

1 ARIEL E. STERN, ESQ.
 Nevada Bar No. 8276
 2 TENESA SCATURRO. POWELL, ESQ.
 Nevada Bar No. 12488
 3 AKERMAN LLP
 1635 Village Center Circle, Suite 200
 4 Las Vegas, NV 89134
 Telephone: (702) 634-5000
 5 Facsimile: (702) 380-8572
 Email: ariel.stern@akerman.com
 6 Email: tenesa.powell@akerman.com

7 Attorneys for Plaintiff The Bank of New
 York Mellon fka The Bank of New York as
 8 Trustee for the Benefit of the Certificate
 Holders of the CWALT, Inc., Alternative
 9 Loan Trust 2004-J09, Mortgage Pass
 Through Certificates, Series 2004-J09
 10

11 **UNITED STATES DISTRICT COURT**
 12 **DISTRICT OF NEVADA**

AKERMAN LLP

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

13 THE BANK OF NEW YORK MELLON FKA
 THE BANK OF NEW YORK AS TRUSTEE
 14 FOR THE BENEFIT OF THE CERTIFICATE
 HOLDERS OF THE CWALT, INC.,
 15 ALTERNATIVE LOAN TRUST 2004-J09,
 MORTGAGE PASS THROUGH
 16 CERTIFICATES, SERIES 2004-J09;

Case No.: 2:17-cv-01466-JCM-NJK

**STIPULATION AND ORDER TO EXTEND
 TIME TO FILE REPLY IN SUPPORT OF
 MOTION FOR SUMMARY JUDGMENT**

17 Plaintiff,
 18 vs.

[FIRST REQUEST]

19 PAINTED DESERT COMMUNITY
 ASSOCIATION; RON HAUS; EVA BEROU;
 20 and NEVADA ASSOCIATION SERVICES,
 INC.,
 21 Defendants.

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1 RON HAUS; EVA BEROU,
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 3 Counterclaimants,
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 5 vs.
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 7 THE BANK OF NEW YORK MELLON FKA
 8 THE BANK OF NEW YORK AS TRUSTEE
 9 FOR THE BENEFIT OF THE CERTIFICATE
 10 HOLDERS OF THE CWALT, INC.,
 11 ALTERNATIVE LOAN TRUST 2004-J09,
 12 MORTGAGE PASS THROUGH
 13 CERTIFICATES, SERIES 2004-J09,
 14
 15 Counterdefendant.

16 **STIPULATION AND ORDER TO EXTEND TIME TO FILE REPLY IN SUPPORT OF**
 17 **MOTION FOR SUMMARY JUDGMENT**

18 Plaintiff The Bank of New York Mellon fka The Bank of New York as Trustee for the
 19 Benefit of the Certificate Holders of the CWALT, Inc., Alternative Loan Trust 2004-J09, Mortgage
 20 Pass Through Certificates, Series 2004-J09 (**BoNYM**), Defendants Ron Haus and Eva Berou (**Haus,**
 21 **Berou**) and Defendant Painted Desert Community Association (**HOA**) stipulate as follows:

22 1. BoNYM filed its motion for summary judgment on January 5, 2018. [ECF No. 34].
 23 HOA filed its response to BoNYM’s motion on January 25, 2018 [ECF No. 35] and Haus, Berou filed
 24 their response to motion on January 26, 2018 [ECF No. 36]. BoNYM’s reply is currently due on
 25 February 9, 2018.

26 2. The parties hereby stipulate and agree BoNYM shall have fourteen (14) additional
 27 days to file its reply. The new deadline for BoNYM to file its reply in support of motion for
 28 summary judgment shall be February 23, 2018.

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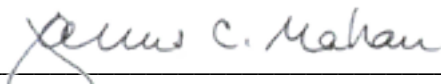
3. This is the first request for an extension of this deadline and is not made for purposes of undue delay. The additional time requested is to allow counsel to meaningfully respond to the arguments raised in each opposition.

Dated: February 6, 2018

<p>AKERMAN LLP</p> <p><u>/s/Tenesa Scaturro Powell</u> ARIEL E. STERN, ESQ. Nevada Bar No. 8276 TENESA SCATURRO POWELL, ESQ. Nevada Bar No. 12488 1635 Village Center Circle, Ste. 200 Las Vegas, Nevada 89134</p> <p>Attorneys for Plaintiff</p>	<p>AYON LAW, PLLC</p> <p><u>/s/Luis A. Ayon</u> LUIS A. AYON, ESQ. Nevada Bar No. 9752 8716 Spanish Ridge Avenue Suite 115 Las Vegas, NV 89148</p> <p>Attorneys for Ron Haus and Eva Berou</p>
<p>ALVERSON TAYLOR MORTENSEN & SANDERS</p> <p><u>/s/Kurt R. Bonds</u> KURT R. BONDS, ESQ. Nevada Bar No. 6228 ADAM R. KNECHT, ESQ. Nevada Bar No. 13166 6605 Grand Montecito Parkway Ste. 200 Las Vegas, NV 89149</p> <p>Attorneys for Painted Desert Community Association</p>	

ORDER

IT IS SO ORDERED:



UNITED STATES DISTRICT COURT JUDGE

DATED: February 8, 2018
