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

16 TRACY MITCHUSSON,

17 Plaintiff,

v.

18 BANK OF NEW YORK MELLON, a foreign  
19 Delaware corporation; NEWREZ, LLC dba  
20 SHELLPOINT MORTGAGE SERVICING, a  
21 foreign limited liability company; MTC  
22 FINANCIAL INC., a foreign California  
23 Corporation; and DOES individuals I through X  
24 and ROE Corporations I through X;

25 Defendants.

26 Case No.: 2:22-cv-01839-JCM-VCF

27 **STIPULATION AND ORDER FOR AN  
28 EXTENSION OF TIME TO FILE REPLY  
IN SUPPORT OF THE BANK OF NEW  
YORK MELLON AND NEWREZ LLC  
D/B/A SHELLPOINT MORTGAGE  
SERVICING'S MOTION TO DISMISS  
COMPLAINT [ECF No. 8]**

**(SECOND REQUEST)**

29 Plaintiff, Tracy Mitchusson, and defendants, Bank of New York Mellon (**BoNYM**) and  
30 NewRez LLC d/b/a Shellpoint Mortgage Servicing, by and through their respective counsel of  
31 record, hereby stipulate and agree that BoNYM and Shellpoint shall have an additional thirty (30)  
32 days, up to and including **February 21, 2023**, to file a reply in support of their motion to dismiss  
33 complaint [ECF No. 8]. The current deadline to file the reply is January 19, 2023.

34 Good cause exists to grant the requested extension. The parties are continuing to explore  
35 settlement and would like to avoid incurring additional fees.

36 . . .

37 . . .

38 {68253185;1}

*Mitchusson v. Bank of New York Mellon et al.,*  
2:22-cv-01839-JCM-VCF

1        This is the parties' second request for an extension of this deadline and is not intended to  
2 cause any delay or prejudice to any party.

3        January 17, 2023.

<p>4</p> <p><b>AKERMAN LLP</b></p> <p><u>/s/ Melanie D. Morgan</u> 5 ARIEL E. STERN, ESQ. 6 Nevada Bar No. 8276 7 MELANIE D. MORGAN, ESQ. 8 Nevada Bar No. 8215 9 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134</p> <p>10 <i>Attorneys for Bank of New York Mellon and</i> NewRez LLC <i>d/b/a Shellpoint Mortgage</i> 11 <i>Servicing</i></p>	<p><b>MUSHKIN &amp; COPPEDGE</b></p> <p><u>/s/ Michael R. Mushkin</u> MICHAEL R. MUSHKIN, ESQ. Nevada Bar No. 2421 L. JOE COPPEDGE, ESQ. Nevada Bar No. 4954 6070 South Eastern Avenue, Suite 270 Las Vegas, Nevada 89119</p> <p>12 <i>Attorneys for Tracy Mitchusson</i></p>
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13        **ORDER**

14        **IT IS SO ORDERED.**

15          
16        **UNITED STATES DISTRICT JUDGE**  
17        Case No. 2:22-cv-01839-JCM-VCF

18        January 17, 2023

19        **DATED**