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 SFR Investments Pool 1, LLC
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9
 10 **UNITED STATES DISTRICT COURT**
 11 **DISTRICT OF NEVADA**

12 THE BANK OF NEW YORK MELLON
 FKA THE BANK OF NEW YORK, AS
 13 TRUSTEE FOR THE
 CERTIFICATEHOLDERS OF CWALT,
 14 INC., ALTERNATIVE LOAN TRUST 2005-
 1CB, MORTGAGE PASS-THROUGH
 15 CERTIFICATES, SERIES 2005-1CB,

16 Plaintiff,

17 vs.

18 JEAN BIRMINGHAM; MORTGAGE
 ELECTRONIC REGISTRATION
 19 SYSTEMS, INC.; SFR INVESTMENTS
 POOL 1, LLC; PEARL COVE II
 20 HOMEOWNERS ASSOCIATION; DOE
 INDIVIDUALS I-X, inclusive; and ROE
 21 CORPORATIONS I-X, inclusive,

22 Defendants.

23 SFR INVESTMENTS POOL 1, LLC,
 24 Counterclaimant/Cross-Claimant,

25 vs.

26 THE BANK OF NEW YORK MELLON
 27 FKA THE BANK OF NEW YORK, AS
 TRUSTEE FOR THE
 28 CERTIFICATEHOLDERS OF CWALT,

Case No.: 2:17-cv-01030-MMD-GWF

**ORDER GRANTING MOTION TO
 SERVE JEAN BIRMINGHAM BY
 PUBLICATION**

-and-

**ORDER GRANTING MOTION TO
 ENLARGE TIME TO SERVE
 SUMMONS AND CROSS-CLAIM**

KIM GILBERT EBRON
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1 INC., ALTERNATIVE LOAN TRUST 2005-
2 1CB, MORTGAGE PASS-THROUGH
3 CERTIFICATES, SERIES 2005-1CB;
4 MORTGAGE ELECTRONIC
5 REGISTRATION SYSTEMS, INC. as
6 Nominee Beneficiary for MIRAD
7 FINANCIAL GROUP; JEAN
8 BIRMINGHAM, an individual,

9 Counter-Defendant/Cross-Defendants.

10 Upon reading the Affidavit of Due Diligence; it appearing that an Answer, Counterclaim,
11 and Cross-Claim has been filed; that a Summons directed to Cross-Defendant, JEAN
12 BIRMINGHAM has been issued [ECF No. 32-1]; that Cross-Defendant, Birmingham is a
13 necessary party; and that Cross-Defendant Birmingham cannot be found to be personally served
14 in the State of Nevada, and good cause appearing therefore,

15 **IT IS HEREBY ORDERED** that since the Cross-Defendant, JEAN BIRMINGHAM,
16 cannot now be found so as to be personally served, she may be served by publication of the
17 Summons at least once a week for four (4) weeks in the Nevada Legal News, a newspaper of
18 general circulation.

19 **IT IS FURTHER ORDERED** that a copy of the Summons and Answer, Counterclaim,
20 and Cross-Claim shall be mailed forthwith to Cross-Defendant Birmingham, first class mail,
21 postage prepaid, addressed to the Cross-Defendant's last known address.

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IT IS FURTHER ORDERED that SFR’s Motion to Enlarge Time to Serve is GRANTED and the time for service is extended by an additional 60 days from the date of this order is entered to allow SFR Investments Pool 1, LLC (“SFR”) to effectuate service by publication.

Dated this 14th day of ___ September ___, 2017.


UNITED STATES MAGISTRATE JUDGE

Submitted by:
KIM GILBERT EBRON

/s/ Diana S. Ebron
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