

1 LUIS A. AYON, ESQ.
 Nevada Bar No. 9752
 2 **AYON LAW, PLLC**
 9205 West Russell Road
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 6

7 *Attorneys for Defendants/Counterclaimants*
 4655 Gracemont Ave Trust

8 **UNITED STATES DISTRICT COURT**
 9 **DISTRICT OF NEVADA**

10 THE BANK OF NEW YORK MELLON FKA THE
 11 BANK OF NEW YORK, AS TRUSTEE FOR THE
 12 CERTIFICATEHOLDERS OF CWALT, INC.,
 13 ALTERNATIVE LOAN TRUST 2006-OC11
 MORTGAGE PASS-THROUGH CERTIFICATES,
 SERIES 2006-OC11,

14 Plaintiff,

15 vs.

16 4655 GRACEMONT AVENUE TRUST, an unknown
 17 entity; BLUE DIAMOND RANCH LANDSCAPE
 18 MAINTENANCE ASSOCIATION, a Nevada
 non-profit corporation;

19 Defendants,

20 KENNETH BERBERICH, as Trustee of 4655
 21 GRACEMONT AVENUE TRUST,

22 Counterclaimants,

23 vs.

24 THE BANK OF NEW YORK MELLON FKA THE
 25 BANK OF NEW YORK, AS TRUSTEE FOR THE
 26 CERTIFICATEHOLDERS OF CWALT, INC.,
 27 ALTERNATIVE LOAN TRUST 2006-OC11
 MORTGAGE PASS-THROUGH CERTIFICATES,
 28 SERIES 2006-OC11

Case No.: 2:17-cv-00063-JAD-PAL

**MOTION TO SUBSTITUTE
 ATTORNEYS FOR DEFENDANT /
 COUNTERCLAIMANT 4655
 GRACEMONT AVE TRUST**

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Pursuant to FRCP Rule 74(d) and LR IA 11-6(c), Defendant/Counterclaimant 4655 Gracemont Ave Trust (“Gracemont”) hereby moves this court to substitute counsel. Luis A. Ayon, Esq. lead counsel for Defendant Gracemont, formerly of Maier Gutierrez Ayon, PLLC (“MGA Law”), has left MGA Law and has formed AYON LAW, PLLC (“AYON LAW”).

Defendant Gracemont has chosen to remain with Luis A. Ayon, Esq., and engage AYON LAW for this matter. Defendant Gracemont has signed a substitution counsel. *See* Exhibit A. MGA Law has provided Ayon Law the case file and Luis A. Ayon is aware of all the deadlines in this matter.

Discovery in this matter does not close until October 9, 2017 [*see* Docket No. 13], and therefore, discovery and trial deadlines will not be effected by this substitution of counsel. Accordingly, Defendant Gracemont requests that this Court grant its motion to substitute counsel of record in this matter.

DATED this 11th day of May, 2017.

AYON LAW, PLLC

/s/ Luis A. Ayon
LUIS A. AYON, ESQ.
Nevada Bar No. 9752
9205 W. Russell Road
Building 3, Suite 240
Las Vegas, Nevada 89148

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ORDER

IT IS HEREBY ORDERED that LUIS A. AYON, ESQ. of the law firm of AYON LAW, PLLC, shall be substituted in place of the law firm MAIER GUTIERREZ AND ASSOCIATES.

Dated this 18th day of May, 2017.


UNITED STATES MAGISTRATE JUDGE

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CERTIFICATE OF SERVICE

I hereby certify that service of the foregoing **MOTION TO SUBSTITUTE ATTORNEYS FOR DEFENDANT / COUNTERCLAIMANT 4655 GRACEMONT AVE TRUST** was made on this 11th day of May, 2016, via the Court's CM/ECF system to all parties and counsel as identified on the Court-generated Notice of Electronic Filing.

/s/ Luis A. Ayon
An Employee of Ayon Law, PLLC

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EXHIBIT A

1 LUIS A. AYON, Esq.
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7 *Attorneys for Defendants/Counterclaimants*
 8 *4655 Gracemont Ave Trust*

9 **UNITED STATES DISTRICT COURT**
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Case No.: 2:17-cv-00063-JAD-PAL

SUBSTITUTION OF ATTORNEYS

14 Plaintiff,

15 vs.

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 17 entity; BLUE DIAMOND RANCH LANDSCAPE
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19 Defendants,

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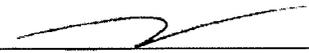
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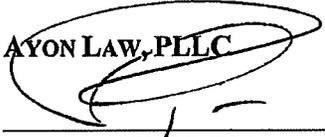
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LUIS A. AYON, ESQ., of AYON LAW, PLLC, is hereby substituted in as the attorneys for Defendant, KENNETH BERBERICH, AS TRUSTEE OF 4655 GRACEMONT AVENUE TRUST, in the above-entitled action, in the place and stead of MAIER GUTIERREZ & ASSOCIATES.


KENNETH BERBERICH, AS TRUSTEE OF 4655 GRACEMONT AVENUE TRUST

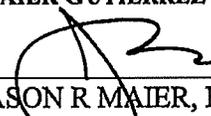
We hereby accept the above and foregoing substitution as attorneys for Defendant, KENNETH BERBERICH, AS TRUSTEE OF 4655 GRACEMONT AVENUE TRUST.

DATED this 8 day of May, 2017.

AYON LAW, PLLC

LUIS A. AYON, ESQ.
Nevada Bar No. 9752
9205 W. Russell Road
Building 3, Suite 240
Las Vegas, Nevada 89148

We hereby consent to the above substitution.

DATED this 8 day of May, 2017.

MAIER GUTIERREZ & ASSOCIATES

JASON R MAIER, ESQ.
Nevada Bar No. 8557
8816 Spanish Ridge Ave
Las Vegas, Nevada 89148