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THE BANK OF NEW YORK MELLON  
8 CORPORATION, as Trustee for the  
Certificateholders of the CWABS, Inc. Asset-  
9 Backed Certificates Series 2005-17

12 UNITED STATES DISTRICT COURT  
13 DISTRICT OF NEVADA

14 \* \* \*

15 DITECH FINANCIAL LLC,  
16  
17 Plaintiff,

CASE NO. 2:16-cv-00127-GMN-NJK

18 vs.

**AMENDED STIPULATION AND  
ORDER TO EXTEND TIME TO  
RESPOND TO DEFENDANT  
TWILIGHT HOMEOWNERS  
ASSOCIATION'S RENEWED  
MOTION TO DISMISS**

19 SFR INVESTMENTS POOL I, LLC;  
BOULDER RANCH MASTER  
20 ASSOCIATION; TWILIGHT  
HOMEOWNERS ASSOCIATION;  
HOMEOWNERS ASSOCIATION SERVICES,  
21 INC.; HARMESH SINGH; KULJIT KAUR;  
DOES 1-20, Inclusive,  
22  
23 Defendants.

**(First Request)**

24 SFR INVESTMENTS POOL 1, LLC,  
25  
26 Counterclaimant,

27 vs.

28 DITECH FINANCIAL, LLC,  
Counter-Defendant.

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1	SFR INVESTMENT POOL 1, LLC,
2	Cross-Claimant,
3	vs.
4	DITECH FINANCIAL LLC; BANK OF NEW
5	YORK MELLON, FKA THE BANK OF NEW
6	YORK as Trustee for the
7	CERTIFICATEHOLDERS CWABS, INC.,
8	ALTERNATIVE LOAN TRUST 2005-j12
9	ASSET-BACKED CERTIFICATES SERIES
10	2005-17; HOUSEHOLD FINANCE REALTY
11	CORPORATION OF NEVADA; HARMESH
12	SINGH, an individual; and KULJIT JAUR, an
13	individual,
14	Cross-Defendants.

11 Plaintiff/Counter-Defendant/Cross-Defendant, DITECH FINANCIAL LLC (“Ditech”),  
12 by and through its attorneys Michael R. Brooks, Esq. and Scott D. Fleming, Esq. of Kolesar &  
13 Leatham, and Defendant TWILIGHT HOMEOWNERS ASSOCIATION (“Twilight”), by and  
14 through its attorneys Joseph P. Garin, Esq., J. William Ebert, Esq. and Amber M. Williams, Esq.  
15 of Lipson, Neilson, Cole, Seltzer & Garin, P.C., hereby stipulate and agree as follows:

16 1. On November 13, 2017, Defendant Twilight Homeowners Association’s  
17 Renewed Motion to Dismiss [ECF No. 112] (“Twilight Motion”) was filed. Ditech’s response to  
18 Twilight’s Motion was originally due on November 27, 2017.

19 2. On November 27, 2017, Ditech and Twilight filed a Stipulation for Extension of  
20 Time to respond to the Twilight Motion as [ECF No. 119]. As of this date, no ruling has been  
21 offered by the Court regarding that stipulation.

22 3. Ditech originally requested from Twilight a one (1) week extension of time to  
23 respond to Twilight’s Renewed Motion to Dismiss, up to and including December 4, 2017.  
24 Ditech made that request because it has proposed a resolution of its claims involving Twilight  
25 and is awaiting a response.

26 4. Counsel for Twilight has informed counsel for Ditech that she has not received a  
27 response to Ditech’s proposal because she is awaiting a vote from Twilight’s Board of Directors.  
28

1 5. To avoid possible unnecessary time and expense in responding to the Twilight  
2 Motion, Ditech and Twilight wish to amend their original stipulation to provide an extension of  
3 time up to and including December 11, 2017 for Ditech to respond to Twilight's Motion.

4 6. This is an amendment to their first stipulation, which was the first request for an  
5 extension of time and is made in good faith and not made for purposes of delay. The parties  
6 believe that the Court is likely to take up Twilight's motion at the same time as motions for  
7 summary judgment, and all parties have agreed that oppositions to summary judgment motions  
8 should be filed on December 11, 2017. See Stipulation submitted as [ECF No. 122]. The  
9 extension proposed by this amended stipulation should not, therefore, have any effect on the  
10 timing of the resolution of this matter.

11 KOLESAR & LEATHAM

LIPSON, NEILSON, COLE, SELTZER &  
GARIN, P.C.

13 /s/ Scott D. Fleming, Esq.

/s/ Amber M. Williams, Esq.

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21 *Cross-Defendant DITECH FINANCIAL LLC*  
22 *and THE BANK OF NEW YORK MELLON*  
23 *CORPORATION, as Trustee for the*  
24 *Certificateholders of the CWABS, Inc. Asset-*  
25 *Backed Certificates Series 2005-17*

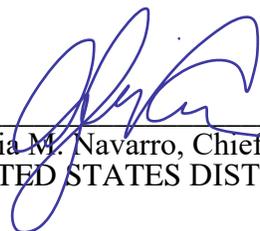
*Attorneys for Defendant*  
*Twilight Homeowners Association*

26 **ORDER**

27 **IT IS SO ORDERED.**

28 **IT IS FURTHER ORDERED** that the Stipulation to Extend, (ECF No. 119), is  
**DENIED as moot** pursuant to the foregoing.

Dated this 6 day of December, 2017.

  
\_\_\_\_\_  
Gloria M. Navarro, Chief Judge  
UNITED STATES DISTRICT COURT