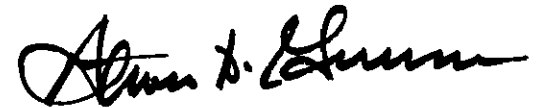


Ex. 1

EXHIBIT 1

Ex. 1



CLERK OF THE COURT

ORDR

HOWARD C. KIM, ESQ.
Nevada Bar No. 10386
E-mail: howard@hkimlaw.com
DIANA S. CLINE, ESQ.
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HOWARD KIM & ASSOCIATES
400 N. Stephanie St, Suite 160
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Telephone: (702) 485-3300
Facsimile: (702) 485-3301
Attorneys for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

SFR INVESTMENTS POOL 1, LLC a
Nevada limited liability company,

Plaintiff,

vs.

U.S. BANK, N.A., a national banking
association as Trustee for the Certificate
Holders of Wells Fargo Asset Securities
Corporation, Mortgage Pass-Through
Certificates, Series 2006-AR4, a Nevada non-
profit corporation and LUCIA PARKS, an
individual, DOES I through X; and ROE
CORPORATIONS I through X, inclusive,

Defendants.

Case No.: A-13-678814-C

Dept. No.: XVIII

**ORDER GRANTING IN PART AND
DENYING IN PART PLAINTIFF'S
MOTION TO ALTER OR AMEND
JUDGMENT**

Hearing Date: July 30, 2013

Hearing Time: 9:00 a.m.

This matter came before the court on Plaintiff SFR INVESTMENTS POOL 1, LLC's ("Plaintiff" or "SFR") "Motion to Alter or Amend Judgment" (the "Motion") of the "Order for Dismissal and Cancellation of Notice of Pendency of Action" (the "Order") entered on June 11, 2013. Following full briefing, the court heard argument on the above-referenced date and time.

Having considered the motion, opposition, reply, the papers on file in this case, and argument of counsel, good cause appearing therefor,

1 IT IS HEREBY ORDERED THAT the Motion to Alter and Amend Judgment is
2 GRANTED IN PART AND DENIED IN PART AS FOLLOWS:

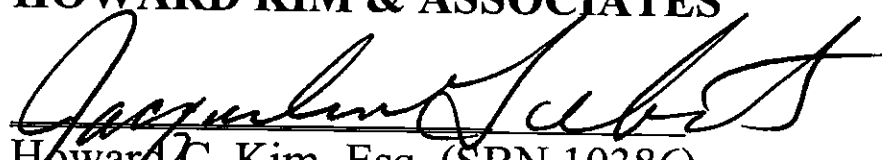
- 3 1. The Order for Dismissal and Cancellation of Notice Pendency of Action shall be
4 amended such that the DISMISSAL OF DEFENDANT LUCIA PARKS SET FORTH
5 THEREIN SHALL BE WITHOUT PREJUDICE.
6 2. The remainder of the relief requested by Plaintiff is hereby DENIED.

7
8
9 DATED this 18 day of September, 2013.


DISTRICT JUDGE 

10
11
12 Submitted by:

13
14 **HOWARD KIM & ASSOCIATES**

15 
16 Howard C. Kim, Esq. (SBN 10386)
17 Diana S. Cline, Esq. (SBN 10580)
18 Jacqueline A. Gilbert, Esq. (SBN 10593)
19 400 N. Stephanie St., Suite 160
20 Henderson, Nevada 89014
21 (702) 485-3300
22 Attorneys for Plaintiff

Approved as to form, appeal rights reserved

WRIGHT, FINLAY & ZAK

/s/Chelsea A. Crowton

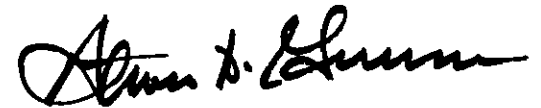
Chelsea A. Crowton, Esq. (SBN 11547)
5532 South Fort Apache, Suite 110
Las Vegas, Nevada 89148
(702) 475-7964
*Attorney for Defendant U.S. Bank, N.A., as
Trustee for the Certificate Holders of Wells
Fargo Asset Securities Corporation,
Mortgage Pass-Through Certificates, Series
2006-AR4*

