

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

NATIONSTAR MORTGAGE, LLC;  
AND THE BANK OF NEW YORK  
MELLON F/K/A THE BANK OF  
NEW YORK AS TRUSTEE FOR  
THE HOLDERS OF THE  
CERTIFICATES, FIRST HORIZON  
MORTGAGE PASS-THROUGH  
CERTIFICATES SERIES PHAMS  
2005-AA5, BY FIRST HORIZON  
HOME LOANS, A DIVISION OF  
FIRST TENNESSEE BANK  
NATIONAL MASTER SERVICER,  
IN ITS CAPACITY AS AGENT FOR  
THE TRUSTEE UNDER THE  
POOLING AND SERVICING  
AGREEMENT,

Appellants,

vs.

CATHERINE RODRIGUEZ,

Respondent.

Supreme Court Case No. 66761

Electronically Filed  
May 14 2015 11:53 a.m.

District Court Case No. A-13-68561-J  
Tracey K. Lindeman  
Clerk of Supreme Court

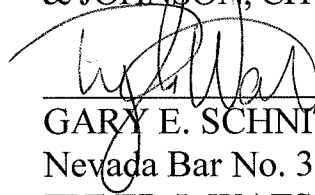
Appeal from the Eighth Judicial District Court of the State of Nevada, in and for the  
County of Clark, The Honorable Kathleen Delaney, District Judge District Court Case  
No. A-13-685616-J

**APPELLANTS' APPENDIX – MASTER LIST**

Gary E. Schnitzer, Esq., Bar No. 395  
Tyler J. Watson, Esq., Bar No. 11735  
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DATED: May 14, 2015

KRAVITZ, SCHNITZER  
& JOHNSON, CHTD.

A handwritten signature in black ink, appearing to read "Gary E. Schnitzer", is written over a horizontal line.

GARY E. SCHNITZER, ESQ.

Nevada Bar No. 395

TYLER J. WATSON, ESQ.

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8985 S. Eastern Ave., Ste. 200

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*Attorneys for Appellants*

## CHRONOLOGICAL

<b>Exhibit Number</b>	<b>Exhibit Description</b>	<b>Filed Date</b>	<b>Vol.</b>	<b>Bates</b>
1.	Note presented at 10-1-11 Mediation with Nationstar Endorsement (Referred to as Exhibit 10 to Petition for Judicial Review at the evidentiary hearing on 11-1-13 hearing)	4/21/05	I	0001-0007
2.	Original Note (Referred to as Nationstar's Exhibit 200 at the evidentiary hearing on 11-1-13)	4/21/05	I	0008-0013
3.	Deed of Trust with Certification dated October 5, 2011	4/27/05	I	0014-0037
4.	(Jud Not Ex. 18) Registration Statement filed by First Horizon Asset Securities Inc. on May 23, 2005 (Registration Number 333-125158) with Securities and Exchange Commission	5/23/05	I  II	0037-0250  0251-0441
5.	(Jud Not Ex. 12) First Horizon Asset Securities, Inc., Form 8-K Report filed May 27, 2005 with Securities and Exchange Commission	5/27/05	II	0442-0446
6.	(Jud Not Ex. 13) First Horizon Asset Securities, Inc., Purchase Agreement dated May 27, 2005, and filed with the Securities and Exchange Commission on June 2, 2005 as Ex. 10.1 reference to First Horizon Asset Securities Inc., Form 8-K Report filed May 27, 2005 with Securities and Exchange Commission	5/27/05	II	0447-0466
7.	(Jud Not Ex. 14) Terms Agreement (to Underwriting	5/27/05	II	0467-0469

	Agreement dated December 20, 2001) between First Horizon Asset Securities Inc., and Citigroup Global Markets Inc., dated May 23, 2005 and filed with the Securities and Exchange Commission on June 2, 2005 as Ex-1.3 reference to First Horizon Asset Securities Inc., Form 8-K Report filed May 27, 2005 with Securities and Exchange Commission			
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9.	(Jud Not Ex. 16) Prospectus Supplement to Prospectus dated February 25, 2005 filed by First Horizon Asset Securities Inc., regarding Mortgage Pass Through Certificates, Series 2005-AA5, dated May 23, 2005 and filed with Securities and Exchange Commission on May 25, 2005	5/27/05	III.	0473-0665
10.	(Jud Not Ex. 17) Pooling and Servicing Agreement between First Horizon Asset Securities Inc. (Depositor) First Horizon Home Loan Corporation (Master	5/27/05	IV.	0666-0824

