



1 cash in the amount of—\$500.<sup>4</sup> Once the plaintiff posts the security, it must “notify the  
2 defendant,” and the defendant then has 10 days to respond to the complaint.<sup>5</sup> If the plaintiff fails  
3 to post the demanded security within 30 days of the notice, “the court or judge may order the  
4 action to be dismissed.”<sup>6</sup>

5 NRS 18.130 does not require a court order to compel an out-of-state plaintiff to post a  
6 cost bond; it requires the defendant to send a written demand for the bond before its answer to  
7 the complaint is due, and that demand triggers the process.<sup>7</sup> This process happens without action  
8 by the court. If the 30 days elapse without the plaintiff posting the bond or cash, only then “may  
9 the court or judge” take action.<sup>8</sup>

10 So, not only does SFR not need an order from this court at this time, it does not appear  
11 from this motion that SFR has done what is required to trigger Nationstar’s obligations under  
12 NRS 18.130 or the stay it affords: send a timely written demand to Nationstar.

13 **Conclusion**

14 Accordingly, IT IS HEREBY ORDERED that **SFR’s Motion for Security of Costs**  
15 **[ECF 10] is DENIED.**

16 Dated March 3, 2016

17   
18 \_\_\_\_\_  
19 Jennifer A. Dorsey  
20 United States District Judge  
21  
22

23 <sup>4</sup> *Id.*

24 <sup>5</sup> *Id.*

25 <sup>6</sup> Nev. Rev. Stat. § 18.130(4).

26 <sup>7</sup> Nev. Rev. Stat. § 18.130(1).

27 <sup>8</sup> Nev. Rev. Stat. § 18.130(4).