**ALBRIGHT, STODDARD, WARNICK &
ALBRIGHT**

/s/D. Chris Albright

D. Chris Albright, Esq. (SBN 004904)
William H. Stoddard, Esq. (SBN 008679)
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89016
(702) 384-7111
Attorneys for Defendant Lucia Parks

EXHIBIT 2



CLERK OF THE COURT

1 **NEO**
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3 DIANA S. CLINE, ESQ.
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6 HOWARD KIM & ASSOCIATES
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Telephone: (702) 485-3300
8 Facsimile: (702) 485-3301
Attorneys for Plaintiff

9
10 **DISTRICT COURT**
11 **CLARK COUNTY, NEVADA**

12 SFR INVESTMENTS POOL1, LLC a Nevada
13 limited liability company,

14 Plaintiff,

15 vs.

16 U.S. BANK, N.A., a national banking
association as Trustee for the Certificate
17 Holders of Wells Fargo Asset Securities
Corporation, Mortgage Pass-Through
18 Certificates, Series 2006-AR4 and LUCIA
PARKS, an individual; DOES I through X;
19 and ROE CORPORATIONS I through X,
inclusive,
20

21 Defendants.

Case No. A-13-678814-C

Dept. No. XVIII

NOTICE OF ENTRY OF ORDER

22 PLEASE TAKE NOTICE that an Order Granting in Part and Denying in Part Plaintiff's
23
24
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///

HOWARD KIM & ASSOCIATES

400 N. STEPHANIE ST, SUITE 160

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Motion to Alter or Amend Judgment was entered by this Court on September 25, 2013. A copy of said order is attached hereto.

DATED September 25, 2013.

HOWARD KIM & ASSOCIATES

/s/ Diana S. Cline
Howard C. Kim, Esq.
Nevada Bar No. 10386
Diana S. Cline, Esq.
Nevada Bar No. 10580
1055 Whitney Ranch Dr., Suite 110
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Attorneys for Plaintiff

HOWARD KIM & ASSOCIATES

400 N. STEPHANIE ST, SUITE 160

HENDERSON, NEVADA 89014

(702) 485-3300 FAX (702) 485-3301

CERTIFICATE OF SERVICE

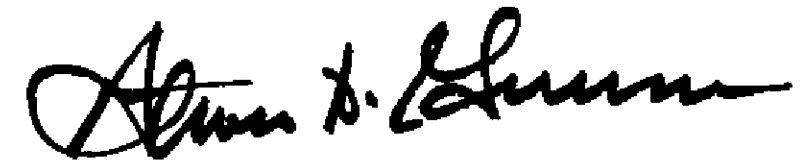
I HEREBY CERTIFY that on this 25th day of September, 2013, pursuant to NRCP 5(b), I served the following parties listed below by depositing via U.S. mail first class a true and correct copy of the foregoing **NOTICE OF ENTRY OF ORDER**, postage prepaid and addressed to:

Chelsea Crowton
Wright, Finlay, & Zak
5532 S. Fort Apache Rd.
Las Vegas, NV 89148

D. Chris Albright
Albright Stoddard Warnick & Albright
801 S. Rancho Dr., Suite D-4
Las Vegas, NV 89106

/s/ Tommie Dooley

An employee of Howard Kim & Associates



CLERK OF THE COURT

ORDR

HOWARD C. KIM, ESQ.
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E-mail: howard@hkimlaw.com
DIANA S. CLINE, ESQ.
Nevada Bar No. 10580
E-mail: diana@hkimlaw.com
JACQUELINE A. GILBERT, ESQ.
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Telephone: (702) 485-3300
Facsimile: (702) 485-3301
Attorneys for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

SFR INVESTMENTS POOL 1, LLC a
Nevada limited liability company,

Plaintiff,

vs.

