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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

NEW PENN FINANCIAL, LLC, et al.,

Case No.: 2:17-cv-02167-APG-VCF

Plaintiffs

**Order**

v.

RIVERWALK RANCH MASTER  
HOMEOWNERS ASSOCIATION, et al.,

Defendants

Cross-claimant Ricardo Fojas accepted an offer of judgment from cross-defendant Riverwalk Ranch Master Homeowners Association. ECF No. 104. On October 19, 2020, Riverwalk filed a notice of settlement, confirming the parties had settled all remaining claims. ECF No. 88. I ordered the parties to document their settlement and file dismissal papers by April 16, 2021. Since then, the parties have been ordered, several times, to submit either a stipulation dismissing the remaining claims or briefs explaining the status of their efforts to finalize their settlement agreement. They still cannot agree on language for a settlement agreement. ECF Nos. 103, 104.

I THEREFORE ORDER that the terms of Riverwalk's offer of judgment control. Riverwalk shall pay Fojas \$5,000.00 by **September 20, 2021**. The source of those funds (whether from Riverwalk or its insurer) is irrelevant. Within three days of payment, Riverwalk shall file a notice of payment and a proposed final order dismissing Fojas's all remaining claims.

DATED this 16th day of August, 2021.



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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE