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9  
 10 **UNITED STATES DISTRICT COURT**  
 11 **DISTRICT OF NEVADA**

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

Case No. 2:16-cv-00691-MMD-VCF

**ORDER GRANTING MOTION TO SERVE  
 JAMES CARLSON BY PUBLICATION**

14 Plaintiff,  
 15 vs.

**-and-**

16 SPANISH BAY HOMEOWNERS  
 ASSOCIATION; NEVADA ASSOCIATION  
 17 SERVICES, INC.; and SFR INVESTMENTS  
 POOL 1, LLC,

**ORDER GRANTING MOTION TO  
 ENLARGE TIME TO SERVE SUMMONS  
 AND CROSS-CLAIM**

18 Defendants.

19 SFR INVESTMENTS POOL 1, LLC, a  
 20 Nevada limited liability company,

21 Counter/Cross Claimant,

22 vs.

23 BANK OF AMERICA, N.A., SUCCESSOR  
 24 BY MERGER TO BAC HOME LOANS  
 SERVICING, LP, FKA COUNTRYWIDE  
 25 HOME LOANS SERVICING, LP; and  
 JAMES CARLSON, an individual,

26 Counter/Cross Defendants.

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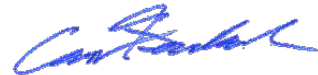
1           Upon reading the Affidavit of Due Diligence; it appearing that an Answer, Counterclaim,  
2 and Cross-Claim has been filed; that a Summons directed to Cross-Defendant, James Carlson  
3 (“Carlson”) has been issued [ECF No. 26]; that Cross-Defendant, Carlson is a necessary party; and  
4 that Cross-Defendant Carlson cannot be found to be personally served in the State of Nevada, and  
5 good cause appearing therefore,

6           **IT IS HEREBY ORDERED** that since the Cross-Defendant, James Carlson, cannot now  
7 be found so as to be personally served, he may be served by publication of the Summons at least  
8 once a week for four (4) weeks in the Nevada Legal News, a newspaper of general circulation,  
9 pursuant to FRCP 4(e)(1) and NRCP 4(e)(1) and in a newspaper of general circulation in Palm  
10 Beach County, Florida, pursuant to FRCP 4(e)(1) and NRCP 4(e)(1).

11           **IT IS FURTHER ORDERED** that a copy of the Summons and Answer, Counterclaim,  
12 and Cross-Claim shall be mailed forthwith to Cross-Defendant Carlson, first class mail, postage  
13 prepaid, addressed to the Cross-Defendant’s last known address.

14           **IT IS FURTHER ORDERED** that SFR’s Motion to Enlarge Time to Serve is GRANTED  
15 and the time for service is extended by an additional 60 days from the date of this order is entered  
16 to allow SFR Investments Pool 1, LLC (“SFR”) to effectuate service by publication.

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18           Dated this 28th day of September, 2016.



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20           \_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE

21           Submitted by:

22           **KIM GILBERT EBRON**

23           /s/Jacqueline A. Gilbert  
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