

1 ROGER P. CROTEAU, ESQ.  
 Nevada Bar No. 4958  
 2 TIMOTHY E. RHODA, ESQ.  
 Nevada Bar No. 7878  
 3 ROGER P. CROTEAU & ASSOCIATES, LTD.  
 9120 West Post Road, Suite 100  
 4 Las Vegas, Nevada 89148  
 (702) 254-7775  
 5 (702) 228-7719 (facsimile)  
[croteaulaw@croteaulaw.com](mailto:croteaulaw@croteaulaw.com)  
 6 *Attorney for Defendant*  
 THUNDER PROPERTIES, INC.

7 UNITED STATES DISTRICT COURT  
 8 DISTRICT OF NEVADA

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10 BANK OF AMERICA, N.A., )  
 11 )  
 Plaintiff, )  
 12 ) Case No. 3:17-cv-00087-MMD-WGC  
 vs. )  
 13 )  
 TOWNHOUSE GREENS ASSOCIATION, )  
 14 INC. and THUNDER PROPERTIES, INC., )  
 15 Defendants. )  
 16 \_\_\_\_\_ )

17 **STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO**  
**MOTION FOR PARTIAL SUMMARY JUDGMENT**  
 18 **(Third Request)**

19 COMES NOW, Defendant, THUNDER PROPERTIES, INC. and Plaintiff, BANK OF  
 20 AMERICA, N.A., by and through their undersigned counsel, and hereby stipulate and agree as  
 follows:  
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- 22 1. On April 2, 2019, Plaintiff filed a Motion for Partial Summary Judgment herein  
 [ECF #40]. Responses to said Motion are were originally due on April 23, 2019.
- 23 2. On April 23, 2019, the parties submitted a stipulation to extend the time to  
 24 respond to the subject motion until May 14, 2019. [ECF #41]. Said stipulation  
 25 was approved by the Court on the same date. [ECF #42].
- 26 3. On May 14, 2019, the parties submitted a second stipulation to extend the time to  
 27 respond to the subject motion until May 28, 2019. [ECF #43]. Said stipulation  
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was approved by the Court on May 15, 2019. [ECF #44].

4. Thunder's counsel was required to devote time and attention to numerous other pending legal matters between May 14, 2019 and May 28, 2019. As a result, counsel was unable to file Thunder's Opposition to the subject Motion prior to May 28, 2019. The Opposition has been filed concurrently with this stipulation. [ECF #46].

5. Thunder's counsel respectfully submits that the failure to timely file the Opposition was the result of excusable neglect and that this matter should be decided on the merits.

6. The parties stipulate and agree that Thunder's Opposition which is being filed concurrently herewith on May 30, 2019, shall be deemed timely filed.

7. Plaintiff shall have an extension of time until June 17, 2019 in which to file any Reply.

8. This Stipulation is made in good faith and not for purpose of delay.

Dated this 30<sup>th</sup> day of May, 2019.

ROGER P. CROTEAU &  
ASSOCIATES, LTD.

AKERMAN, LLP

/s/ Timothy E. Rhoda  
TIMOTHY E. RHODA, ESQ.  
Nevada Bar No. 7878  
9120 West Post Road, Suite 100  
Las Vegas, Nevada 89148  
(702) 254-7775  
[croteaulaw@croteaulaw.com](mailto:croteaulaw@croteaulaw.com)  
*Attorney for Defendant  
Thunder Properties, Inc.*

/s/ Donna M. Wittig  
DONNA M. WITTIG, ESQ.  
Nevada Bar No. 11015  
1635 Village Center Circle, Suite 200  
Las Vegas, NV 89134  
(702) 634-5000  
[donna.wittig@akerman.com](mailto:donna.wittig@akerman.com)  
*Attorney for Plaintiff  
Bank of America, N.A.*

IT IS SO ORDERED.

By:   
Judge, U.S. District Court

Dated: June 4, 2019

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 30<sup>th</sup> day of May, 2019, I served via the United States District Court CM/ECF electronic filing system, the foregoing **STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO MOTION FOR PARTIAL SUMMARY JUDGMENT (Third Request)** to the following parties:

Rex D. Garner  
Akerman LLP  
1635 Village Center Circle, Suite 200  
Las Vegas, NV 89134  
702-634-5007  
702-380-8572 (fax)  
[rex.garner@akerman.com](mailto:rex.garner@akerman.com)  
*Attorney for Plaintiff*  
*Bank of America, N.A.*

Christopher Ammon Lund  
Tyson & Mendes LLP  
3960 Howard Hughes Parkway  
Suite 600  
Las Vegas, NV 89169  
702-724-2648  
702-938-1048 (fax)  
[clund@tysonmendes.com](mailto:clund@tysonmendes.com)  
*Attorney for Defendant*  
*Townhouse Greens Association, Inc.*

Melanie D Morgan  
Akerman LLP  
1635 Village Center Circle, Suite 200  
Las Vegas, NV 89134  
(702) 634-5005  
(702) 380-8572 (fax)  
[melanie.morgan@akerman.com](mailto:melanie.morgan@akerman.com)  
*Attorney for Plaintiff*  
*Bank of America, N.A.*

Thomas E. McGrath  
Tyson & Mendes, LLP  
3960 Howard Hughes Parkway  
Suite 600  
Las Vegas, NV 89169  
702-724-2648  
702-938-1048 (fax)  
[tmcgrath@tysonmendes.com](mailto:tmcgrath@tysonmendes.com)  
*Attorney for Defendant*  
*Townhouse Greens Association, Inc.*

Donna M. Wittig  
Akerman LLP  
1635 Village Center Circle, Suite 200  
Las Vegas, NV 89134  
(702) 634-5000  
[donna.wittig@akerman.com](mailto:donna.wittig@akerman.com)  
*Attorney for Plaintiff*  
*Bank of America, N.A.*

*/s/ Timothy E. Rhoda*  
An employee of ROGER P. CROTEAU &  
ASSOCIATES, LTD.