	Servicer) and The Bank of New York (Trustee) dated May 1, 2005, regarding the First Horizon Alternative Mortgage Securities Trust 2005-AA5 dated May 1, 2005, filed with Securities and Exchange Commission on June 2, 2005 as Ex-4.1 reference to First Horizon Asset Securities Inc., Form 8-K Report filed May 27, 2005 with Securities and Exchange Commission			
11.	Mortgage Pool Purchase Agreement	5/27/05	IV	0825-0836
12.	Ch. 7 Voluntary Petition of Catherine Rodriguez	5/20/08	IV	0837-0875
13.	Ch. 7 Discharge of Debtor	12/1/08	IV	0876-0877
14.	Notice of Default 3-2010	3/18/10	IV	0878-0880
15.	Election of Mediation 4-2010	4/13/10	IV	0881
16.	FEXH Signed Doc. Cert., AOM, Note & DOT	5/24/10	IV	0882-0914
17.	(Jud Not Ex. 1) Mediator Ex. 2 Statement dated July 20, 2010, issued by Foreclosure Mediation Program Mediator, Sarah Bean, Esq., for mediation held on July 19, 2010	7/19/10	V	0915-0917
18.	Trust Certificates FTEN/First Horizon National Corporation's Second Quarter 2011 Analyst Packet	5/10/11	V	0918-0968
19.	Notice of Servicing Transfer dated July 27, 2011	7/27/11	V	0969-0970
20.	(Jud Not Ex. 19.) Registration Statement filed by Nationstar Mortgage LLC. & Nationstar Capital Corporation on August 10,	8/10/11	V	0971-1074

	2011 (Registration number 333-171370) with Securities and Exchange Commission			
21.	(Jud Not Ex. 20) subservicing Agreement dated June 21, 2011 between First Tennessee Bank National Association as Owner and Master Servicer and Nationstar Mortgage LLC as Servicer and Subservicer filed with Securities and Exchange Commission on August 11, 2011 as Exhibit 10.12 reference to Registration Statement filed by Nationstar Mortgage LLC., & Nationstar Capital Corporation on August 10, 2011 (Registration Number 333-171370) with Securities and Exchange Commission	8/10/11	V  VI	1075-1164  1165-1308
22.	Jud Not Ex. 2) Petition for Judicial Review filed on August 11, 2010 by McCarthy & Holthus LLP, on behalf of Metlife Home Loans in the Eighth Judicial District Court of the State of Nevada. Case No. A-10-622878-J	8/16/10	VI	1309-1341
23.	(Jud Not Ex. 3) Findings of Fact Conclusions of Law and Order filed on October 1, 2010 by the Honorable Donald M. Mosley in the Eighth Judicial District Court of the State of Nevada. Case No.: A-10-622878-J	10/1/10	VI	1342
24.	Assignment of Mortgage with Certification dated October 5, 2011	10/5/11	VI	1343-1347
25.	Broker's Price Opinion dated September 2, 2011	9/2/11	VI	1348-1355
26.	Court Transcript from hearing on June 18, 2013 in Department XXV	6/18/13	VI	1356-1368

27.	(Jud Not Ex. 23) Bank of New York Mellon 3 <sup>rd</sup> Quarter Report 2011	9/30/11	VI	1369-1381
28.	(Jud Not Ex. 4) Mediation Scheduling Reminder issued by Foreclosure Mediation Program Mediator Steve e. Wenzel, Esq.	10/6/11	VI	1382
29.	(Jud Not Ex. 5) Mediator Statement dated October 11, 2011, issued by Foreclosure Mediation Program Mediator Steve E. Wenzel, Esq. for mediation held on October 6, 2011	10/11/11	VI	1383-1390
30.	(Jud Not Ex. 24) Bank of New York Mellon 4 <sup>th</sup> Quarter Report 2011	12/31/11	VI	1391-1403
31.	(Jud Not Ex. 25) Bank of New York Mellon Annual Report 2011	12/31/11	VII	1404-1575
32.	(Jud Not Ex. 28) Nationstar Mortgage 10-Q2011	12/31/11	VIII	1576-1692
33.	Letter from Nationstar re Debt Owed	3/20/12	VIII	1693-1696
34.	(Jud Not Ex. 21) Opinion issued in United States Bankruptcy Court Eastern District of Louisiana. Case No.: 03-16518 Adversary No.: 06-1093	4/5/12	VIII	1697-1717
35.	(Jud Not Ex. 6) Complaint for Judicial Foreclosure filed on May 3, 2012 by McCarthy & Holthus, LLP, on behalf of Bank of New York Mellon in the Eighth Judicial District Court of the State of Nevada. Case No.: A-12-661179-C	5/4/12	VIII	1718-1765
36.	(Jud Not Ex. 30) Foreclosure Mediation Program Statistics Fiscal Year 2012	6/30/12	VIII	1766-1774

