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14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 BANK OF AMERICA, N.A., SUCCESSOR  
17 BY MERGER TO BAC HOME LOANS  
18 SERVICING, LP FKA COUNTRYWIDE  
19 HOME LOANS SERVICING, LP,

20 Plaintiff,

21 v.

22 ASPEN MEADOWS – FERNLEY FLOOD  
23 CONTROL FACILITY MAINTENANCE  
24 ASSOCIATION AKA ASPEN MEADOWS  
25 MAINTENANCE ASSOCIATION;  
26 REMEDY PROPERTY PARTNERS LLC;  
27 COMSTOCK CAPITAL PARTNERS LLC;  
28 AND KERN & ASSOCIATES, LTD,

29 Defendants.

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

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DEFENDANT  
ASPEN MEADOWS – FERNLEY FLOOD  
CONTROL FACILITY MAINTENANCE  
ASSOCIATION’S REPLY TO BANK OF  
AMERICA’S OPPOSITION TO ASPEN’S  
RENEWED MOTION TO DISMISS, OR  
ALTERNATIVELY, MOTION FOR  
SUMMARY JUDGMENT; AND  
STIPULATION AND ORDER TO  
EXTEND TIME FOR PLAINTIFF BANK  
OF AMERICA TO RESPOND TO  
DEFENDANT ASPEN’S RENEWED  
MOTION TO DISMISS, OR  
ALTERNATIVELY, MOTION FOR  
SUMMARY JUDGMENT  
[ECF 70] and [ECF 69]**

IT IS HEREBY AGREED AND STIPULATED, that the deadline for the HOA to respond to BANA's Opposition to Aspen's Renewed Motion to Dismiss or alternatively Motion for Summary Judgment [ECF 70] shall be extended to **October 24, 2018**. The current deadline is on **October 15, 2018**.

IT IS HEREBY AGREED AND STIPULATED, that the deadline for the BANA to respond to HOA's Opposition to BANA's Partial Motion for Summary Judgment [ECF


1 69] shall be extended to **October 24, 2018**. The current deadline is on **October 15,**  
2 **2018**.

3 Pursuant to Local Rule 6-1(b), the Parties state the reason for the extension is  
4 due to the fact counsel for the HOA require additional time to review and analyze the  
5 arguments raised in BANA's Opposition to Aspen's Renewed Motion to Dismiss or  
6 alternatively Motion for Summary Judgment, and the parties have entered into this  
7 agreement in good faith and not for purposes of delay. This is the Parties' second  
8 request for an extension, and is made in good faith and not for purpose of delay.  
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<p>11 AKERMAN, LLP</p> <p>12</p> <p>13 By: <u>/s/ Rex D. Garner</u> Ariel Stern, Esq. (Bar No. 8276) Rex D. Garner, Esq. (Bar No. 9401) 1635Village Center Circle, Suite 200 Las Vegas, NV 89134</p> <p>16 <i>Attorneys for Bank of America, N.A.</i></p>	<p>LIPSON, NEILSON, COLE, SELTZER &amp; GARIN, P.C.</p> <p>By: <u>/s/ Lisa J. Zastrow</u> J. William Ebert, Esq. (Bar No. 2697) Lisa J. Zastrow, Esq. (Bar No. 9727) 9900 Covington Cross Dr., Suite 120 Las Vegas, NV 89144</p> <p><i>Attorneys for Aspen Meadows</i></p>
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20 IT IS SO ORDERED.

**ORDER**



UNITED STATES DISTRICT JUDGE

DATED: October 15, 2018