	1 2 3 4 5 6 7 8	MELANIE D. MORGAN, ESQ. Nevada Bar No. 8215 REBEKKAH B. BODOFF, ESQ. Nevada Bar No. 12703 AKERMAN LLP 1160 Town Center Drive, Suite 330 Las Vegas, Nevada 89144 Telephone: (702) 634-5000 Facsimile: (702) 380-8572 Email: melanie.morgan@akerman.com Email: rebekkah.bodoff@akerman.com	
	о 9	UNITED STATES DISTRICT COURT	
AKERMAN LLP	10	DISTRICT OF NEVADA	
	1160 TOWN CENTER DRIVE, SUITE 330 LAS VEGAS, NEVADA 89144 TEL: (702) 634-5000 - FAX: (702) 380-8572 18 10 10 10 10 10 10 10 10 10 10 10 10 10	JOSE BENJAMIN RODRIGUEZ, an individual, Plaintiff, vs. NATIONSTAR MORTGAGE, LLC; HSBC BANK N.A AS TRUSTEE FOR HOLDERS OF DEUTSCHE ALT-A SECURITIES MORTGAGE LOAN TRUST, MORTGAGE PASS-THROUGH CERTIFICATES SERIES 2006-OA1; CLEAR RECON CORP; COUNTRYWIDE BANK, NA; BANK OF AMERICA, N.A. AS SUCCESSOR BY MERGER TO BAC HOME LOANS SERVICING LP FKA COUNTRYWIDE HOME LOANS SERVICING LP.,	Case No.: 2:16-cv-02180 DEFENDANT BANK OF AMERICA, NA.'S MOTION TO EXTEND IME TO RESPOND TO COMPLAINT [FIRST REQUEST]
	22	Defendants.	
	23		
	24	Defendant Bank of America, N.A, ¹ named here in its own capacity and as successor by July 1, 2011 de jure merger with BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans	
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	27	¹ Plaintiff also names Countrywide Bank, N.A. ("Country Countrywide Bank merged with and into Bank of America, N	
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Servicing LP (**BANA**) moves to extend time to file the initial responsive pleadings under Federal Rule of Civil Procedure 6(b) and Local Rule 6-1. Although BANA has not been served with the summons and complaint in this matter, it file this motion out of an abundance of caution and seeks an order granting it until November 7, 2016, to respond to the Complaint.

I. Case Background

This dispute arises out of the servicing, and eventual foreclosure, of a loan secured by a deed of trust encumbering real property located at 4353 Grey Spencer Dr., Las Vegas, NV 89141. Plaintiff alleges a number of federal and state claims against defendants including violations of the Truth in Lending Act, Regulation Z, and NRS 107.

II. Good Cause Exists To Grant

BANA seeks additional time to respond to the complaint. In the course of obtaining and reviewing its records in this case, it came to undersigned counsel's attention that on the same day plaintiff filed this suit, he also filed for bankruptcy. In light of this, defendants Nationstar Mortgage, LLC (**Nationstar**) and HSBC Bank, N.A. (**HSBC**) filed a notice of bankruptcy [ECF No. 5] and motion to extend time [ECF No. 4.] on September 21, 2016. On September 23, 2016, the Court granted Nationstar and HSBC's motion to extend time and granted Nationstar and HSBC until November 7, 2016, to respond to the complaint.

This request is not being made for improper purpose and no party will be prejudiced by the requested relief.

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1	III. Conclusion Based on the foregoing, the Court should grant the requested extension and allow BANA until November 7, 2016, to respond to the complaint in this matter. DATED this 26 th day of September, 2016.	
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6	AKERMAN LLP	
7	/s/ Rebekkah Bodoff	
8	MELANIE D. MORGAN, ESQ. Nevada Bar No. 8215	
9	REBEKKAH B. BODOFF, ESQ. Nevada Bar No. 12703	
10	AKERMAN LLP	
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E, SUIT A 89144 (702) 38	Email: melanie.morgan@akerman.com Email: rebekkah.bodoff@akerman.com	
1160 TOWN CENTER DRIVE, SUITE 330 LAS VEGAS, NEVADA 89144 TEL.: (702) 634-5000 - FAX: (702) 380-8572 21 91 21 91 21 91 21 91	Attorneys for Bank of America, N.A.	
ENTER 14S, N 5000 -	Theorneys for Dank of America, 14.74	
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⁼ [≡] 17	IT IS SO ORDERED.	
18	DATED: September 27, 2016	
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21	C.W. HOFFMAN, JR UNITED STATES MAGISTRATE JUDGE	
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AKERMAN LLP

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Akerman LLP, and that on the 26th day of September, 2016, I caused to be served a true and correct copy of the foregoing **DEFENDANT BANK OF AMERICA, N.A.'S MOTION TO EXTEND TIME TO RESPOND TO COMPLAINT [FIRST REQUEST]**, in the following manner:

(Electronic Service) Pursuant to FRCP 5(b), the above referenced document was electronically filed on the date hereof with the Clerk of the Court for the United States District Court by using the Court's CM/ECF system and served through the Court's Notice of electronic filing system automatically generated to those parties registered on the Court's Master E-Service List.

Laurel I. Handley, Esq. Krista J. Nielson, Esq. Aldridge Pite, LLP 520 South 4th Street, Suite 360 Las Vegas, Nevada 89101 <u>knielson@aldridgepite.com</u> Attorneys for Defendant Clear Recon Corp.

(UNITED STATES MAIL) By depositing a copy of the above-referenced document for mailing in the United States Mail, first-class postage prepaid, at Las Vegas, Nevada, to the parties listed below at their last-known mailing addresses, on the date above written:

Jose Benjamin Rodriguez
4353 Grey Spencer Drive
Las Vegas, Nevada 89141

Plaintiff Pro Per

/s/ Carla Llarena An employee of AKERMAN LLP

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