

1 LIPSON, NEILSON, COLE, SELTZER & GARIN, P.C.
 J. WILLIAM EBERT, ESQ.
 2 Nevada Bar No. 2697
 LISA J. ZASTROW, ESQ.
 3 Nevada Bar No. 9727
 9900 Covington Cross Drive, Suite 120
 4 Las Vegas, Nevada 89144
 (702) 382-1500 - Telephone
 5 (702) 382-1512 – Facsimile
bebert@lipsonneilson.com
 6 lzastrow@lipsonneilson.com

7 Attorneys for Defendant Aspen Meadows-Fernley Flood Control Facility
 Maintenance Association
 8

9 **UNITED STATES DISTRICT COURT**
 10 **DISTRICT OF NEVADA**

11 BANK OF AMERICA, N.A., SUCCESSOR
 12 BY MERGER TO BAC HOME LOANS
 13 SERVICING, LP FKA COUNTRYWIDE
 HOME LOANS SERVICING, LP,

14 Plaintiff,

15 v.

16 ASPEN MEADOWS – FERNLEY FLOOD
 17 CONTROL FACILITY MAINTENANCE
 ASSOCIATION AKA ASPEN MEADOWS
 18 MAINTENANCE ASSOCIATION;
 REMEDY PROPERTY PARTNERS LLC;
 19 COMSTOCK CAPITAL PARTNERS LLC;
 AND KERN & ASSOCIATES, LTD,

20 Defendants.

CASE NO.: 3:16-cv-00413-MMD-WGC

**STIPULATION AND ORDER TO
 EXTEND TIME FOR DEFENDANTS
 ASPEN MEADOWS – FERNLEY FLOOD
 CONTROL FACILITY MAINTENANCE
 ASSOCIATION AKA ASPEN MEADOWS
 MAINTENANCE ASSOCIATION AND
 GAYLE A. KERN, LTD., dba KERN &
 ASSOCIATES, LTD. TO FILE THEIR
 OPPOSITIONS TO BANK OF AMERICA,
 N.A.’S MOTION FOR PARTIAL
 SUMMARY JUDGMENT**

21 Plaintiff BANK OF AMERICA, N.A. (“BANA”), Defendant ASPEN MEADOWS -
 22 FERNLEY FLOOD CONTROL FACILITY MAINTENANCE ASSOCIATION AKA ASPEN
 23 MEADOWS MAINTENANCE ASSOCIATION (“HOA”), and Defendant GAYLE A. KERN
 24 LTD., dba KERN & ASSOCIATES, LTD. (“KERN” and collectively referred to as the
 25 “Parties”), by and through their respective counsel, hereby agree and stipulate as
 26 follows:
 27
 28

Lipson, Neilson, Cole, Seltzer & Garin, P.C.
 9900 Covington Cross Drive, Suite 120
 Las Vegas, Nevada 89144
 (702) 382-1500 FAX: (702) 382-1512

1 IT IS HEREBY AGREED AND STIPULATED, that the deadline for the HOA and
2 KERN to respond to BANA' s Motion for Partial Summary Judgment shall be extended to
3 **January 15, 2018**. The current deadline is on January 3, 2018. Accordingly, BANA' s
4 Reply shall be due on **January 29, 2018**.

5 Pursuant to Local Rule 6-1(b), the Parties state the reason for the extension is
6 due to the fact counsel for the HOA and KERN require additional time to review and
7 analyze the arguments raised in BANA' s Motion for Partial Summary Judgment, and in
8 view of the upcoming holidays the parties have entered into this agreement in good faith
9 and not for purposes of delay. This is the Parties' first request for an extension, and is
10 made in good faith and not for purpose of delay.

11
12 AKERMAN, LLP

LIPSON, NEILSON, COLE, SELTZER &
GARIN, P.C.

13
14 By: /s/ Rex D. Garner
15 Ariel Stern, Esq. (Bar No. 8276)
16 Rex D. Garner, Esq. (Bar No. 9401)
17 1635 Village Center Circle, Suite 200
18 Las Vegas, NV 89134

By: /s/ Lisa J. Zastrow
J. William Ebert, Esq. (Bar No. 2697)
Lisa J. Zastrow, Esq. (Bar No. 9727)
9900 Covington Cross Dr., Suite 120
Las Vegas, NV 89144

19 Attorneys for Bank of America, N.A.

Attorneys for Aspen Meadows

20 KERN & ASSOCIATES, LTD.

21 By: /s/ Karen M. Ayarbe
22 Karen M. Ayarbe, Esq. (Bar No. 3358)
23 5421 Kietzke Lane, Ste. 200
24 Reno, NV 89511

Attorneys for Gayle A. Kern, Ltd., dba
Kern & Associates, Ltd.

25
26 IT IS SO ORDERED.

ORDER



UNITED STATES DISTRICT JUDGE

DATED: December 20, 2017