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 11 *as Trustee of ARLP Securitization Trust, Series 2014-11*

12 **UNITED STATES DISTRICT COURT**
 13 **DISTRICT OF NEVADA**

14 WILMINGTON TRUST, NATIONAL
 15 ASSOCIATION, NOT IN ITS INDIVIDUAL
 16 CAPACITY BUT AS TRUSTEE OF ARLP
 17 SECURITIZATION TRUST, SERIES 2014-11,

Case No.: 2:15-cv-02295-RFB-NJK

18 Plaintiff,

**JOINT MOTION TO EXTEND TIME TO
 FILE STIPULATION AND ORDER FOR
 DISMISSAL**

19 vs.

20 9796 MOUNT CUPERTINO TRUST,
 21 KENNETH BERBERICH AS TRUSTEE, an
 22 unknown entity; VIA VALENCIA / VIA
 23 VENTURA HOMEOWNER'S
 24 ASSOCIATION, a domestic non-profit
 25 corporation; DOES I through X; and ROE
 26 CORPORATIONS I through X, inclusive,

27 Defendants.

28 Plaintiff, Wilmington Trust, National Association, not in its Individual Capacity but as
 Trustee of ARLP Securitization Trust, Series 2014-11 (“Wilmington”), Defendant, 9796 Mount
 Cupertino Trust, Kenneth Berberich as Trustee (“Cupertino Trust”), and Defendant, Via
 Valencia/Via Ventura Homeowners Association (“HOA”) (Plaintiff, Cupertino Trust and HOA
 are collectively referred to as the “Parties”), by and through their counsel of record, hereby
 submit this Motion to Extend Time to File Stipulation and Order for Dismissal.

1 Pursuant to the Minute Order entered on July 30, 2019 [ECF No. 62], the Parties are to
2 file a Stipulation for Dismissal or a Joint Motion to Extend Time to file a Stipulation for
3 Dismissal by September 13, 2019.

4 At this time, the Parties are not ready to dismiss the instant action, however, progress has
5 been made toward settlement. The Parties have all executed a Confidential Settlement and
6 Release Agreement (the "Agreement"), but the parties still need to exchange settlement funds
7 and record all releases required by the Agreement.

8 WHEREFORE, the Parties jointly move for an additional sixty days to complete
9 settlement and file their Stipulation for Dismissal.

10 Dated this 13th day of September, 2019.

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13 WRIGHT, FINLAY & ZAK, LLP

AYON LAW, PLLC

14 /s/ Rock K. Jung

/s/ Luis A. Ayon

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*Attorney for Defendant, 9796 Cupertino
Trust and Kenneth Berberich as Trustee*

IT IS SO ORDERED:

22 HALL, JAFFE & CLAYTON, LLP

23 /s/ Ashlie L. Surur

24 Ashlie L. Surur, Esq.
25 Nevada Bar No. 11290
26 7425 Peak Drive
27 Las Vegas, NV 89148
28 *Attorneys for Defendant, Via Valencia/Via
Ventura Homeowner's Association*


RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

DATED this 16th day of September, 2019.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of WRIGHT, FINLAY & ZAK, LLP; that service of the foregoing **JOINT MOTION TO EXTEND TIME TO FILE STIPULATION AND ORDER FOR DISMISSAL** was made on the 13th day of September, 2019, to all parties on the CM/ECF service list.

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