

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 * * *

4 BANK OF AMERICA, N.A.,

Case No. 3:16-cv-00475-MMD-WGC

5 Plaintiff,

ORDER

6 v.

7 YORKSHIRE MANOR I HOMEOWNERS
ASSOCIATION, et al.,

8 Defendants.

9
10 This dispute arises from the foreclosure sale of property to satisfy a homeowners'
11 association lien. The Court granted summary judgment in favor of Plaintiff Bank of
12 America, N.A. ("BANA") on its quiet title and declaratory relief claims and on Defendant
13 Strada Properties, LLC's ("Strada") counterclaim to quiet title. (ECF No. 74 at 11.) The
14 Court directed BANA to file a status report to indicate whether it intends to pursue its
15 remaining wrongful foreclosure claim. (Id.) In the status report, BANA requests that the
16 Court either (1) certify the judgment as final under Fed. R. Civ. P. 54(b) and stay the
17 remaining wrongful foreclosure claim pending any appeal or, alternatively, (2) deem
18 BANA's wrongful foreclosure claim moot to allow the claim to be revived if judgment is
19 reversed on appeal. (ECF No. 78 at 1.) The Court will grant BANA's alternative requested
20 relief.

21 It is therefore ordered that BANA's wrongful foreclosure claim is dismissed as moot.

22 It is further ordered that the Clerk of the Court enter judgment in favor of BANA
23 declaring that the foreclosure sale at issue in this case did not extinguish BANA's first
24 deed of trust. The Clerk of the Court also is directed to close this case.

25 DATED THIS 11th day of February 2019.

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MIRANDA M. DU
UNITED STATES DISTRICT JUDGE