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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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HSBC BANK, USA, NATIONAL  
ASSOCIATION,

Plaintiff,

v.

UNDERWOOD PARTNERS, LLC; NV  
EAGLES, LLC;

Defendants.

Case No. 2:17-cv-00461-RFB-PAL

ORDER

HSBC BANK, USA, NATIONAL  
ASSOCIATION.,

Counter/Cross Claimant,

v.

SPANISH STEPS LAKESIDE  
HOMEOWNERS ASSOCIATION,

Defendant.

On April 21, 2017, this Court certified a question of law regarding NRS 116's notice requirement to the Nevada Supreme Court in Bank of N.Y. Mellon v. Star Hill Homeowners Ass'n, Case No. 2:16-cv-02561-RFB-PAL, ECF No. 41. The Court finds that the outcome of that decision will impact the pending motions in this case. For reasons of judicial economy and to avoid inconsistent decisions or partial decisions on some but not all issues, the Court will not consider

1 any further motions until the parties have had the opportunity to receive and address the Nevada  
2 Supreme Court's opinion on this issue.

3 **IT IS THEREFORE ORDERED** that this case is hereby STAYED.

4 **IT IS FURTHER ORDERED** that Defendant NV Eagles, LLC., and Underwood  
5 Partners, LLC., Motion to Dismiss are DENIED without prejudice. ECF No. 5, 46. The moving  
6 party shall have 21 days from the date of the Nevada Supreme Court's decision on the certified  
7 question to file a modified Motion for Summary Judgment or to file a notice renewing the  
8 previously filed motion. The opposing party shall have 21 days to respond. The moving party shall  
9 have 14 days to reply.

10 **IT IS FURTHER ORDERED** that Defendant Spanish Steps Lakeside Homeowners  
11 Association Motion to Dismiss is DENIED without prejudice. ECF No. 6. The moving party shall  
12 have 21 days from the date of the Nevada Supreme Court's decision on the certified question to  
13 file a modified Motion for Summary Judgment or to file a notice renewing the previously filed  
14 motion. The opposing party shall have 21 days to respond. The moving party shall have 14 days  
15 to reply.

16 **IT IS FURTHER ORDERED** that Defendant Spanish Steps Lakeside Homeowners  
17 Association Motion for Summary Judgment is DENIED without prejudice. ECF No. 31. The  
18 moving party shall have 21 days from the date of the Nevada Supreme Court's decision on the  
19 certified question to file a modified Motion for Summary Judgment or to file a notice renewing  
20 the previously filed motion. The opposing party shall have 21 days to respond. The moving party  
21 shall have 14 days to reply.

22 **IT IS FURTHER ORDERED** that Defendants NV Eagles, LLC., and Underwood  
23 Partners, LLC., Motion for Summary Judgment is DENIED without prejudice. ECF No. 32. The  
24 moving party shall have 21 days from the date of the Nevada Supreme Court's decision on the  
25 certified question to file a modified Motion for Summary Judgment or to file a notice renewing  
26 the previously filed motion. The opposing party shall have 21 days to respond. The moving party  
27 shall have 14 days to reply.

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**IT IS FURTHER ORDERED** that Plaintiff HSBC Bank USA and National Association Motion for Summary Judgment is DENIED without prejudice. ECF No. 33. The moving party shall have 21 days from the date of the Nevada Supreme Court’s decision on the certified question to file a modified Motion for Summary Judgment or to file a notice renewing the previously filed motion. The opposing party shall have 21 days to respond. The moving party shall have 14 days to reply.

**DATED** this 22nd day of March, 2018.

  
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**RICHARD F. BOULWARE, II**  
**UNITED STATES DISTRICT JUDGE**