 2017 shall be deemed timely and that US Bank withdraws its assertion at page 5 of its Motion for Summary Judgment [ECF No. 53] that Washburn Creek failed to timely respond to Requests for Admissions. Similar assertions against 508 Bruny Island Trust remain unaffected by this stipulation.

WRIGHT FINLAY & ZAK LLP

BOYACK ORME & ANTHONY

Dated this 28th day of February, 2018.

Dated this 28th day of February, 2018.

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ORDER

IT IS SO ORDERED.

UNITED STATES MAGISTRATE JUDGE
2:15-cv-01666-GMN-VCF

DATE: 2-28-2018