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 8 *The Bank of New York, as Trustee for the*
 9 *Certificateholders of CWALT, Inc., Alternative*
Loan Trust 2005-3CB, Mortgage Pass-Through
Certificates, Series 2005-3CB

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

AKERMAN LLP

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13 THE BANK OF NEW YORK MELLON FKA
 14 THE BANK OF NEW YORK, AS TRUSTEE
 15 FOR THE CERTIFICATEHOLDERS OF
 16 CWALT, INC., ALTERNATIVE LOAN
 TRUST 2005-3CB, MORTGAGE PASS-
 THROUGH CERTIFICATES, SERIES 2005-
 3CB,

Case No.: 2:17-cv-00441-RFB-NJK

**JOINT MOTION AND PROPOSED
 ORDER TO EXTEND DISPOSITIVE
 MOTION DEADLINE**

17 Plaintiff,

(FIRST REQUEST)

18 vs.

19 FRANCESCA FALCO; SFR INVESTMENTS
 20 POOL 1, LLC; LAMPLIGHT SQUARE AT
 21 CORONADO RANCH, LLC; DOE
 INDIVIDUALS I-X, inclusive, and ROE
 CORPORATIONS I-X, inclusive,

22 Defendants.

1 SFR INVESTMENTS POOL 1, LLC,
2 Counter/Crossclaimant,

3 vs.

4 THE BANK OF NEW YORK MELLON FKA
5 THE BANK OF NEW YORK, AS TRUSTEE
6 FOR THE CERTIFICATEHOLDERS OF
7 CWALT, INC., ALTERNATIVE LOAN
8 TRUST 2005-3CB, MORTGAGE PASS-
9 THROUGH CERTIFICATES, SERIES 2005-
10 3CB; FRANCESCA FALCO, an individual,

11 Counter/Crossdefendants.

12 The Bank of New York Mellon fka The Bank of New York, as Trustee for the
13 Certificateholders of CWALT, Inc., Alternative Loan Trust 2005-3CB, Mortgage Pass-Through
14 Certificates, Series 2005-3CB (**BoNYM**), SFR Investments Pool 1, LLC (**SFR**), and Lamplight
15 Square at Coronado Ranch, LLC (**Lamplight**), file this stipulation to request the court to extend the
16 dispositive motions deadline by 120 days.

17 1. On December 9, 2019, the court stayed the case pending the outcome of the Nevada
18 supreme court's decision on the *Jessup* rehearing. (ECF No. 60).

19 2. The Nevada supreme court's issued an unpublished decision on the *Jessup* rehearing
20 on May 7, 2020.

21 3. Per this court's order (ECF No. 60), renewed summary judgment motions are due
22 within 30 days of *Jessup's* rehearing decision, which would be on or before June 8, 2020.

23 4. The loan at issue in this lawsuit is part of multi-property settlement negotiations
24 between the parties. The parties to the settlement have executed the settlement agreement, and while
25 a condition precedent was anticipated to be fulfilled and the settlement complete by now, the
26 COVID-19 pandemic resulted in an inability to fulfill the condition precedent. An extension has
27 been granted between the parties to allow for fulfillment of the condition precedent. The parties
28 anticipate completion within the 120 days.

5. Accordingly, the parties jointly request an extension from June 8, 2020 to October 8,
2020 to provide the court with a status report.

This stipulation is made in good faith and not for the purpose of delay.

DATED this 19th day of May, 2020.

<p>AKERMAN LLP</p> <p><u>/s/ Rex D. Garner</u></p> <p>NATALIE L. WINSLOW, ESQ. Nevada Bar No. 12125 REX D. GARNER, ESQ. Nevada Bar No. 9401 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134</p> <p><i>Attorneys for The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificateholders of CWALT, Inc., Alternative Loan Trust 2005-3CB, Mortgage Pass-Through Certificates, Series 2005-3CB</i></p>	<p>KIM GILBERT EBRON</p> <p><u>/s/ Jacqueline A. Gilbert</u></p> <p>DIANA S. EBRON, ESQ. Nevada Bar No. 10580 JACQUELINE A. GILBERT, ESQ. Nevada Bar No. 10593 KAREN L. HANKS, ESQ. Nevada Bar No. 9578 7625 Dean Martin Drive, Suite 110 Las Vegas, Nevada 89139</p> <p><i>Attorneys for SFR Investments Pool 1, LLC</i></p>
<p>BOYACK ORME & ANTHONY</p> <p><u>/s/ Patrick A. Orme</u></p> <p>EDWARD D. BOYACK, ESQ. Nevada Bar No. 5229 PATRICK A. ORME, ESQ. Nevada Bar No. 7853 7432 W. Sahara Avenue, Suite 101 Las Vegas, NV 89117</p> <p><i>Attorneys for Lamplight Square at Coronado Ranch, LLC</i></p>	

IT IS SO ORDERED.



 RICHARD F. BOULWARE, II
 UNITED STATES DISTRICT JUDGE
 Case No.: 2:17-cv-00441-RFB-NJK

DATED: May 28, 2020.

AKERMAN LLP

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