U.S. BANK, N.A., a national banking
association as Trustee for the Certificate
Holders of Wells Fargo Asset Securities
Corporation, Mortgage Pass-Through
Certificates, Series 2006-AR4, a Nevada non-
profit corporation and LUCIA PARKS, an
individual, DOES I through X; and ROE
CORPORATIONS I through X, inclusive,

Defendants.

Case No.: A-13-678814-C

Dept. No.: XVIII

**ORDER GRANTING IN PART AND
DENYING IN PART PLAINTIFF'S
MOTION TO ALTER OR AMEND
JUDGMENT**

Hearing Date: July 30, 2013

Hearing Time: 9:00 a.m.

This matter came before the court on Plaintiff SFR INVESTMENTS POOL 1, LLC's ("Plaintiff" or "SFR") "Motion to Alter or Amend Judgment" (the "Motion") of the "Order for Dismissal and Cancellation of Notice of Pendency of Action" (the "Order") entered on June 11, 2013. Following full briefing, the court heard argument on the above-referenced date and time.

Having considered the motion, opposition, reply, the papers on file in this case, and argument of counsel, good cause appearing therefor,

HOWARD KIM & ASSOCIATES

400 N. STEPHANIE ST., SUITE 160
HENDERSON, NEVADA 89014
(702) 485-3300 FAX (702) 485-3301

1 IT IS HEREBY ORDERED THAT the Motion to Alter and Amend Judgment is
2 GRANTED IN PART AND DENIED IN PART AS FOLLOWS:

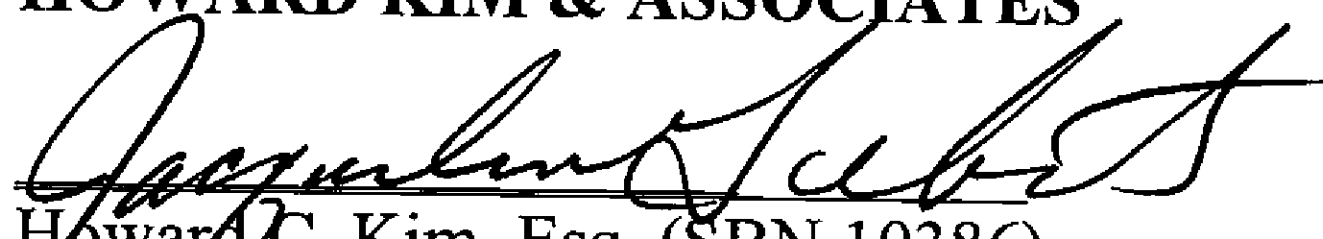
- 3 1. The Order for Dismissal and Cancellation of Notice Pendency of Action shall be
4 amended such that the DISMISSAL OF DEFENDANT LUCIA PARKS SET FORTH
5 THEREIN SHALL BE WITHOUT PREJUDICE.
6 2. The remainder of the relief requested by Plaintiff is hereby DENIED.

7
8
9 DATED this 18 day of September, 2013.


DISTRICT JUDGE 

10
11
12 Submitted by:

13
14 **HOWARD KIM & ASSOCIATES**

15 
16 Howard C. Kim, Esq. (SBN 10386)
17 Diana S. Cline, Esq. (SBN 10580)
18 Jacqueline A. Gilbert, Esq. (SBN 10593)
19 400 N. Stephanie St., Suite 160
20 Henderson, Nevada 89014
21 (702) 485-3300
22 Attorneys for Plaintiff

Approved as to form, appeal rights reserved

WRIGHT, FINLAY & ZAK

/s/Chelsea A. Crowton

Chelsea A. Crowton, Esq. (SBN 11547)
5532 South Fort Apache, Suite 110
Las Vegas, Nevada 89148
(702) 475-7964
*Attorney for Defendant U.S. Bank, N.A., as
Trustee for the Certificate Holders of Wells
Fargo Asset Securities Corporation,
Mortgage Pass-Through Certificates, Series
2006-AR4*

**ALBRIGHT, STODDARD, WARNICK &
ALBRIGHT**

/s/D. Chris Albright

D. Chris Albright, Esq. (SBN 004904)
William H. Stoddard, Esq. (SBN 008679)
801 South Rancho Drive, Suite D-4
Las Vegas, Nevada 89016
(702) 384-7111
Attorneys for Defendant Lucia Parks

IN THE SUPREME COURT OF THE STATE OF NEVADA

SFR INVESTMENTS POOL 1, LLC, a
Nevada limited liability company,

Appellant,

VS.

