

1 MELANIE D. MORGAN, ESQ.
 Nevada Bar No. 8215
 2 DONNA M. WITTIG, ESQ.
 Nevada Bar No. 11015
 3 AKERMAN LLP
 1635 Village Center Circle, Suite 200
 4 Las Vegas, Nevada 89134
 Telephone: (702) 634-5000
 5 Facsimile: (702) 380-8572
 Email: melanie.morgan@akerman.com
 6 Email: donna.wittig@akerman.com

7 *Attorneys for Plaintiff Nationstar Mortgage LLC*

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 NATIONSTAR MORTGAGE LLC,
 11 Plaintiff,

Case No.: 2:17-cv-00713-JAD-NJK

12 v.

13 THUNDER PROPERTIES, INC.,
 14 Defendant.

**STIPULATION AND ORDER TO ALLOW
 THUNDER PROPERTIES, INC. TO
 WITHDRAW ITS MOTION TO DISMISS,
 ECF NO. 23, WITHOUT PREJUDICE, AND
 TO ALLOW NATIONSTAR MORTGAGE
 LLC LEAVE TO AMEND ITS COMPLAINT**

AKERMAN LLP

1635 VILLAGE CENTER CIRCLE, SUITE 200
 LAS VEGAS, NEVADA 89134
 TEL.: (702) 634-5000 – FAX: (702) 380-8572

16 Plaintiff Nationstar Mortgage LLC (**Nationstar**) and Defendant Thunder Properties, Inc.,
 17 (**Thunder**), by and through their respective counsel of record, stipulate and agree to allow Thunder to
 18 withdraw its motion to dismiss, ECF No. 23, without prejudice, and to allow Nationstar leave to file
 19 an amended complaint.

20 Good cause exists to allow Nationstar leave to amend, based on Nationstar's assertion that
 21 leave should freely be granted under Fed. R. Civ. P. 15(a) and Nationstar's leave to amend deadline
 22 has not yet passed. *See* scheduling order, ECF No. 27 (setting amendment deadline as August 5,
 23 2019). Nationstar's proposed amended complaint incorporates information learned from the
 24 deposition of Hampton & Hampton it took earlier this week and further amends the relief it seeks in
 25 this action.

26 ...

27 ...

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28


If Nationstar is allowed to amend its complaint, Nationstar respectfully asks it be allowed three days from the court's granting of this stipulation to file its amended complaint.

This stipulation is made in good faith and is not intended to cause any undue delay or prejudice to any party.

DATED August 2nd, 2019.

AKERMAN LLP <i>/s/ Donna M. Wittig</i> MELANIE D. MORGAN, ESQ. Nevada Bar No. 8215 DONNA M. WITTIG, ESQ. Nevada Bar. No. 11015 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134 <i>Attorneys for Plaintiff Nationstar Mortgage LLC</i>	ROGER P. CROTEAU & ASSOCIATES, LTD. <i>/s/ Timothy E. Rhoda</i> ROGER P. CROTEAU, ESQ. Nevada Bar No. 4958 TIMOTHY E. RHODA, ESQ. Nevada Bar. No. 7878 9120 West Post Road, Suite 100 Las Vegas, Nevada 89148 <i>Attorneys for Defendant Thunder Properties, Inc.</i>
--	--

IT IS SO ORDERED.



United States Magistrate Judge

DATED August 5, 2019
