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7 **UNITED STATES DISTRICT COURT**

8

**DISTRICT OF NEVADA**

9 THE BANK OF NEW YORK MELLON FKA ) Case No.: 2:17-cv-01242-JAD-VCF  
10 THE BANK OF NEW YORK, AS TRUSTEE )  
11 FOR THE CERTIFICATEHOLDERS OF THE )  
CWABS INC., ASSET-BACKED )  
CERTIFICATES, SERIES 2006-22, )  
12 Plaintiff, ) **JOINT STIPULATION AND**  
13 vs. ) **ORDER TO CONTINUE**  
14 NV MORTGAGE, INC. dba SOMA ) **STAY OF CASE PENDING**  
15 FINANCIAL, a Nevada corporation; ) **SETTLEMENT**  
16 JONATHON DALE AMOS, an individual; ) **NEGOTIATIONS**  
17 MELISSA AMOS, an individual; UNITED )  
18 STATES DEPARTMENT OF THE TREASURY )  
- INTERNAL REVENUE SERVICE, a U.S. )  
19 government agency; DOES I through X and ROE )  
BUSINESS ENTITIES XI through XX, )  
Defendants. )

20 IT IS HEREBY STIPULATED AND AGREED by and between Christina H. Wang,  
21 Esq. of the Fidelity National Law Group, counsel for Plaintiff THE BANK OF NEW YORK  
22 MELLON FKA THE BANK OF NEW YORK, AS TRUSTEE FOR THE  
23 CERTIFICATEHOLDERS OF THE CWABS INC., ASSET-BACKED CERTIFICATES,  
24 SERIES 2006-22 (“Plaintiff”); Boris Kukso, Esq. of the U.S. Department of Justice, counsel for  
25 Defendant UNITED STATES OF AMERICA (on behalf of the INTERNAL REVENUE  
26 SERVICE) (hereinafter, “IRS”); and Erick M. Ferran, Esq. of Hitzke & Associates, counsel for  
27 Defendants NV MORTGAGE, INC. dba SOMA FINANCIAL, JONATHON DALE AMOS and  
28 MELISSA AMOS, as follows:

1                   **WHEREAS,**

2                   1. On or about October 6, 2017, this Court entered a Discovery Plan and Scheduling  
3 Order setting forth the discovery and other deadlines governing this case (Doc. 10). Thereafter,  
4 the parties actively and in good faith engaged and participated in the discovery process.

5                   2. On January 9, 2018, the parties filed a Joint Stipulation and Proposed Order to  
6 Stay Case Pending Settlement Negotiations (Doc. 12). Specifically, the parties sought a stay of  
7 ninety (90) days, up to and including April 9, 2018, to undertake settlement negotiations to  
8 resolve this case in its entirety.

9                   3. This Court granted the stay in an Order dated January 9, 2018 (Doc. 13).

10                  4. Since then, the parties have actively and in good faith engaged in settlement  
11 negotiations and are close to reaching a desired resolution.

12                  5. However, in light of the multiple layers of review required for a settlement as  
13 between Plaintiff and the IRS, both large institutions, the parties require additional time to  
14 consummate a final settlement.

15                  6. The parties believe that their chances for case settlement are enhanced if they are  
16 permitted to continue their remaining discovery activities.

17                  7. The parties believe that their chances for case settlement are further enhanced if  
18 they are able to devote some of the financial resources currently earmarked for litigation to  
19 funding a potential settlement.

20                  8. The parties believe that a stay of this case for an additional sixty (60) days, up to  
21 and including June 8, 2018, is reasonable in light of the time necessary to obtain client approval  
22 of a settlement and prepare and finalize all attendant settlement documents.

23                  9. In the event that their settlement efforts fail, the parties will require additional  
24 time to resume discovery activities and trial preparation.

25                   **WHEREFORE,**

26                   IT IS HEREBY STIPULATED AND AGREED that a continuance of the stay in this  
27 case for sixty (60) days, up to and including June 8, 2018, would help to accomplish the  
28 settlement objectives described herein.

1 IT IS FURTHER STIPULATED AND AGREED that if this case does not resolve by  
2 June 8, 2018, the parties will submit a stipulation and proposed order to lift stay as well as an  
3 updated, proposed Discovery Plan and Scheduling Order extending the case deadlines by the  
4 corresponding period of stay for the Court's approval.

5 DATED this 9<sup>th</sup> day of April, 2018.

6 FIDELITY NATIONAL LAW GROUP

7 RICHARD E. ZUCKERMAN  
8 Principal Deputy Assistant Attorney General

9 /s/ Christina H. Wang  
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14 Of Counsel:  
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17 HITZKE & ASSOCIATES

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*Attorneys for Defendants NV Mortgage, Inc.  
dba Soma Financial, Jonathan Dale Amos,  
and Melissa Amos*

21  
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23 IT IS SO ORDERED.

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26 UNITED STATES MAGISTRATE JUDGE

27 Dated: April 10, 2018