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7 UNITED STATES DISTRICT COURT  
8 DISTRICT OF NEVADA

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10 U.S. BANK NATIONAL ASSOCIATION, Case No. 2:16-cv-2804-JCM-GWF  
11 Plaintiff,  
12 v.  
13 SFR INVESTMENTS POOL 1, LLC, et al.,  
14 Defendants.

ORDER

15 Presently before the court is defendant SFR Investments Pool 1 LLC's demand for  
16 security of costs against plaintiff U.S. Bank National Association.<sup>1</sup> (ECF No. 7).

17 "When a plaintiff in an action resides out of the State, or is a foreign corporation, security  
18 for the costs and charges which may be awarded against such plaintiff may be required by the  
19 defendant . . ." Nev. Rev. Stat. § 18.130. Further, "[i]t is the policy of the United States  
20 District Court for the District of Nevada to enforce the requirements of [Nevada Revised Statute  
21 ("NRS") §] 18.130 in diversity actions." Feagins v. Trump Org., 2012 WL 925027 (D. Nev.  
22 2012) (citing Hamar v. Hyatt Corp., 98 F.R.D. 305, 305–6 (D. Nev. 1983); Arrambide v. St.  
23 *Mary's Hosp., Inc.*, 647 F.Supp. 1148, 1149 (D. Nev. 1986)).

24 In its complaint, plaintiff states that it "is a national banking association whose main  
25 office is located in Cincinnati, Ohio. For diversity purposes, [plaintiff] is a citizen only of Ohio."  
26 (ECF No. 1 at 2).

27  
28 <sup>1</sup> Plaintiff appears as Trustee for the Holders of the First Franklin Mortgage Loan Trust  
Mortgage Pass-Through Certificates, Series 2006-FF2. (ECF No. 1).

This court finds that defendant properly invokes NRS 18.130. Pursuant to that statute, plaintiff is to deposit \$500.00 with the clerk of court for “costs and charges as may be awarded” in this case. Nev. Rev. Stat. § 18.130.

Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant's demand for security costs, (ECF No. 7) be, and the same hereby is, GRANTED.

IT IS FURTHER ORDERED that plaintiff shall post a cost bond in the amount of \$500.00 or make a cash deposit of \$500.00 as to SFR Investments Pool 1, LLC within seven (7) days of the entry of this order.

10 DATED THIS 27th day of February, 2017.

James C. Mahan  
JAMES C. MAHAN  
UNITED STATES DISTRICT JUDGE