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14 **UNITED STATES DISTRICT COURT**  
 15 **DISTRICT OF NEVADA**

16 In re:

17 R & S ST. ROSE LENDERS, LLC,  
 18 Debtor.

19 BRANCH BANKING AND TRUST  
 20 COMPANY,  
 21 Appellant,

22 v.

23 R & S ST. ROSE LENDERS, LLC, et al.  
 24 Appellees.

) Case No. 2:17-CV-01322-MMD  
 ) Bankruptcy Case No.: 11-14973-mkn  
 ) Chapter 11

) **STIPULATION AND ORDER FOR**  
 ) **EXTENSION OF TIME TO FILE**  
 ) **ANSWERING BRIEF**  
 ) **(Second Request)**

25 The parties stipulate as follows:

- 26 1. On February 22, 2018, this Court entered a Stipulation and Order to Extend  
 27 Deadlines to File Appellate Briefs, which set a deadline of April 13, 2018, for the appellees to  
 28 file their answering brief; and April 27, 2018 for the appellant to file a reply brief. (ECF No.  
 39.)
2. On June 13, 2017, the appellant timely filed its opening brief. (ECF No. 14.)

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

9           4.       To enable the parties to engage in settlement negotiations without incurring  
10 additional fees and costs (which further complicate settlement discussions) the parties stipulate  
11 that the appellees shall have up to and including April 27, 2018, to file their answering brief.  
12 The appellant shall then have up to and including May 11, 2018, to file any reply brief.  
13

14           5.       The parties have not entered into this stipulation for any purpose of delay, but in  
15 a good faith attempt to reach a resolution without further unnecessary expenditures of fees and  
16 costs.  
17

18           Dated this 11<sup>th</sup> day of April 2018.

19  
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Liquidation Trust

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18 IT IS SO ORDERED:



19 UNITED STATES DISTRICT JUDGE

20 DATED: April 11, 2018