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12 Las Vegas, NV 89113  
13 Attorneys for Plaintiff,  
14 DCR MORTGAGE 1, LLC

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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

DCR MORTGAGE 1, LLC, a Delaware  
Limited Liability Company,  
  
Plaintiff,

Case No.: 2:16-CV-01787-GMN-NJK

vs.

GARY L. SYLVER, an individual, and DOES  
1-10, inclusive,  
  
Defendants.

**STIPULATION AND [PROPOSED] ORDER TO DISMISS WITH PREJUDICE**

Plaintiff DCR Mortgage 1, LLC ("Plaintiff"), and Defendant Gary L. Sylver, by and through their respective counsel of record, hereby stipulate and agree as follows:

1. On December 20, 2017, the United States Bankruptcy Court for the District of Nevada entered an Order of Discharge in favor of Defendant, Case No. 17-15002-leb. (ECF No. 47).
2. Since that time, the parties disputed whether the bankruptcy case has been fully resolved with regard to Plaintiff's claim. (ECF Nos. 52 and 54).

1           3.     At this time, based on Defendant's contentions that the discharge bars claims  
2 against him, Plaintiff has determined that it should refrain from \from further pursuing its  
3 claims in this case.

4           4.     Therefore, the parties agree that all claims in this case should be dismissed,  
5 without prejudice, with each party to bear his/its own fees and costs.

6                   Respectfully Submitted,

7 DATED: July 16, 2018

**MICHELMAN & ROBINSON, LLP**

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9                   By:     /s/ Edward D. Vaisbort \_\_\_\_\_  
10                   EDWARD D. VAISBORT  
11                   Attorney for Plaintiff,  
                      DCR MORTGAGE 1, LLC

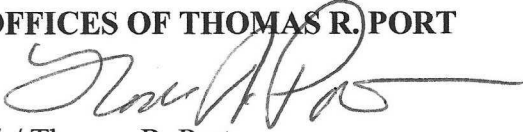
12 DATED: July 16, 2018

**DICKINSON WRIGHT, LLP**

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14                   By:     /s/ John P. Desmond \_\_\_\_\_  
15                   JOHN P. DESMOND  
16                   Attorney for Plaintiff,  
                      DCR MORTGAGE 1, LLC

17  
18 DATED: July 16, 2018

**LAW OFFICES OF THOMAS R. PORT**

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20                   By:     /s/ Thomas R. Port \_\_\_\_\_  
                      

21                   Thomas R. Port, Esq.  
22                   Attorney for Defendant,  
23                   GARY L. SYLVER


1 \*\*\*

2 **ORDER**

3 Pursuant to the stipulation of the parties, the case is dismissed without prejudice. Each  
4 side to bear their own costs and fees.

5 IT IS SO ORDERED.

6 Dated this 19 day of July, 2018.

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8 \_\_\_\_\_  
9 Gloria M. Navarro, Chief Judge  
10 UNITED STATES DISTRICT COURT

**CERTIFICATE OF SERVICE**

I certify that I am an employee of DICKINSON WRIGHT PLLC, and that on this date, pursuant to Fed. R. Civ. P. 5(b); I am serving a true and correct copy of the attached **STIPULATION AND [PROPOSED] ORDER TO DISMISS WITH PREJUDICE** on the party listed below through the **United States District Court's CM/ECF filing system**:

Thomas R. Port, Esq.  
2020 Pama Lane  
Las Vegas, NV 89119

DATED this 15<sup>th</sup> day of July, 2018.

/s/ Cindy S. Grinstead  
An employee of DICKINSON WRIGHT PLLC

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