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9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 U.S. BANK NATIONAL ASSOCIATION, AS  
 12 TRUSTEE FOR GSAA HOME EQUITY  
 TRUST 2006-20, ASSET-BACKED  
 13 CERTIFICATES, SERIES 2006-20,

14 Plaintiff,

15 vs.

16 SFR INVESTMENTS POOL 1, LLC; and  
 TRAIL RIDGE COMMUNITY  
 17 ASSOCIATION,

18 Defendants.

19 SFR INVESTMENTS POOL 1, LLC, a Nevada  
 Limited Liability Company,

20 Counter/Cross-Claimant,

21 vs.

22 U.S. BANK NATIONAL ASSOCIATION, AS  
 TRUSTEE FOR GSAA HOME EQUITY  
 23 TRUST 2006-20, ASSET-BACKED  
 CERTIFICATES, SERIES 2006-20;  
 24 MORTGAGE ELECTRONIC  
 REGISTRATION SYSTEMS, INC., AS  
 25 NOMINEE FOR HOME123 CORPORATION;  
 DANIEL PALACIOS, an individual,  
 26

27 Counter/Cross-Defendants.

Case No. 2:17-cv-00079-JAD-GWF

**JUDGMENT BY DEFAULT AGAINST  
 MORTGAGE ELECTRONIC  
 REGISTRATION SYSTEMS, INC., AS  
 NOMINEE FOR HOME123  
 CORPORATION AND DANIEL PALACIOS**

ECF No. 67

28 This matter came before the Court on SFR Investments Pool 1, LLC's ("SFR") motion for

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1 default judgment against Cross-Defendants Mortgage Electronic Registration Systems, Inc., as  
2 Nominee for Home123 Corporation (“MERS”) and Daniel Palacios (“Palacios”). Having  
3 considered the motion, including the declarations attached thereto, the Court makes the following  
4 findings of fact and conclusions of law:

5 1. On March 9, 2017, SFR filed a Cross-Claim (ECF No. 12) for quiet title and declaratory  
6 relief against MERS and Palacios (“Cross-Claim”) relating to real property 8400 Lower Trailhead  
7 Ave., Las Vegas, Nevada 89113, APN: 176-21-210-113 (“Property”).

8 2. MERS and Palacios failed to answer the complaint within the 21-day time limit set forth  
9 in FRCP 12. The Clerk of the Court appropriately entered a default against MERS on May 28,  
10 2019 (ECF No. 44) and against Palacios on May 29, 2019 (ECF No. 46).

11 3. Palacios is not incompetent, an infant or serving in the United States military.

12 4. SFR submitted credible evidence in support of its motion in the form of documents  
13 obtained from the Official Records of the Clark County Recorder and declarations made under  
14 penalty of perjury that demonstrate prima facie grounds sufficient to enter default judgment against  
15 MERS and Palacios.

16 NOW, THEREFORE, pursuant to FRCP 55(b)(2), having considered the evidence and  
17 made the foregoing findings of fact and conclusions of law, and finding good cause,

18 IT IS ORDERED, ADJUDGED AND DECREED that the Motion for Default Judgment  
19 **[ECF No. 67] is GRANTED** and it is hereby declared that Cross-Defendants, MERS and  
20 Palacios, any successors and assigns, have no right, title or interest in the Property and that  
21 SFR is the rightful title owner.


22 IT IS FURTHER ORDERED that this judgment does not adjudicate SFR's claim against,  
23 or the defenses of, any other party to this case.

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1 And as this order resolves all remaining claims, the Clerk of Court is directed  
2 to CLOSE THIS CASE.

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4 \_\_\_\_\_  
5 UNITED STATES DISTRICT JUDGE  
6 Dated: 8-18-2020  
7 \_\_\_\_\_

8 *Respectfully submitted by:*  
9 **KIM GILBERT EBRON**  
10 */s/ Jason G. Martinez*  
11 \_\_\_\_\_  
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17 DATED this 12<sup>th</sup> day of June, 2020.  
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