

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3
4 The Bank of New York Mellon fka the Bank
of New York as Trustee,

5 Plaintiff

6 v.

7 Sunrise Ridge Master Homeowners
8 Association, et al.,

9 Defendants

2:17-cv-00214-JAD-GWF

**Order Directing Clerk of Court to Accept
Security of Costs Under NRS 18.130**

[ECF No. 11]

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11 Defendant Sunrise Ridge Master Homeowners Association has demanded that plaintiff
12 the Bank of New York Mellon, an out-of-state resident, post a cost bond under NRS 18.130(1).¹
13 The statute allows a defendant in an action brought by an out-of-state plaintiff to demand that the
14 plaintiff post a bond to secure costs up to \$500.² Once the demand is filed and served, “all
15 proceedings in the action shall be stayed” until the cost bond is deposited.³ If the bond is not
16 posted within 30 days of the demand, the defendant may move for dismissal.⁴

17 Because a court order is required in this district for the Clerk of Court to permit the
18 posting of a cost bond, the demand is tracked as a motion in the court’s system. Accordingly,
19 with good cause appearing, IT IS HEREBY ORDERED that:

- 20 • The HOA’s Demand for Security of Costs [ECF No. 11] is **GRANTED**;
- 21 • In the event that the cost bond is presented for deposit, **the CLERK OF COURT is**
22 **directed to accept the deposit of \$500.00 under NRS 18.130** as security for costs and

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25 ¹ ECF No. 11.

26 ² Nev. Rev. Stat. § 18.130(1).

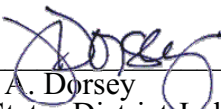
27 ³ *Id.*

28 ⁴ Nev. Rev. Stat. § 18.130(4).

1 charges that may be awarded against the plaintiff. **The plaintiff must bring a copy of**
2 **this order to the Clerk's office when making this deposit.**

3 IT IS FURTHER ORDERED that **this case is stayed by operation of NRS 18.130(1)**
4 **until the \$500 cost bond is deposited.**

5 DATED: March 6, 2017

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8 Jennifer A. Dorsey
9 United States District Judge
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