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9
10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12 THE BANK OF NEW YORK MELLON F/K/A
THE BANK OF NEW YORK AS
13 SUCCESSOR TO JPMORGAN CHASE
BANK, NOT INDIVIDUALLY BUT SOLELY
14 AS TRUSTEE FOR THE HOLDERS OF THE
BEAR STEARNS ALT-A TRUST 2004-5,
15 MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2004-5,

16
17 Plaintiff,

18 vs.

19 SFR INVESTMENTS POOL 1, LLC;
COPPERHEAD RANCH STREET AND
20 LANDSCAPE MAINTENANCE
CORPORATION,

21 Defendants.

22

SFR INVESTMENTS POOL 1, LLC,

23 Counter/Cross Claimant,

24 vs.

25 THE BANK OF NEW YORK MELLON F/K/A
THE BANK OF NEW YORK AS
26 SUCCESSOR TO JPMORGAN CHASE
BANK, NOT INDIVIDUALLY BUT SOLELY
27 AS TRUSTEE FOR THE HOLDERS OF THE
BEAR STEARNS ALT-A TRUST 2004-5,
MORTGAGE PASS-THROUGH
28 CERTIFICATES, SERIES 2004-5; SERHIY T.

Case No. 2:17-cv-00256-JCM-NJK

**STIPULATION AND ORDER TO
EXTEND DEADLINE TO FILE REPLIES
IN SUPPORT OF MOTIONS FOR
SUMMARY JUDGMENT**

(Second Request)

1 BUT, an individual; TETYANA A. BUT, an
individual,
2 Counter/Cross Defendants.

3 Plaintiff, The Bank of New York Mellon f/k/a The Bank of New York as successor to
4 JPMorgan Chase Bank, not individually but solely as trustee for the holders of the Bear Stearns
5 ALT-A Trust 2004-5, Mortgage Pass-Through Certificates, Series 2004-5 (“BONY”),
6 Defendant/Counter-Claimant, SFR Investments Pool 1, LLC (“SFR”), and Defendant, Copperhead
7 Ranch Street and Landscape Maintenance Corporation (“Copperhead”) (collectively the
8 “Parties”), by and through their counsel of record, hereby stipulate and agree as follows:

9 On November 30, 2017, BONY and SFR filed and served their Motions for Summary
10 Judgment [ECF Nos. 44 & 46], while Copperhead filed its Joinder to SFR’s Motion for Summary
11 Judgment on December 11, 2017 [ECF No. 48].

12 On January 11, 2018, BONY filed a response to SFR’s Motion for Summary Judgment
13 [ECF No. 53] and SFR filed a response to BONY’s Motion for Summary Judgment [ECF No. 54;
14 corrected image ECF No. 55]. On January 22, 2018, Copperhead filed a joinder to SFR’s response
15 to BONY’s Motion for Summary Judgment [ECF No. 56].

16 Replies in support of the parties’ Motions for Summary Judgment are currently due on
17 January 29, 2018. SFR’s counsel requested a two-week extension of the current deadline to fully
18 evaluate and address the arguments raised in BONY’s Motion for Summary Judgment. The parties
19 are in agreement to extend the deadlines to file replies in support of BONY’s and SFR’s Motions
20 for Summary Judgment. This is the parties’ second request. This request made in good faith and
21 is not for purposes of delay or prejudice to any other party.

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1 Based on the foregoing, IT IS HEREBY STIPULATED AND AGREED that the deadline
2 to file replies in support of BONY's Motion for Summary Judgment [ECF No. 44] and SFR's
3 Motion for Summary Judgment [ECF No. 46] shall be extended to **Tuesday, February 13, 2018**.

4
5 DATED this 30th day of January, 2018.
6 WRIGHT, FINLAY & ZAK, LLP

7 /s/ Michael S. Kelley

8 Dana Jonathon Nitz, Esq.
9 Nevada Bar No. 0050
10 Michael S. Kelley, Esq.
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14 Attorneys for Plaintiff, *The Bank of New York
Mellon f/k/a The Bank of New York as
successor to JPMorgan Chase Bank, not
individually but solely as trustee for the
holders of the Bear Stearns ALT-A Trust 2004-
5, Mortgage Pass-Through Certificates,
Series 2004-5*

15 DATED this 30th day of January, 2018.
16 BOYACK ORME & ANTHONY

17 /s/ Edward D. Boyack

18 Edward D. Boyack, Esq.
19 Nevada Bar No. 005229
20 Adam J. Breeden, Esq.
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22 7432 W. Sahara Ave., Suite #101
23 Las Vegas, NV 89117
24 Attorneys for Defendant,
25 *Copperhead Ranch Street and
Landscape Maintenance Corp.*

DATED this 30th day of January 2018.
KIM GILBERT EBRON

/s/ Jacqueline A. Gilbert

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Pool 1, LLC*

ORDER

IT IS SO ORDERED.

DATED February 1, 2018.



U.S. DISTRICT JUDGE