

LEACH KERN GRUCHOW ANDERSON SONG
2525 Box Canyon Drive, Las Vegas, Nevada 89128
Telephone: (702) 538-9074 – Facsimile (702) 538-9113

1 **LEACH KERN GRUCHOW ANDERSON SONG**
2 **SEAN L. ANDERSON**
3 Nevada Bar No. 7259
4 **RYAN D. HASTINGS**
5 Nevada Bar No. 1239
6 sanderson@lkglawfirm.com
7 rhastings@lkglawfirm.com
8 2525 Box Canyon Drive
9 Las Vegas, Nevada 89128
10 Telephone: (702) 538-9074
11 Facsimile: (702) 538-9113
12 *Attorneys for Defendant Parkside*
13 *Village Homeowners' Association*

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 THE BANK OF NEW YORK MELLON,

Case No.: 2:16-cv-00370-APG-BNW

11 Plaintiff,

12 vs.

REQUEST FOR EXCEPTION

13 NEVADA ASSOCIATION SERVICES,
14 INC.; PARKSIDE VILLAGE
15 HOMEOWNERS' ASSOCIATION;
16 WILLISTON INVESTMENT GROUP LLC;
17 DOES I through X, INCLUSIVE AND ROE
18 CORPORATIONS I THROUGH X,
19 INCLUSIVE,

20 Defendants.

21 Pursuant to this Court's August 6, 2019 Order Scheduling Settlement Conference,
22 Defendant Parkside Village Homeowner's Association ("Association") respectfully request an
23 exception to the Settlement Conference Attendance requirements.

24 The Association is insured pursuant to a policy of insurance by Great American
25 Insurance Group. The insurance policy provides only for the Association's cost of defense in
26 this matter. As such, Great American is not required to cover any settlement amounts which may
27 be agreed to at the upcoming settlement conference. Additionally, counsel for the Association
28 and a representative from the Association's Board of Directors will be in attendance with any
settlement authority Great American may chose to authorize. Therefore, any potential resolution
at the settlement conference will not be adversely affected by the absence of a Great American

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

representative at the settlement conference. For these reasons, the Association respectfully requests an exemption from the attendance requirements as set forth in this Court's August 6, 2019 Order Scheduling a Settlement Conference.

DATED this 4th day of October, 2019.

LEACH KERN GRUCHOW ANDERSON SONG

/s/ Ryan D. Hastings

Sean L. Anderson
Nevada Bar No. 7259
Ryan D. Hastings
Nevada Bar No. 12394
2525 Box Canyon Drive
Las Vegas, Nevada 89128
*Attorneys for Defendant Parkside Village
Homeowners' Association*

1 **CERTIFICATE OF SERVICE**

2 Pursuant to FRCP 5(b), the undersigned, an employee of LEACH KERN GRUCHOW
3 ANDERSON SONG, hereby certified that on the 4th day of October, 2016, she served a true and
4 correct copy of the foregoing, **REQUEST FOR EXCEPTION** to all parties via CM/ECF.
5

6 Natalie Winslow, Esq.
7 AKERMAN, LLP
8 1635 Village Center Circle, #200
9 Las Vegas, NV 89134
10 natalie.winslow@akerman.com
11 *Attorney for Bank of New York Mellon*

Luis A. Ayon, Esq.
AYON LAW, PLLC
8716 Spanish Ridge Avenue, #115
Las Vegas, NV 89148
Phone: (702) 62-7900
laa@ayonlaw.com
Attorney for Williston Investment Group, LLC

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
LEACH KERN GRUCHOW ANDERSON SONG
2525 Box Canyon Drive, Las Vegas, Nevada 89128
Telephone: (702) 538-9074 – Facsimile (702) 538-9113

14 */s/ Yalonda Dekle*
15 _____
16 An employee of LEACH KERN GRUCHOW
17 ANDERSON SONG

LEACH KERN GRUCHOW ANDERSON SONG
2525 Box Canyon Drive, Las Vegas, Nevada 89128
Telephone: (702) 538-9074 – Facsimile (702) 538-9113

1 **LEACH KERN GRUCHOW ANDERSON SONG**
2 **SEAN L. ANDERSON**
3 Nevada Bar No. 7259
4 **RYAN D. HASTINGS**
5 Nevada Bar No. 1239
6 sanderson@lkglawfirm.com
7 rhastings@lkglawfirm.com
8 2525 Box Canyon Drive
9 Las Vegas, Nevada 89128
10 Telephone: (702) 538-9074
11 Facsimile: (702) 538-9113
12 *Attorneys for Defendant Parkside*
13 *Village Homeowners' Association*

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 THE BANK OF NEW YORK MELLON,

11 Plaintiff,

12 vs.

13 NEVADA ASSOCIATION SERVICES,
14 INC.; PARKSIDE VILLAGE
15 HOMEOWNERS' ASSOCIATION;
16 WILLISTON INVESTMENT GROUP LLC;
17 DOES I through X, INCLUSIVE AND ROE
18 CORPORATIONS I THROUGH X,
19 INCLUSIVE,

20 Defendants.

Case No.: 2:16-cv-00370-APG-BNW

ORDER

21 THIS MATTER having come before the Court on a Request for Exemption and good
22 cause appearing,

23 IT IS HEREBY ORDERED that a representative from the Association's insurance
24 carrier, Great American Insurance Group, will not be required to attend the settlement
25 conference currently scheduled to take place on October 29, 2019.

26 DATED this 8th day of October, 2019.

27 
28 _____
U.S. MAGISTRATE JUDGE WEKSLER