

**Lipson, Neilson, Cole, Seltzer & Garin, P.C.**  
9900 Covington Cross Drive, Suite 120  
Las Vegas, Nevada 89144  
(702) 382-1500 FAX: (702) 382-1512

1 LIPSON, NEILSON, COLE, SELTZER & GARIN, P.C.  
2 J. WILLIAM EBERT, ESQ. (Nevada Bar No. 2697)  
3 DAVID A. MARKMAN, Esq. (Nevada Bar No. 12440)  
4 9900 Covington Cross Drive, Suite 120  
5 Las Vegas, Nevada 89144  
6 (702) 382-1500 - Telephone  
7 (702) 382-1512 - Facsimile  
8 bebert@lipsonneilson.com  
9 dmarkman@lipsonneilson.com

10 Attorneys for Defendant TRAVATA AND MONTAGE AT SUMMERLIN CENTRE

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

13 BANK OF AMERICA, N.A., SUCCESSOR  
14 BY MERGER TO BAC HOME LOANS  
15 SERVICING, LP FKA COUNTRYWIDE  
16 HOME LOANS SERVICING, LP,

17 Plaintiff,

18 vs.

19 TRAVATA AND MONTAGE AT  
20 SUMMERLIN CENTRE; UNDERWOOD  
21 PARTNERS, LLC; NV EAGLES LLC; and  
22 NEVADA ASSOCIATION SERVICES, INC.

23 Defendants.

24 NV EAGLES, LLS,

25 Counterclaimant,

26 BANK OF AMERICA, N.A. SUCCESSORY  
27 BY MERGGER TO BAC HOME LOANS  
28 SERVCING, LP FKA COUNTRWIDE  
HOME LOANS SERVICING, LP,

Counterdefendant,

NV EAGLES, LLC,

Third-Party Plaintiff,

vs.

ANTHONY HOLDREN and KRISTINE A.  
HOLDREN,

Third-Party Defendants.

CASE NO.: 2:16-cv-00345-JCM-GWF

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DEFENDANT  
TRAVATA AND MONTAGE AT  
SUMMERLIN CENTRE TO FILE ITS  
REPLY IN SUPPORT OF ITS MOTION  
FOR SUMMARY JUDGMENT**

**(SECOND REQUEST)**

1 Defendant TRAVATA AND MONTAGE AT SUMMERLIN CENTRE (“TRAVATA  
2 AND MONTAGE”) and Plaintiff BANK OF AMERICA, N.A., (“BANA”) by and through  
3 their respective counsel hereby agree and stipulate as follows:

4 On January 17, 2017, Travata and Montage filed its motion for summary  
5 judgment. ECF No. 37. On February 7, 2017, BANA filed its opposition to Travata &  
6 Montage’s motion for summary judgment. ECF No. 41.

7 IT IS HEREBY AGREED AND STIPULATED, that the deadline for Defendant  
8 TRAVATA AND MONTAGE to file its Reply in support of its Motion for Summary  
9 Judgment shall be extended to **March 17, 2017**. This is Travata and Montage’s second  
10 request for an extension [See Dkt. 58]. Travata and Montage’s Reply to its Motion for  
11 Summary Judgment is currently due on March 3, 2017.

12 Counsel for Travata and Montage needs additional time to reply to the arguments  
13 raised in BANA’s response, in light of developing case law and recent decisions issued  
14 by the Ninth Circuit Court of Appeals and Nevada Supreme Court, which affect this case  
15 and others like it. The additional time will allow Travata and Montage to properly  
16 address the issues raised.

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

18 DATED this 3<sup>rd</sup> day March, 2017.

19  
20 LIPSON, NEILSON, COLE, SELTZER &  
21 GARIN, P.C.

22 /s/ David A. Markman

23 By: \_\_\_\_\_  
24 J. William Ebert, Esq. (Bar No. 2697)  
25 David A. Markman, Esq. (Bar No. 12440)  
26 9900 Covington Cross Dr., Suite 120  
27 Las Vegas, NV 89144  
28 (702) 382-1500 – Phone

Attorneys for Travata and Montage at  
Summerlin Centre

AKERMAN, LLP

/s/ Jason J. Zummo

By: \_\_\_\_\_  
Darren T. Brenner Esq. (Bar No. 8386)  
Jason J. Zummo, Esq. (Bar No. 13995)  
1160 Town Center Drive, Suite 330  
Las Vegas, NV 89144  
(702) 634-5000 – Phone

Attorneys for Bank of America, N.A.

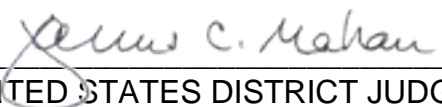
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Bank of America, N.A. v. Travata and Montage at Summerlin Centre et al.  
**CASE NO.: 2:16-cv-00345-JCM-GWF**  
STIPULATION AND ORDER TO EXTEND TIME FOR DEFENDANT TRAVATA AND  
MONTAGE AT SUMMERLIN CENTRE TO FILE ITS REPLY IN SUPPORT OF ITS  
MOTION FOR SUMMARY JUDGMENT (SECOND REQUEST)

ORDER

IT IS SO ORDERED.

DATED March 10, 2017.

  
UNITED STATES DISTRICT JUDGE

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