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 merger to BAC Home Loans Servicing, LP f/k/a
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9 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

10 BANK OF AMERICA, N.A., SUCCESSOR BY
 11 MERGER TO BAC HOME LOANS
 12 SERVICING, LP FKA COUNTRYWIDE
 HOME LOANS SERVICING, LP,

13 Plaintiff,

14 vs.

15 TRAVATA AND MONTAGE AT
 16 SUMMERLIN CENTRE; UNDERWOOD
 PARTNERS, LLC; NV EAGLES LLC; and
 NEVADA ASSOCIATION SERVICES, INC.,

17 Defendants,

18 NV EAGLES, LLC,

19 Counterclaimant,

20 vs.

21 BANK OF AMERICA, N.A., SUCCESSOR BY
 22 MERGER TO BAC HOME LOANS
 23 SERVICING, LP FKA COUNTRYWIDE
 HOME LOANS SERVICING, LP,

24 Counterdefendant,

Case No.: 2:16-cv-00345-JCM-GWF

**STIPULATION AND ORDER TO EXTEND
 TIME FOR PLAINTIFF AND
 DEFENDANT NV EAGLES LLC TO FILE
 THEIR REPLIES IN SUPPORT OF THEIR
 MOTIONS FOR SUMMARY JUDGMENT**

(SECOND REQUEST)

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1 NV EAGLES, LLC,
2
3 Third-Party Plaintiff,
4 vs.
5 ANTHONY HOLDREN and KRISTINE A.
6 HOLDREN,
7
8 Third-Party Defendants,
9

10 Plaintiff Bank of America, N.A. (**BANA**) and defendants Travata and Montage at Summerlin
11 Centre (**Travata**) and NV Eagles, LLC (**NV Eagles**) (collectively, the **Parties**) hereby stipulate and
12 agree as follows:
13

14 1. On January 17, 2017, BANA filed its motion for summary judgment. ECF No. 36.
15 NV Eagles and Travata filed their motions for summary judgment on the same date. ECF Nos. 35,
16 37. On February 7, 2017, Travata filed its opposition to BANA's motion for summary judgment and
17 NV Eagles' opposition was filed on February 8, 2017. ECF Nos. 42, 46. BANA filed its oppositions
18 to NV Eagles and Travata's motions for summary judgment on February 7, 2017. ECF Nos. 40, 41.

19 2. The Parties filed their First Stipulation for Extension of Time on February 17, 2017
20 and subsequent corrected images which was approved by the court on February 24, 2017. ECF Nos.
21 53-58. The extension to file a reply applied to both BANA and Travata.

22 3. Counsel for BANA needs additional time to reply to the arguments raised in Travata's
23 and NV Eagles' responses, in light of the developing case law and recent decisions issued by the
24 Ninth Circuit Court of Appeals and Nevada Supreme Court, which affect this case and others like it.
25 The additional time will allow BANA to properly address the issues raised.

26 4. Counsel for NV Eagles needs additional time to reply to the arguments raised in
27 BANA's response.

28 5. Presently BANA's replies are currently due on March 3, 2017. Pursuant to the
agreement of the parties, BANA shall have an extension of time until March 17, 2017, in which to
file its replies in support of its motion for summary judgment in response to Travata's and NV
Eagles' oppositions.

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6. Presently NV Eagles' reply was due on February 21, 2017. Pursuant to the agreement of the parties, NV Eagles shall have an extension of time until March 17, 2017, in which to file its reply.

7. This stipulation is made in good faith and not for purpose of delay.

DATED this 28th day of February, 2017.


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<p>LIPSON, NEILSON, COLE, SELTZER & GARIN</p> <p>/s/ David A. Markman, Esq. _____ J. WILLIAM EBERT, ESQ. Nevada Bar No. 2697 DAVID A. MARKMAN Nevada Bar No. 12440 Lipson, Neilson, Cole, Seltzer & Garin, P.C. 9900 Covington Cross Drive, Suite 120 Las Vegas, Nevada 89144</p> <p>Attorneys for Defendant Travata and Montage at Summerlin Centre</p>	<p>AKERMAN LLP</p> <p>/s/ Jason J. Zummo, Esq. _____ DARREN T. BRENNER, ESQ. Nevada Bar No. 8386 JASON J. ZUMMO, ESQ. Nevada Bar No. 13995 1160 Town Center Drive, Suite 330 Las Vegas, Nevada 89144 Telephone: (702) 634-5000</p> <p>Attorneys for Bank of America, N.A., successor by merger to BAC Home Loans Servicing, LP f/k/a Countrywide Home Loans Servicing, LP</p>
<p>THE WRIGHT LAW GROUP, PC</p> <p>/s/ John Henry Wright, Esq. _____ JOHN HENRY WRIGHT, ESQ. Nevada Bar No. 6182 The Wright Law Group, PC 2340 Paseo Del Prado, Suite D-305 Las Vegas, Nevada 89102</p> <p>Attorney for Defendants Underwood Partners, LLC and NV Eagles, LLC</p>	

ORDER

IT IS SO ORDERED:



 UNITED STATES DISTRICT JUDGE

March 1, 2017

 DATED