

1 David J. Merrill
 Nevada Bar No. 6060
 2 David J. Merrill, P.C.
 10161 Park Run Drive, Suite 150
 3 Las Vegas, Nevada 89145
 Telephone: (702) 566-1935
 4 E-mail: david@djmerrillpc.com
 Counsel for Brian Shapiro, Trustee
 5 of the R & S St. Rose Lenders, LLC
 Liquidation Trust

6
 7
 8 **UNITED STATES DISTRICT COURT**
 9 **DISTRICT OF NEVADA**

10 In re:
 11 R & S ST. ROSE, LLC,
 12 Debtor.

13 BRANCH BANKING AND TRUST
 14 COMPANY,
 15 Appellant,
 16 v.
 17 R & S ST. ROSE LENDERS, LLC; R &
 18 S ST. ROSE, LLC; R & S INVESTMENT
 19 GROUP, LLC; COMMONWEALTH
 LAND TITLE INSURANCE COM-
 20 PANY; THE CREDITOR GROUP; and
 THE U.S. TRUSTEE,
 21 Appellees.

Case No. 2:17-CV-01301-MMD
 Bankruptcy Case No.: 11-14974-mkn
 Chapter 11

*Stipulation and Order for Extension of
 Time to File Answering Brief
 (First Request)*

22 The parties stipulate as follows:

23 1. On February 22, 2018, this Court entered a Stipulation and Order to
 24 Extend Deadlines to File Appellate Briefs, which set a deadline of March 14, 2018
 25 for the appellant to file its opening brief; April 13, 2018, for the appellees to file
 26

1 their answering brief; and April 27, 2018 for the appellant to file a reply brief. (ECF
2 No. 19.)

3 2. On March 14, 2018, the appellant timely filed its opening brief. (ECF
4 No. 20.)

5 3. After participating in a three-day mediation earlier this year, the par-
6 ties have again engaged in productive settlement discussions in one last effort to
7 reach a global resolution. If a global resolution is reached it will settle at least six
8 appeals—four in this Court and two in the Ninth Circuit—plus the underlying
9 bankruptcy case from which this case emanated. But the settlement negotiations
10 are complicated as they involve seven different groups of parties and two insurers.
11 The parties believe, in good faith, that they need another week of settlement discus-
12 sions to determine whether a settlement can be reached.

13 4. To enable the parties to engage in settlement negotiations without in-
14 curring additional fees and costs (which further complicate settlement discussions)
15 the parties stipulate that the appellees shall have up to and including April 27,
16 2018, to file their answering brief. The appellant shall then have up to and includ-
17 ing May 11, 2018, to file any reply brief.