37.	(Jud Not Ex. 7) Motion to Dismiss and Cancel Lis Pendens filed on December 7, 2012 by Connaghan Newberry Law Firm on behalf of Catherine Rodriguez in the Eighth Judicial District Court of the State of Nevada. Case No. A-12-661179-C.	12/7/12	VIII	1775-1783
38.	(Jud Not Ex. 8) Verified Amended Complaint for Judicial Foreclosure filed on December 14, 2012 by McCarthy & Holthus, LLP, on behalf of Bank of New York Mellon in the Eighth Judicial District Court of the State of Nevada. Case No. A-12-661179-C	12/14/12	VIII	1784-1828
39.	(Jud Not Ex. 29) Nationstar Mortgage Annual Report 2012	12/31/12	VIII	1829-1980
40.	Jud Not Ex. 9) Motion for Summary Judgment filed on April 29, 2013 by McCarthy & Holthus, LLP, on behalf of Bank of New York Mellon in the Eighth Judicial District Court of the State of Nevada. Case No. A-12-661179-C	4-29-13	VIII	1981-1987
41.	Affidavit of Catherine Rodriguez	5/16/13	VIII	1988-1990
42.	Jud Not Ex. 10) Defendant's Opposition to Plaintiff's Motion for Summary Judgment filed on May 17, 2013 by Connaghan Newberry Law Firm on behalf of Catherine Rodriguez in the Eighth Judicial District Court of the State of Nevada. Case No.: A-12—661179-C	5/17/13	VIII	1991-2045
43.	(Jud Not Ex. 22) Opinion issued in United States District Court Eastern District of Louisiana. Case No.: 12-1362	3/19/13	VIII	2046-2066



44.	(Jud Not Ex. 11) Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion for Summary Judgment filed on May 23, 2013, by McCarthy & Holthus, LLP, on behalf of Bank of New York Mellon in the Eighth Judicial District Court of the State of Nevada. Case No. A-12-661179-C	5/23/13	VIII	2067-2070
45.	Nationstar Mortgage LLC Attorney Services Agreement	6/1/13	X	2071-2085
46.	Original Collateral File (inspected at Akerman offices)	6/5/13	X	2086-2143
47.	E-mail correspondence from C. Reeves to T. Newberry dated June 10, 2013	6/10/13	X	2144
48.	Court Transcript from hearing on June 18, 2013 in Department XXXI	6/18/13	X	2145-2157
49.	File Stamped Petition for Judicial Review	7/22/13	X	2158-2317
			XI	2318-2433
50.	Nationstar servicing records for Catherine Rodriguez, Loan #xxx5243	8/16/13	XI	2434-2444
51.	File Stamped Response to Petition for Judicial Review	8/30/13	XI	2445-2454
52.	Court Transcript from hearing on September 5, 2013 in Department XXV	9/5/13	XI	2455-2466
53.	Motion to Amend Complaint filed by Bank of New York Mellon in Judicial Foreclosure Case with exhibits	9/5/13	XI	2467-2514
54.	(Jud Not Ex. 32) Nationstar Mortgage LLC Prospectus filed under Rule 424(b)(2) with	9/25/13	XII	2515-2641

	Securities and Exchange Commission on September 25, 2013			
55.	Linked-In Profile – Daniel Marks	10/1/13	XII	2642-2643
56.	(Jud Not Ex. 27) Bank of New York Mellon Resolution Plan Public Section filed October 1, 2013 with Board of Governors Federal Reserve System	10/1/13	XII	2644-2667
57.	E-mail correspondence from L. Bennett-Morales dated September 30, 2011	10/23/13	XII	2668-2669
58.	E-mail from L. Bennett to T. Newberry dated August 15, 2011 and response from T. Newberry to L. Bennett dated August 19, 2011	10/28/13	XII	2670-2673
59.	(Jud Not Ex. 31) Nationstar Mortgage – New York Stock Exchange Profile dated October 29, 2013	10/29/13	XII	2674-2675
60.	(Jud Not Ex. 26) Bank of New York Mellon – New York Stock Exchange Profile dated October 29, 2013	10/29/13	XII	2676-2677
61.	Evaluative Methodology/Proposal/Short Sale Valuation	10/29/13	XII	2678-2680
62.	Court Transcript from hearing on December 13, 2013 in Department XXV	12/13/13	XII  XIII	2681-2764  2765-2773
63.	Court Transcript from hearing on November 1, 2013 in Department XXV	11/1/13	XIII	2774-2805
64.	Motion for Supplemental Briefing	1/3/14	XIII	2806-2811

65.	Opposition to Motion for Supplemental Briefing		XIII	2812-2817
66.	Order Denying Motion for Supplemental Briefing	2/3/14	XIII	2818-2821
67.	Findings of Fact, Conclusions of Law and Order	10/3/14	XIII	2822-2835
68.	Motion to Retax Costs and Reduce Excessive Attorney's Fees	10/23/14	XIII	2836-2854
69.	Notice of Posting Supersedes Bond	11/4/14	XIII	2855-2862
70.	Mediator's Statement		XIII	2863-2870

**ALPHABETICAL**

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