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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

BANK OF AMERICA, N.A.,	)	
	)	
Plaintiff,	)	2:16-cv-00524-RFB-NJK
	)	
vs.	)	
	)	
ELKHORN COMMUNITY ASSOCIATION, et al.,	)	<b><u>ORDER</u></b>
	)	
Defendants.	)	(Docket No. 27)

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Pending before the Court is Defendant SFR Investments Pool 1, LLC’s (“SFR”) Demand for Security of Costs. Docket No. 27. Plaintiff filed a limited non-opposition to SFR’s demand. Docket No. 31. The Court finds that this motion is properly resolved without oral argument. See Local Rule 78-1.

**DISCUSSION**

It is the policy of the United States District Court for the District of Nevada to enforce the requirements of NRS 18.130 in diversity actions. *Feagins v. Trump Org.*, 2012 WL 925027, \*1 (D. Nev. Mar. 19, 2012); citing *Hamar v. Hyatt Corp.*, 98 F.R.D. 305, 305–306 (D.Nev.1983); *Arrambide v. St. Mary's Hosp., Inc.*, 647 F.Supp. 1148, 1149 (D.Nev.1986). Under Nevada law, “[w]hen a plaintiff in an action resides out of the State, or is a foreign corporation, security for the costs and charges which may be awarded against such plaintiff may be required by the defendant.” NRS 18.130(1). The present case is a diversity action and Plaintiff is a non-resident of this state. See Complaint, Docket No. 1, at ¶ 2. Therefore, Plaintiff is required to provide security in the amount of \$500 per defendant, pursuant to NRS 18.130. See *Feagins*, 2012 WL 925027, \*1.

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**CONCLUSION**

Based on the foregoing, and good cause appearing therefore,

IT IS HEREBY ORDERED that Defendant SFR's Demand for Security of Costs (Docket No. 27) is **GRANTED** in part and **DENIED** in part.

IT IS FURTHER ORDERED that Plaintiff shall provide security in the amount of \$500, as to Defendant SFR, no later than January 28, 2017.

IT IS FURTHER ORDERED that Defendant SFR's request for a stay of proceedings pending the posting of security is **DENIED**.

DATED: January 9, 2017.

  
\_\_\_\_\_  
NANCY J. KOPPE  
United States Magistrate Judge