U.S. BANK, N.A., a national banking
association as Trustee for the
Certificate Holders of Wells Fargo
Asset Securities Corporation, Mortgage
Pass-Through Certificates, Series 2006-
AR4, a Nevada non-profit corporation,

Respondent.

Case No. 63614

District Court Case No. A-13-678817-C
Electronically Filed
Sep 26 2013 04:04 p.m.
Tracie K. Lindeman
Clerk of Supreme Court
RESPONSE TO ORDER TO SHOW CAUSE

This Court issued an Order to Show Cause (“OSC”) on September 17, 2013, asking Appellant SFR Investments Pool 1, LLC (“SFR”) why this appeal should not be dismissed for lack of jurisdiction. The Court noted that no order had yet been entered resolving an NRAP 4(a)(4) tolling motion. The OSC gave SFR fifteen days to respond.

“A premature notice of appeal does not divest the district court of jurisdiction.” NRAP 4(a)(6). This Court may dismiss an appeal that is filed prematurely. *Id.* However, if “a written order or judgment . . . is entered before dismissal of the premature appeal, the notice of appeal shall be considered filed on the date of and after entry of the order, judgment, or written disposition of the last-remaining timely motion.” *Id.*

The district court entered its order denying preliminary injunction on June 10, 2013, notice of entry of which was served on June 11, 2013. The court entered the order granting motion to dismiss and expunge lis pendens on June 11, 2013,

notice of entry of which was served on June 12, 2013. SFR filed its motion to amend or alter on June 11, 2013. On September 25, 2013, the “Order Granting in Part and Denying in Part Plaintiff’s Motion to Alter or Amend Judgment” (“Rule 59 order”) was entered. The only change to the original dismissal order was dismissing Defendant Parks without prejudice as opposed to with prejudice.¹ The court denied the remainder of the relief sought. True and correct copies of the Rule 59 order and the notice of entry of judgment are attached hereto as Exhibits 1 and 2. With entry of that order, all claims against all parties are finally adjudicated.

As the Rule 59 order has been entered prior to this court dismissing the appeal as to the dismissal order,² this Court should consider the notice of appeal, originally filed on June 16, 2013, as timely filed on September 25, 2013, as to the dismissal order, pursuant to NRAP 4(a)(6).

Dated this 25th day of September, 2013

HOWARD KIM & ASSOCIATES

/s/Jacqueline A. Gilbert

Jacqueline A. Gilbert, Esq (SBN 10593)
Howard C. Kim, Esq.
400 N. Stephanie Street, Suite 160
Henderson, Nevada, 89014
Telephone: (702) 485-3300
Facsimile: (702) 485-3301

¹ SFR has settled its dispute with Parks. Thus, it is only appealing the portion of the order dealing with dismissal of Wells Fargo and expunging the lis pendens.

² As noted in the Order to Show Cause, this Court already had jurisdiction to consider the appeal of the June 10, 2013 order denying preliminary injunctive relief. Order to Show Cause, n.1.

1
2 **CERTIFICATE OF SERVICE**
3

4 I hereby certify that this document was filed electronically with the Nevada
5 Supreme Court on the 25th day of September, 2013. Electronic service of the
6 forgoing Response to Order to Show Cause with Exhibits shall be made in
7 accordance with the Master Service List as follows:
8

9 Dana Jonathon Nitz, Esq.
10 Chelsea A. Crowton, Esq.
11 Wright, Finlay & Zak, LLP
12 5532 South Fort Apache Road, Suite 110
13 Las Vegas, Nevada 89148

14 *Attorney for Respondent US Bank*
15

16 Dated this 25th day of September, 2013
17

18 /s/Jacqueline A. Gilbert
19

20 An employee of Howard Kim & Associates
21
22
23
24
25
26
27
28