

IN THE SUPREME COURT OF THE STATE OF NEVADA

PROPERTY PLUS INVESTMENTS, LLC, a Nevada
Limited Liability Company,

Appellant,

vs.

MORTGAGE ELECTRONIC REGISTRATION
SYSTEM, an Illinois Corporation; and CHRISTIANA
TRUST, A DIVISION OF WILMINGTON SAVINGS
FUND SOCIETY, FSB, NOT IN ITS INDIVIDUAL
CAPACITY BUT AS TRUSTEE OF ARLP TRUST
3, IN C/O ALTISOURCE ASSET MANAGEMENT
CORPORATION,

Respondent.

CASE NO. 69072

Electronically Filed

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District Court Case No.

Elizabeth A. Brown

A-13-69290-C

Clerk of Supreme Court

**UNOPPOSED MOTION TO FILE RESPONDENTS' SECOND
SUPPLEMENTAL APPENDIX**

Respondents, Mortgage Electronic Registration Systems, Inc. And
Christiana Trust, A Division of Wilmington Savings Fund Society, FSB, not in its
Individual Capacity but as Trustee of ARLP Trust 3, in c/o Altisource Asset
Management Corporation, by and through their counsel, Dana Jonathon Nitz, Esq.,
of the law firm of Wright, Finlay & Zak, LLP, make this unopposed Motion to File
Second Supplemental Appendix.

The parties' counsel submitted a Joint Appendix. Respondents submitted a
Supplemental Appendix concurrently with filing their Answering Brief. In

preparation for oral argument, en banc, presently set for June 6, 2017, Respondents' counsel noticed that the Joint Appendix was incomplete because, while it contained the Respondents' Motion for Summary Judgment (JA0156-JA0180), Appellant's Opposition to Motion for Summary Judgment and Countermotion for Summary Judgment (JA0219-JA0295), together with the associated replies and supplements (JA0181-JA0212, JA0563-JA0642, JA0296-JA0335), as well as Appellant's Motion for Rehearing of Motion for Summary Judgment and to Vacate Summary Judgment (JA0348-JA0455) and Respondents' Opposition thereto (JA0456-JA0481), Respondents' Request for Judicial Notice, filed concurrently with the Motion for Summary Judgment, was inadvertently not included, though it was cited at various locations in both parties' papers.

Respondents' counsel, Mr. Nitz, upon discovering the omission, on May 31, 2017, contacted Appellant's counsel Patrick W. Kang, Esq., who advised he had no objection to supplementing the record with that Request for Judicial Notice. On June 1, 2017, Mr. Nitz also contacted Appellant's newly associated counsel, Jacqueline A. Gilbert, Esq., who said she had no objection, would not oppose a motion to supplement the record with that Request and permitted Mr. Nitz to so advise the Court.

Respondents' therefore hereby request that their Second Supplemental Appendix be accepted by this Court to supplement and complete the record. The

proposed Second Supplemental Appendix is submitted concurrently herewith in three volumes, bearing bates-numbers SA047-440, SA441-545, and SA546-718.

DATED this 1st day of June, 2017.

WRIGHT, FINLAY & ZAK, LLP

/s/ Dana Jonathon Nitz, Esq.

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Electronic Registration Systems, Inc. and
Christiana Trust, a division of Wilmington
Savings Fund Society, FSB, not in its
individual capacity but as Trustee of ARLP
Trust 3, In c/o Altisource Asset Management
Corporation*

PROOF OF SERVICE

I certify that I electronically filed on the 1st day of June, 2017, the foregoing **UNOPPOSED MOTION TO FILE RESPONDENTS' SECOND SUPPLEMENTAL APPENDIX** with the Clerk of the Court for the Nevada Supreme Court by using the CM/ECF system. I further certify that all parties of record to this appeal either are registered with the CM/ECF or have consented to electronic service.

- [] By placing a true copy enclosed in sealed envelope(s) addressed as follows:
- [X] (By Electronic Service) Pursuant to CM/ECF System, registration as a CM/ECF user constitutes consent to electronic service through the Court's transmission facilities. The Court's CM/ECF systems sends an e-mail notification of the filing to the parties and counsel of record listed above who are registered with the Court's CM/ECF system.

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- [X] (Nevada) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

/s/ Faith Harris

An Employee of Wright Finlay Zak, LLP