

1 WRIGHT, FINLAY & ZAK, LLP
2 Darren T. Brenner, Esq.
3 Nevada Bar No. 8386
4 Lindsay D. Robbins, Esq.
5 Nevada Bar No. 13474
6 7785 W. Sahara Ave., Suite 200
7 Las Vegas, NV 89117
8 (702) 637-2345; Fax: (702) 946-1345
9 lrobbins@wrightlegal.net

10 *Attorneys for Plaintiff, The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of
11 New York Trust Company, N.A. as successor-in-interest to JPMorgan Chase Bank N.A. f/k/a
12 JPMorgan Chase Bank, as Trustee for MASTR Adjustable Rate Mortgages Trust 2004-9,
13 Mortgage Pass-Through Certificates, Series 2004-9*

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THE BANK OF NEW YORK MELLON
TRUST COMPANY, N.A. F/K/A THE BANK
OF NEW YORK TRUST COMPANY, N.A.
AS SUCCESSOR-IN-INTEREST TO
JPMORGAN CHASE BANK N.A. F/K/A
JPMORGAN CHASE BANK, AS TRUSTEE
FOR MASTR ADJUSTABLE RATE
MORTGAGES TRUST 2004-9, MORTGAGE
PASS-THROUGH CERTIFICATES, SERIES
2004-9,

Case No.: 2:20-cv-01394-JCM-BNW

**STIPULATION AND ORDER TO
EXTEND TIME PERIOD TO RESPOND
TO CHICAGO TITLE INSURANCE
COMPANY'S OPPOSITION TO
COUNTERMOTION FOR PARTIAL
SUMMARY JUDGMENT [ECF No. 42]**

[Second Request]

Plaintiff,

vs.

FIDELITY NATIONAL TITLE GROUP,
INC.; CHICAGO TITLE INSURANCE
COMPANY,

Defendants.

Plaintiff, The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New
York Trust Company, N.A. as successor-in-interest to JPMorgan Chase Bank N.A. f/k/a
JPMorgan Chase Bank, as Trustee for MASTR Adjustable Rate Mortgages Trust 2004-9,
Mortgage Pass-Through Certificates, Series 2004-9 ("BONY Trustee"), and Defendant,

1 Chicago Title Insurance Company (“Chicago Title”) (collectively, the “Parties”), by and
2 through their counsel of record, hereby stipulate and agree as follows:

- 3 1. On July 27, 2020, BONY Trustee filed its Complaint [ECF No. 1-1];
- 4 2. On December 11, 2020, Chicago Title filed a Motion to Dismiss [ECF No. 31];
- 5 3. On December 24, 2020, BONY Trustee filed an Opposition to Chicago Title’s
6 Motion to Dismiss and Countermotion for Partial Summary Judgment [ECF Nos. 32
7 and 33];
- 8 4. On February 11, 2021, Chicago Title filed its Reply in Support of its Motion to
9 Dismiss and Opposition to Countermotion for Partial Summary Judgment [ECF Nos.
10 41 and 42];
- 11 5. BONY Trustee contends that it is entitled to file a response to Chicago Title’s
12 Opposition to its Countermotion for Partial Summary Judgment and that its deadline
13 to do so is March 29, 2021 [ECF No. 45];
- 14 6. BONY Trustee’s counsel is requesting a brief extension until April 2, 2021 to
15 respond to Chicago Title’s Opposition;
- 16 7. This additional extension is requested to allow BONY Trustee additional time to
17 obtain certain documents that were recorded on the Property’s title and referenced in
18 Chicago Title Opposition;
- 19 8. Counsel for Chicago Title does not oppose the requested extension to the extent that
20 a response is permitted;

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 9. This is the second request for an extension which is made in good faith and not for
2 purposes of delay.

3 **IT IS SO STIPULATED.**

4 DATED this 29th day of March, 2021.

5 WRIGHT, FINLAY & ZAK, LLP

6 */s/ Lindsay D. Robbins*

7 Lindsay D. Robbins, Esq.

8 Nevada Bar No. 13474

9 7785 W. Sahara Ave., Suite 200

10 Las Vegas, NV 89117

11 *Attorneys for Plaintiff, The Bank of New York
Mellon Trust Company, N.A. f/k/a The Bank
of New York Trust Company, N.A. as
successor-in-interest to JPMorgan Chase
Bank N.A. f/k/a JPMorgan Chase Bank, as
Trustee for MASTR Adjustable Rate
Mortgages Trust 2004-9, Mortgage Pass-
Through Certificates, Series 2004-9*

12 DATED this 29th day of March, 2021.

13 SINCLAIR BRAUN LLP

14 */s/ Kevin S. Sinclair*

15 Kevin S. Sinclair, Esq.

16 Nevada Bar No. 12277

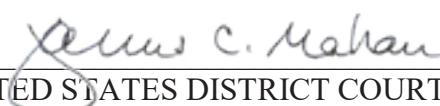
17 16501 Ventura Blvd, Suite 400

18 Encino, California 91436

19 *Attorneys for Defendants, Fidelity National
Title Group, Inc. and Chicago Title
Insurance Company*

20 **IT IS SO ORDERED.**

21 Dated March 31, 2021.

22 
23 _____
24 UNITED STATES DISTRICT COURT JUDGE

25
26
27
28