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 Attorney for defendant Saticoy Bay LLC Series
 7 1168 Aspen Cliff

8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF NEVADA

10 SELENE FINANCE, L.P.,
 11 Plaintiff,

CASE NO.: 2:16-cv-02618-JAD-NJK

12 vs.

**STIPULATION TO
 WITHDRAW SUMMARY
 JUDGMENT MOTION (ECF 37)**

13 SATICOY BAY LLC SERIES 1168 ASPEN
 14 CLIFF; WESTON HILLS HOMEOWNERS'
 ASSOCIATION,
 15 Defendants.

ECF Nos. 37, 38

16 SATICOY BAY LLC SERIES 1168 ASPEN
 17 CLIFF,
 18 Counterclaimant,
 19 v.
 20 SELENE FINANCE, L.P.,
 21 Counterdefendant.

22 Defendant Saticoy Bay LLC Series 1168 Aspen Cliff, by and through its attorney, Michael F.
 23 Bohn, Esq., and plaintiff Selene Finance, L.P., by and through it's attorney Tenesa Powell, Esq. stipulate
 24 and agree as follows:

25 1. The motion for summary judgment filed by defendant Saticoy Bay as ECF 37 may be
 26 withdrawn; and

1 2. Saticoy Bay shall have until January 4, 2019 to file an amended summary judgment motion.

2 The parties represent that the defendants summary judgment motion is being withdrawn because
3 of representations made in the motion regarding the plaintiffs responses to the defendants written
4 discovery requests. Written discovery was served on the plaintiff on February 8, 2017. This case was
5 stayed by order entered on February 27, 2017 (ECF 23). An order lifting the stay was entered on
6 September 24, 2018 (ECF 29).

7 Counsel for the plaintiff did not respond to the written discovery, however, counsel for the
8 defendant never made a request for discovery responses after the stay was lifted.

9 After discussion between counsel for Selene Finance and Saticoy Bay, it was determined that it
10 would not be fair to base part of Saticoy Bay's motion for summary judgment based on discovery which
11 was not responded to when counsel for Saticoy Bay did not request responses after the stay was lifted.

12 DATED this 28th day of December, 2018

13 LAW OFFICES OF
14 MICHAEL F. BOHN, ESQ., LTD.

AKERMAN LLP

15 By: /S/ Michael F. Bohn, Esq./
16 Michael F. Bohn, Esq.
17 2260 Corporate Circle, Suite 480
18 Henderson, Nevada 89074
Attorney for defendant Saticoy Bay

By: /S/ / Tenesa Powell, Esq./
Tenesa Powell, Esq.
1635 Village Center Circle, Suite 200
Las Vegas, NV 89134
Attorney for plaintiff Selene Finance

19 IT IS SO ORDERED this 2nd ____ day of January, 2019.

20
21 
22 U.S. DISTRICT COURT JUDGE

23 Respectfully submitted by:

24 LAW OFFICES OF
MICHAEL F. BOHN, ESQ., LTD.

25 By: /S/ Michael F. Bohn, Esq./
26 MICHAEL F. BOHN, ESQ.
27 2260 Corporate Circle, Suite 480
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