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9 Attorneys for The Bank of New York Mellon FKA  
The Bank of New York as Trustee for the  
Certificateholders CWALT, Inc. Alternative Loan  
10 Trust 2005-58 Mortgage Pass-Through  
Certificates, Series 2005-58  
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12 **UNITED STATES DISTRICT COURT**  
13 **DISTRICT OF NEVADA**

14 THE BANK OF NEW YORK MELON fka THE  
BANK OF NEW YORK AS TRUSTEE FOR  
15 THE CERTIFICATEHOLDERS OF CWALT,  
INC., ALTERNATIVE LOAN TRUST 2005-58,  
MORTGAGE PASS-THROUGH  
16 CERTIFICATES, SERIES 2005-58, a New York  
corporation,  
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18 Plaintiff,  
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20 vs.  
21 DORIS J. BARRETT, an individual; WILLIAM  
BARRETT; an individual; 2298 DRIFTWOOD  
TIDE TRUST, a Nevada trust,  
22 Defendants.

Case No.: 2:17-cv-01809-MMD-PAL

23 **STIPULATION AND ORDER TO**  
**AMEND BRIEFING SCHEDULE**

[FIRST REQUEST]

24 The Bank of New York Mellon, fka The Bank of New York, as Trustee for the  
Certificateholders CWALT, Inc. Alternative Loan Trust 2005-58 Mortgage Pass-Through  
25 Certificates, Series 2005-58 (**BoNYM**) and Defendant 2298 Driftwood Tide Trust (the **Trust**)  
stipulate as follows:

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27 1. Trust filed its motion to dismiss, or in the alternative, a motion for summary judgment  
28 on July 19, 2019. [ECF No. 19, 20].

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2. BoNYM's response to both motions is currently due on August 2, 2019.

3. The parties hereby stipulate and agree BoNYM shall have seven (7) additional days to file its responses. The new deadline for BoNYM to file its response to Trust's motion to dismiss, or in the alternative, motion for summary judgment shall be **August 9, 2019**. Trust shall have until **August 30, 2019** to file its reply in support of its motion.

4. This is the first request for an extension of this deadline and is not made for purposes of undue delay.

Dated this 1st of August, 2019

<p><b>AKERMAN LLP</b></p> <p><u>/s/ Jamie K. Combs</u>  DARREN T. BRENNER, ESQ.  Nevada Bar No. 8386  NATALIE L. WINSLOW, ESQ.  Nevada Bar No. 12125  JAMIE K. COMBS, ESQ.  Nevada Bar No. 13088  1635 Village Center Circle, Suite 200  Las Vegas, Nevada 89134</p> <p>Attorneys for The Bank of New York Mellon FKA  The Bank of New York as Trustee for the  Certificateholders CWALT, Inc. Alternative Loan  Trust 2005-58 Mortgage Pass-Through  Certificates, Series 2005-58</p>	<p><b>ROGER P. CROTEAU &amp; ASSOCIATES, LTD.</b></p> <p><u>/s/ Timothy E. Rhoda</u>  ROGER P. CROTEAU, ESQ.  Nevada Bar No. 4958  TIMOTHY E. RHODA, ESQ.  Nevada Bar No. 7878  2810 W. Charleston Boulevard, Suite 75  Las Vegas, NV 89102</p> <p>Attorneys for 2298 Driftwood Tide Trust</p>
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**ORDER**

**IT IS SO ORDERED:**



**UNITED STATES DISTRICT COURT JUDGE**

DATED:  
8/2/2019